

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1

A RESOLUTION DENYING THE APPEAL OF MR. LEO PILAND FROM A STATEMENT OF COSTS FOR LOSS OF A CITY STREET TREE AT HIS RESIDENCE, 1429 OAKWOOD DRIVE, MODESTO, CALIFORNIA.

WHEREAS, Mr. Leo Piland, 1429 Oakwood Drive, Modesto, California, has appealed to the City Council from a determination of the Parks and Recreation Department that he is liable for costs for loss of a street tree in the planting easement in front of his residence in the amount of \$322.00, and

WHEREAS, the Acting Director of Parks and Recreation by memorandum dated December 30, 1976, and by photographs taken at the time, has set forth reasons for opposing said appeal in that during the month of April, 1976, Mr. Piland was responsible for pruning the roots on said tree without the approval of the Director of Parks and Recreation and in such a manner that said tree was blown over in a windstorm on April 28, 1976, and

WHEREAS, the City of Modesto has adopted street trees regulations as contained in Chapter 5 of Title XII of the Modesto Municipal Code for the purpose of providing street trees in the City of Modesto, Section 12-5.06 of which provides that "no person shall remove, trim, prune, spray, or cut any street tree without first obtaining permission from the Director."

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal of Mr. Leo Piland from a statement of costs for loss of a street tree is hereby denied for the reasons set forth above and for the reasons contained in said memorandum of December 30, 1976.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that the costs for the loss of said tree and for the loss of other trees in the same windstorm on April 28, 1976, may be paid by the homeowner liable for said loss in installments over a period of twelve months.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of January, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Kullijian, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Elliott, Newton

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-2

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPEAL OF JOHN L. WARD TO THE DECISION OF THE PLANNING COMMISSION DENYING REZONING FROM MEDIUM-HIGH DENSITY RESIDENTIAL ZONE, R-3, TO PLANNED DEVELOPMENT ZONE, P-D, TO PERMIT COMMERCIAL DEVELOPMENT ON THE WEST SIDE OF TULLY ROAD, NORTH OF STANDIFORD AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that January 24, 1977 , at 7:45 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of appeal of John L. Ward to the decision of the Planning Commission denying rezoning from Medium-High Density Residential Zone, R-3, to Planned Development Zone, P-D, to allow a C-1 type commercial subdivision, property located on the west side of Tully Road, North of Standiford Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of January , 1977, by Councilmember Siefkin , who moved its adoption, which motion being duly seconded by Councilmember Kullijian , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Kullijian, Mensinger, Siefkin,
Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Elliott, Newton .

ATTEST: Norrine Coyle
~~XXXXXXXXXXXX~~, City Clerk
NORRINE COYLE, Acting

MODESTO CITY COUNCIL
RESOLUTION NO. 77-3

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR CONSTRUCTION OF WATERLINES IN RENO AVENUE

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

SECTION 1. The plans and specifications for construction of waterlines in Reno 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 January 18, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of January 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin, Mayor
pro tem Dunlap

NOES: Councilmembers: None

ABSENT: Councilmembers: Elliott, Newton, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-4

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR IMPROVEMENT OF TULLY ROAD AND CARVER ROAD AT HETCH HETCHY
RIGHT OF WAY

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

SECTION 1. The plans and specifications for Improvement of Tully Road and Carver Road at Hetch Hetchy Right of Way 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 18, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of January, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Kullijian, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Elliott, Newton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-5

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR CONSTRUCTION OF CARVER GLEN NO. 2 WATERLINES

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

SECTION 1. The plans and specifications for construction of Carver Glen No. 2 waterlines

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 18, 1977 at 11:20 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of January, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Kullijian, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Elliott, Newton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-6

A RESOLUTION AUTHORIZING CITY MANAGER TO SIGN REVOCABLE PERMIT GRANTED TO THE CITY OF MODESTO BY THE PUBLIC UTILITIES COMMISSION OF THE CITY AND COUNTY OF SAN FRANCISCO

BE IT RESOLVED by the Council of the City of Modesto that the City Manager of the City of Modesto is hereby authorized to sign a revocable permit granted by the Public Utilities Commission of the City and County of San Francisco to the City of Modesto to permit the City of Modesto to cross under their waterlines at Hetch Hetchy Parcel No. 667, Stanislaus County.

BE IT FURTHER RESOLVED that the Council of the City of Modesto agrees to the conditions outlined in said revocable permit.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of January, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Kullijian, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Elliott, Newton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-7

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WATERLINES IN HAVENBROOK PARK NO. 3 (Joe Martin)

WHEREAS, a report has been filed by the Director of Public Works that the construction of waterlines in Havenbrook Park No. 3 has been completed by Joe Martin

in accordance with the contract agreement dated September 27, 1976.

NOW, THEREFORE, BE IT RESOLVED that the construction of waterlines in Havenbrook Park No. 3 be accepted from said contractor, Joe Martin

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$6,919.80 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 January, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Kullijian, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Elliott, Newton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-8

A RESOLUTION ACCEPTING THE CONSTRUCTION OF UTILITY BUILDING AT COLEMAN BROWN PARK (Bill Mineni)

WHEREAS, a report has been filed by the Director of Public Works that the construction of Utility Building at Coleman Brown Park has been completed by William Mineni

in accordance with the contract agreement dated June 14, 1976.

NOW, THEREFORE, BE IT RESOLVED that the construction of Utility Building at Coleman Brown Park be accepted from said contractor, William Mineni

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$44,000.00 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 January, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Kullijian, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Elliott, Newton

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-9

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING 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. (N. C. MAC DANNALD)

WHEREAS, on January 3, 1977, the City Council introduced Ordinance No. 1571-C.S.

giving approval to a project relating to an amendment to Section Map 21-3-9 of the Zoning Map to reclassify certain property located thereon 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 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 to reclassify certain property located thereon 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 3rd day of January, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Kullijian, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Elliott, Newton

(SEAL)

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 77-10

A RESOLUTION GRANTING THE APPEAL OF DENNIS E. WILSON OF MID VALLEY ENGINEERING, FILED ON BEHALF OF JOHN ZAMORA, TO THE FINDING BY THE ENVIRONMENTAL ASSESSMENT COMMITTEE OF THE CITY OF MODESTO THAT AN ENVIRONMENTAL IMPACT REPORT IS NECESSARY ON JOHN ZAMORA'S APPLICATION DATED NOVEMBER 17, 1976, FOR AN AMENDMENT TO THE ZONING MAP FOR MEDIUM DENSITY RESIDENTIAL ZONING, R-2; OVERRULING THE DECISION OF THE ENVIRONMENTAL ASSESSMENT COMMITTEE REQUIRING AN ENVIRONMENTAL IMPACT REPORT; AND ALLOWING JOHN ZAMORA TO PROCEED WITH HIS APPLICATION FOR AN AMENDMENT TO THE ZONING MAP FOR MEDIUM DENSITY RESIDENTIAL ZONING, R-2.

WHEREAS, an application dated November 17, 1976, for an amendment to the Zoning Map for Medium Density Residential Zoning, R-2, was filed with the Planning Commission by John Zamora, and

WHEREAS, said application for an amendment to the Zoning Map for Medium Density Residential Zoning, R-2, was referred to the Environmental Assessment Committee of the City of Modesto, which Committee found and determined that an Environmental Impact Report was required on the requested rezoning for Medium Density Residential Zoning, R-2, because the rezoning could conflict with or cause a change in land use not anticipated by the General Plan and the approved neighborhood zoning and development plan, and

WHEREAS, on December 17, 1976, Dennis Wilson of Mid Valley Engineering, on behalf of John Zamora, filed an appeal to the decision of the Environmental Assessment Committee with the City Clerk of the City of Modesto, which appeal was set for a public hearing by the City Council on January 3, 1977, at 4:20 o'clock P.M., at which time the Council found and determined that said appeal to the finding by the Environmental Assessment Committee that an Environmental Impact Report is required on said application for Medium Density Residential Zoning, R-2, should be granted, and that an Environmental Impact Report is not required to be filed for the proposed project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby grants the appeal of Dennis Wilson of Mid Valley Engineering, filed on behalf of John Zamora, to the decision of the Environmental Assessment Committee of the City of Modesto which found that an Environmental Impact Report was necessary on John Zamora's application dated November 17, 1976, for an amendment to the Zoning Map for Medium Density Residential Zoning, R-2.

BE IT FURTHER RESOLVED that an Environmental Impact Report is not required on the application of John Zamora for an amendment to the Zoning Map for Medium

Density Residential Zoning, R-2, because the proposed project will not conflict with or cause a change in land use not anticipated by the General Plan and the approved neighborhood zoning and development plan for the following reasons:

1. The requested rezoning would only result in approximately a fifteen (15%) percent increase in the number of dwelling units permitted by the neighborhood zoning and development plan for this area.
2. The Lakewood neighborhood, which includes the subject property, is not developing to the density shown on the General Plan and the approved neighborhood zoning and development plan.

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to file a certified copy of this resolution with the Stanislaus County Clerk as a negative declaration that the proposed rezoning will not have a significant effect on the environment and to publish a notice thereof one time in the Modesto Bee. Anyone wishing to respond to the finding of a negative declaration may do so within fifteen (15) days of the date of the filing of this resolution with the Stanislaus County Clerk. This response must be in writing and filed with the City Clerk, City of Modesto, P. O. Box 642, Modesto, California, 95353, and shall name the project as "R-1 to R-2, John Zamora - S/W Corner E. Orangeburg Avenue and Claus Road" and the date of filing this resolution with the Stanislaus County Clerk.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of January, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Elliott, Kullijian, Newton

ATTEST:


NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By


ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77-11

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JOHN PAOLUCCIO CONSULTING ENGINEERS FOR DESIGN OF NEW HEATING AND AIR CONDITIONING SYSTEM FOR FIRE STATION NO. 1

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and John Paoluccio Consulting Engineers for design of new heating and and air conditioning system for Fire Station 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 3rd day of January , 1977, by Councilmember Dunlap , who moved its adoption, which motion being duly seconded by Councilmember Kullijian , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Kullijian, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Elliott, Newton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-12

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND DUANE D. STONE AND ASSOCIATES FOR PREPARATION OF PLANS AND SPECIFICATIONS FOR CONSTRUCTION OF FIRE STATION NO. 6

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Duane D. Stone and Associates

for preparation of plans and specifications for Construction of Fire Station No. 6

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 January , 1977, by Councilmember Siefkin , who moved its adoption, which motion being duly seconded by Councilmember Kullijian , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Kullijian, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Elliott, Newton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-13

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
CENTRAL CALIFORNIA ART LEAGUE, INC. FOR LEASE OF ROOMS AT THE
MCHENRY MUSEUM

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Central California
Art League, Inc.

for lease of rooms AL 1, AL 2, AL 3, and AL 4 at the McHenry Museum
beginning December 14, 1976 (rent at \$157 per month)

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
January , 1977, by Councilmember Siefkin , who moved
its adoption, which motion being duly seconded by Councilmember
Kullijian , was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Dunlap, Kullijian, Mensinger, Siefkin,
Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Elliott, Newton

ATTEST: Norrine Coyne
NORRINE COYNE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-14

A RESOLUTION AMENDING ENVIRONMENTAL IMPACT GUIDELINES.

WHEREAS, Sections 21000 et seq. of the California Public Resources Code, as amended by Chapter 1154 of the Statutes of 1972 (AB 889) comprise the California Environmental Quality Act of 1970, and

WHEREAS, the Secretary of the California Resources Agency, pursuant to the provisions of California Public Resources Code Section 21083, adopted "Guidelines for Implementation of the California Environmental Quality Act of 1970" which were amended on December 17, 1973, 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 4-9.01 - 4-9.04) authorize 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 No. 74-130 has previously adopted "City of Modesto Environmental Impact Report Guidelines", dated February 11, 1974, and

WHEREAS, it is necessary to amend said Guidelines in accordance with the amendments issued by the Secretary for the Resources Agency of California on September 30, 1976,

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

1. The attached documents entitled (1) ENVIRONMENTAL ASSESSMENT COMMITTEE INITIAL STUDY AND FINDINGS, (2) ENVIRONMENTAL CHECKLIST, and (3) ENVIRONMENTAL INFORMATION FORM be and they are hereby adopted as an amendment to the "City of Modesto Environmental Impact Guidelines" dated February 11, 1974.

2. That all other provisions of City Council Resolution No. 74-130 are continued in full force and effect.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of January, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Kullijian, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Elliott, Newton

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By ELWYN L. JOHNSON, City Attorney

City of Modesto
ENVIRONMENTAL ASSESSMENT COMMITTEE
INITIAL STUDY AND FINDINGS

Filed with Stanislaus
County Clerk

Type of Project:

Location:

Brief Description of Proposed Project:

15 Days for Public
Response Ends:

Date: _____

E. A. No. _____

Findings:

- Negative Declaration - The project will not have a significant effect on the environment.
- Negative Declaration - Although the proposed project could have a significant effect on the environment, there will not be a significant effect in this case because of the mitigation measures or explanation given on the attached sheet.
- EIR Required - - - - - The project may have a significant effect on the environment and an Environmental Impact Report is required.

Public Response to Negative Declaration:

The Environmental Assessment Committee prepares the Initial Study, copies of which may be obtained from the City Clerk, City of Modesto. Anyone wishing to respond to the finding of a negative declaration may do so within 15 days of the date of the filing of these Findings with the Stanislaus County Clerk. This response must be in writing and filed with the City Clerk, City of Modesto, P. O. Box 642, Modesto, CA 95353, and shall name the project as above and the date of filing these findings with the Stanislaus County Clerk.

CITY OF MODESTO ENVIRONMENTAL ASSESSMENT COMMITTEE:

Ross Campbell, Director of Public Works, Chairman

William Nichols, Director of Planning, Secretary

J. David Fitzsimons, Assistant City Attorney

James Mankin, Director of Environmental Health

Date: _____

Jan. '77

I. ENVIRONMENTAL IMPACTS BEYOND THOSE ANTICIPATED BY DEVELOPMENT IN ACCORDANCE WITH THE URBAN AREA GENERAL PLAN (Discussion of all "Yes" and "Maybe" answers are required on attached sheets in negative declaration is filed. Discussion is optional if EIR is required.)

	<u>Yes</u>	<u>Maybe</u>	<u>No</u>
1. <u>Earth</u> . Will the project significantly result in:			
a. The destruction, covering or modification of any unique geologic or physical features?	___	___	___
b. The increase in wind or water erosion of soils, either on or off the site?	___	___	___
c. Changes in siltation or deposition which may modify the channel of a river or stream?	___	___	___
2. <u>Air</u> . Will the project significantly result in:			
a. Air emissions or deterioration of ambient air quality?	___	___	___
b. The creation of objectionable odors?	___	___	___
3. <u>Water</u> . Will the project significantly result in:			
a. Changes in absorption rates, drainage patterns or the rate and amount of surface water runoffs?	___	___	___
b. Alterations to the course or flow of flood waters?	___	___	___
c. Discharge into surface waters, or the alteration of surface water quality, including but not limited to temperature, dissolved oxygen or turbidity?	___	___	___
d. Change in the quantity of ground waters, either through direct additions or withdrawals?	___	___	___
4. <u>Plant Life</u> . Will the project significantly result in:			
a. Reduction of the numbers of any unique, rare or endangered species of plants?	___	___	___
b. Reduction in acreage of any agricultural crop?	___	___	___
5. <u>Animal Life</u> . Will the project significantly result in:			
a. Reduction of the numbers of any unique, rare or endangered species of animals?	___	___	___
b. Deterioration to existing fish or wildlife habitat?	___	___	___

Questions are tested against General Plan Standards. Yes and maybe answers suggest environmental impacts beyond those anticipated by the General Plan.

- | | | | |
|---|-------|-------|-------|
| 6. <u>Noise.</u> Will the project significantly increase existing noise levels? | _____ | _____ | _____ |
| 7. <u>Light and Glare.</u> Will the project produce unusual light or glare? | _____ | _____ | _____ |
| 8. <u>Land Use.</u> | | | |
| a. Is the project outside the adopted Urban Area General Plan? | _____ | _____ | _____ |
| b. Could the project cause or result in growth beyond that anticipated by the Urban Area General Plan or neighborhood zoning and development plan? | _____ | _____ | _____ |
| c. Could the project cause a change in land use not anticipated by the Urban Area General Plan or a neighborhood zoning and development plan? | _____ | _____ | _____ |
| d. Could the project conflict with the Urban Area General Plan or a neighborhood zoning and development plan? | _____ | _____ | _____ |
| e. Could the project adversely affect the functioning of an established neighborhood as delineated in the General Plan? | _____ | _____ | _____ |
| 9. <u>Natural Resources.</u> Will the project result in: | | | |
| a. Significant increase in the rate of use of any natural resources? | _____ | _____ | _____ |
| b. Significant depletion of any nonrenewable natural resources? | _____ | _____ | _____ |
| 10. <u>Hazard.</u> Does the project involve a risk of an explosion or the release of hazardous substances (including, but not limited to, oil, pesticides, chemicals or radiation) in the event of an accident or upset conditions? | _____ | _____ | _____ |
| 11. <u>Population.</u> Will the project significantly alter the location, distribution, density, or growth rate of the population of an area? | _____ | _____ | _____ |
| 12. <u>Housing.</u> Will the project significantly affect existing housing, or create a demand for additional housing? | _____ | _____ | _____ |
| 13. <u>Transportation/Circulation.</u> Will the project result in significant: | | | |
| a. Generation of additional vehicular movement? | _____ | _____ | _____ |

Questions are tested against General Plan Standards. Yes and maybe answers suggest environmental impacts beyond that anticipated by the General Plan.

	<u>Yes</u>	<u>Maybe</u>	<u>No</u>
b. Impact on existing parking facilities, or demand for new parking?	---	---	---
c. Impact upon existing transportation systems?	---	---	---
d. Alterations to present patterns of circulation or movement of people and/or goods?	---	---	---
e. Alterations to rail or air traffic?	---	---	---
f. Increase in traffic hazards to motor vehicles, bicyclists or pedestrians?	---	---	---
14. <u>Public Services.</u> Will the project have a significant effect upon, or result in a need for significantly new or altered governmental services in any of the following areas:			
a. Fire protection?	---	---	---
b. Police protection?	---	---	---
c. Schools?	---	---	---
d. Parks or other recreational facilities?	---	---	---
e. Maintenance of public facilities?	---	---	---
f. Other governmental services?	---	---	---
15. <u>Energy.</u> Will the project result in:			
a. Use of substantial amounts of fuel or energy?	---	---	---
b. Substantial demand upon existing sources of energy, or require the development of new sources of energy?	---	---	---
16. <u>Utilities.</u> Will the project result in a significant need for new systems, or alterations to the following utilities:			
a. Power or natural gas?	---	---	---
b. Communications systems?	---	---	---
c. Water?	---	---	---
d. Sewer or septic tanks?	---	---	---
e. Storm water drainage?	---	---	---
f. Solid waste and disposal?	---	---	---
17. <u>Health.</u> Will the project result in the creation of any health hazard or potential health hazard?	---	---	---

Questions are tested against General Plan Standards. Yes and maybe answers suggest environmental impacts beyond that anticipated by the General Plan.

- | | | | |
|--|-----|-----|-----|
| <p>18. <u>Aesthetics</u>. Will the project adversely affect an area of important aesthetic value?</p> | --- | --- | --- |
| <p>19. <u>Recreation</u>. Will the project result in an impact upon the quality of quantity of existing recreational facilities?</p> | --- | --- | --- |
| <p>20. <u>Archeological/Historical</u>. Will the project result in an alteration of a significant archeological or historical site, structure, object or building?</p> | --- | --- | --- |
| <p>21. <u>Mandatory Findings of Significance</u>.</p> | | | |
| <p> a. Does the project have the potential to degrade the quality of the environment, or curtail the diversity in the environment?</p> | --- | --- | --- |
| <p> b. Does the project have the potential to achieve short-term, to the disadvantage of long-term, environmental goals?</p> | --- | --- | --- |
| <p> c. Does the project have impacts which are individually limited, but cumulatively considerable?</p> | --- | --- | --- |
| <p> d. Does the project have environmental effects which will cause substantial adverse effects on people, either directly or indirectly?</p> | --- | --- | --- |

Questions are tested against General Plan Standards. Yes and maybe answers suggest environmental impacts beyond that anticipated by the General Plan.

II. DISCUSSION OF ENVIRONMENTAL EVALUATION

GENERAL INFORMATION

1. Type of Project: _____

2. Name, address and telephone number of developer or project sponsor: _____

3. Address or location of project: _____

4. Name, address and telephone number of owner: _____

5. List and describe any permits and other public approvals required for this project by State and Federal agencies: _____

PROJECT DESCRIPTION (Supplemental pages should be added where additional space is required to adequately answer items 7 thru 25. If item does not apply, indicate by N/A)

6. Attach plot plan. (May include information required by Items 8 thru 15)
7. Site Size.
8. Square footage of buildings or structures.
9. Number of floors of construction.
10. Amount of off-street parking provided.
11. Anticipated incremental development.
12. If residential, include the number of units, schedule of unit sizes by bedrooms.
13. If commercial, indicate the use.
14. If industrial, indicate type or character of products or use.
15. If institutional, indicate the major function.

Are the following items applicable to the project or its effects? Discuss all items checked yes (Use supplemental pages as required).

Yes No

- 16. Project is within 200 feet of Dry Creek or the Tuolumne River.
- 17. Project changes character from that identified in the Urban Area General Plan.
- 18. Project produces significant amounts of solid waste or litter.
- 19. Project produces dust, ash, smoke, fumes or odors in vicinity.
- 20. Project produces changes in existing noise or vibration levels in the vicinity.
- 21. Project produces changes in stream or ground water quality or quantity, or alteration of existing drainage patterns.
- 22. Site on filled land or on slope of 10 percent or more.
- 23. Use or disposal of potentially hazardous materials, such as toxic substances, flammables or explosives.
- 24. Change in demand for public services (police, fire, water, sewage, schools, etc.) from that anticipated by Urban Area General Plan.
- 25. Related to a larger project or series of projects.

ENVIRONMENTAL SETTING (Attach additional pages as necessary)

- 26. Describe the project site as it exists before the project. Describe any existing structures on the site, and the use of the structures. Photographs of the site may be used to supplement descriptions. Snapshots or polaroid photos will be accepted.
- 27. Describe the surrounding zoning and land use.

CERTIFICATION: I hereby certify that the statements furnished above and in the attached exhibits present the data and information required for this initial evaluation to the best of my ability, and that the facts, statements and information presented are true and correct to the best of my knowledge and belief.

Date _____

(Signature)

PROJECT NO. 5

MODESTO CITY COUNCIL
RESOLUTION NO. 77-15

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. 2) H Street - G Street - First Street - Second Street

BE IT HEREBY RESOLVED by the Council of the City of Modesto that February 14, 1977, 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 report by the Superintendent of Streets listing the names of property owners and individual cost of construction of alleys in Block 2 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 3rd day of January, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Kullijian, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Elliott, Newton

ATTEST: Norrine Coyle
~~XXXXXXXXXXXXXXXXXXXX~~ City Clerk
NORRINE COYLE, ~~Acting~~

BLOCK 2 - H STREET - G STREET - FIRST STREET - SECOND STREET

Gary G. Leong, Lots 1 & 2, \$94.79.

Dorothy M. Shively, Lots 3 & 4. (Paid)

Albin E. and Mable M. Ostlund, Lots 5 and 6, \$94.79.

Pablo Gomez, Lots 7 & 8, \$94.75

Joseph F. Salazar, Lots 9 & 10, \$94.79.

Diana Bettencourt, Lots 11 & 12, \$94.79.

Newton L. Cox, Lots 13 & 14, \$94.79.

United Commercial Travel #718, Lots 15 & 16, \$94.79

William E. and Ruth Kennedy, Lots 17, 18, 19, 20, \$189.58.

Thomas E. and Jessie B. Hardy, Lots 21 & 22. \$94.79.

John E. Gustafson, Lots 23 and 24. \$94.79.

Jack & Vila Johnson, Lots 25 & 26, \$94.79..

Modesto High School District, Lots 27, 28, 29, 30, 31, & 32, Modesto High School District, \$284.36.

PROJECT NO. 5

MODESTO CITY COUNCIL
RESOLUTION NO. 77-16

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. 1238) East Granger, Honeysuckle & Briggsmore

BE IT HEREBY RESOLVED by the Council of the City of Modesto that February 14, 1977, 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 report by the Superintendent of Streets listing the names of property owners and individual cost of construction of alleys in Block 1238 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 3rd day of January, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Kullijian, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Elliott, Newton

ATTEST: Norrine Coyle
~~XXXXXXXXXXXXXXXXXXXX~~, City Clerk
NORRINE COYLE, ~~Acting~~

BLOCK 1238 - EAST GRANGER, HONEYSUCKLE & BRIGGSMORE

Kenneth L. and Dorothy M. Britt, Lot 6, \$101.03.

Josephine McSpadden, Lot 7, \$101.03.

Benjamin and Helen Gillander and James and Thelma McKinnon, Lot 8, \$101.03.

Mildred C. and Paul L. Rivers, Lot 9, \$101.03.

Rosa Loconte, The east 120' of the West 1606.15' of the North 110' of the south 140' of Section 16, \$189.97.

National Medical Enterprises, Inc., The east 293' of the west 1486.15' of the north 443' of south 473' of Section 16, \$765.06.

PROJECT NO. 5

MODESTO CITY COUNCIL
RESOLUTION NO. 77-17

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. 5322) Emerald - Los Olivos - Laurel - Elm

BE IT HEREBY RESOLVED by the Council of the City of Modesto that February 14, 1977, 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 report by the Superintendent of Streets listing the names of property owners and individual cost of construction of alleys in Block 5322 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 3rd day of January, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Kullijian, Mensinger, Siefkin,
Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Elliott, Newton

ATTEST: Norrine Coyle
~~XXXXXXXXXXXX~~ City Clerk
NORRINE COYLE, ~~Acting~~

BLOCK 5322 - EMERALD - LOS OLIVOS - LAUREL - ELM

C. H. and Charlene N. Gray, Lot 1, \$140.07.

Jack W. and Phyllis L. Sutton, Lot 2, \$137.56.

Dorothy Hale, Lot 3, \$137.56.

Robert H. and Babette A. Husman, Lot 4, \$137.56.

Julius H. Greenberg, Lot 5, \$137.56.

Maree A. Clark, Lot 6, \$134.20.

Dave and Nellie Martinez, Lot 7, \$143.73.

Harold C. and Lois E. Lang, Lot 8, \$137.56.

Virgie L. and Veren A. Giddens, Lot 9, \$228.40.

Guy G. and Ada V. Durr, Lot 10, \$58.72.

Raymond and Evalyne P. Aderson, Lot 32, \$216.18.

PROJECT NO. 5

MODESTO CITY COUNCIL
RESOLUTION NO. 77-18

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. 6118) Madrone - Pepperwood - Linwood - Tully

BE IT HEREBY RESOLVED by the Council of the City of Modesto that February 14, 1977, 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 report by the Superintendent of Streets listing the names of property owners and individual cost of construction of alleys in Block 6118 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 3rd day of January, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kulligian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Kulligian, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Elliott, Newton

ATTEST: Norrine Coyle
~~XXXXXXXXXXXXXX~~, City Clerk
NORRINE COYLE, ~~Acting~~

BLOCK 6118 - MADRONE - PEPPERWOOD - LINWOOD - TULLY

Ralph J. and Cheryl Simas, The north 60' of south 777.65' of the west 127.96' of the east 172.96' of Section 18, \$8.28

Winnie M. Bachmann, the North 72.64' of the south 717.65' of the west 128' of the east 173' of Section 18, \$114.56.

Hilda R. Jackson, the north 60' of the south 645.01' of the west 128' of the east 173' of Section 18, \$117.22.

Robert L. Myers and Jewell N. Myers, Lot 1, \$8.28.

Harold and Bette R. Simidian, Lot 2, \$54.17.

Calvin M. & Marie F. Sturtz, Lot 3, \$131.87.

Aldo W. and Thelma B. Ferrini, Lot 4, \$131.87.

Frank Azevedo, Jr. and Linda Azevedo, Lot 5, \$131.87

Martha L. Kirton, Lot 6, \$131.87.

Loyd M. and Goldie B. Benson, Lot 7, \$131.87.

Don A. and Roberta D. Lenkeit, Lot 8, \$131.87.

Herbert H. and Constance Staggs, Lot 9, \$131.87.

Joseph Whitney and Rowena Alexander, Lot 10, \$131.87.

William R. and Mary J. Pedlowe, Lot 11, \$131.87.

Timothy A. and Lanier S. Brady, Lot 12, \$131.87.

Robert C. and Edna Mae Harrity, Lot 13, \$131.87.

Faye W. Pittman, Lot 14, \$141.91.

Robert M. and Joyce M. Colville, Lot 15, \$227.21.

James Edward and Carole L. Smirfitt, Lot 17, \$39.01.

Loyal O. and Idell M. Howard, Lot 18, \$128.21.

Kenneth G. and Garnett K. Fenton, Lot 19, 128.21.

Richard H. and Marjorie J. Brown, Lot 20, \$128.21.

Raymond A. and Maxine N. Pifer, Lot 21, \$150.06.

Maurice E. and Clara H. Bazzell, Lot 22, \$126.98.

Joseph D. and Sandra L. Naranjo, Lot 23, \$126.98.

Robert H. and Florence M. Garrett, Lot 24, \$121.12.

Aubrey W. and Betty J. Wilson, Lot 25, \$107.45.

Fabian A. and Josephine Smith, Lot 26, \$214.90.

William J. and Susan P. Englert, Lot 27, \$151.25.

Rule Development, S/E corner of Section 18, T.3S. R.9E, Mt. Diablo Base & Meridian; thence West 45'; thence N. 777.65' to the true point of beginning; thence W. 127.96'; thence S. 44'; thence S/W 13.98'; thence W. 117.25'; thence N. 165.37'; thence E. 240.05'; thence 23.52' along a tangent curve concave to the W/W, having a radius of 15'; thence S.104.16' to the point of beginning. (Paid)

PROJECT NO. 5

MODESTO CITY COUNCIL
RESOLUTION NO. 77-19

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. 6141) Stetson - Albany - Woodman - West Granger

BE IT HEREBY RESOLVED by the Council of the City of Modesto that February 14, 1977, 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 report by the Superintendent of Streets listing the names of property owners and individual cost of construction of alleys in Block 6141 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 3rd day of January, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Kullijian, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Elliott, Newton

ATTEST: Norrine Coyle
~~XXXXXXXXXXXXXXXXXXXX~~, City Clerk
NORRINE COYLE, Acting

BLOCK 6141 - STETSON - ALBANY - WOODMAN - WEST GRANGER

Earl L. and Joan M. McCormick, Lot 13, \$114.25.

Dean R. and Marilyn Wilson, Lot 14, \$114.25.

Mildred E. Williams, South 57" of Lot 15, \$108.53

Gayle M. Canepa, Lot 16 & N. 3' of Lot 15, \$119.96.

Estella B. Barnhard, Lot 17, \$114.25.

Kenreth E. and Carolyn Jones, Lot 18, \$114.25.

Robert L. and Audrey Liebrez, Lot 19, \$114.25.

Andrew and Rose Bille, Lot 20 and the South 15' of Lot 21, \$142.81.

Maya Lindsey, north 45' of Lot 21 & the south 20' of Lot 22, \$\$123.77

Thomas C. and Dawne D. Blank, north 40' of Lot 22 and the south 43' of Lot 23, \$158.04.

Leonard J. and Josephine Parra, Lot 24 and the north 17' of Lot 23, \$145.57

Fred B. Otis, Lot 12 and the South 30' of Lot 11, \$171.37.

Paul L. and Patricia G. Methvin, Lot 10 and the north 30' of Lot 11, \$171.3

Paul L. and Patricia G. Methvin, Lot 9 and the south 30' of Lot 8, \$171.37.

J. V. and Myrtle Ard, South 30' of Lot 7 and the north 30' of Lot, \$114.25.

James and Katherine Turner, north 30' of Lot 7 and the south 30 feet of Lot, \$114.25.

Martha B. Morrow, north 30' of Lot 6 and the south 30' of Lot 5, \$114.25.

Carl C. and Ina M. Nielsen, Lot 4 & the north 30' of Lot 5, \$171.37.

Wallace B. and Anna Peterson, Lot 3, \$114.25.

Ludwig & Erna Levy, Herbert & Mildred Levy,
and Fred and Evelyn Heilbrown, Lot 2, \$114.25.

Walter H. and Dorothy Schultz, Lot 1, \$114.40.

PROJECT NO. 5

MODESTO CITY COUNCIL
RESOLUTION NO. 77-20

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. 6804) Enslin - La Villa Rose Ct. - Ralston - Briggsmore

BE IT HEREBY RESOLVED by the Council of the City of Modesto that February 14, 1977, 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 report by the Superintendent of Streets listing the names of property owners and individual cost of construction of alleys in Block 6804 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 3rd day of January, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Kullijian, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Elliott, Newton

ATTEST: Norrine Coyle
~~XXXXXXXXXXXXXXXXXXXX~~ City Clerk
NORRINE COYLE, ~~Attest~~

BLOCK 6804 - ENSLEN - LA VILLA ROSE CT. - RALSTON - BRIGGSMORE

- Kenneth W. and Isabel Graham, Lot 11 & north 4.20' of Lot 10, \$112.29.
- Herbert M. and Lorene Cole, South 53.60' of Lot 10 and the north 10.40' of lot 9, \$110.53.
- Clyde W. & Addalyn J. Sims, south 47.4' of Lot 9 and the north 16.6' of Lot 7, \$110.53.
- Frank & Vivian M. Espinola, Jr., south 41.2' of Lot 8 and the north 22.8' of Lot 7, \$110.53.
- Ludina A. Hicks, south 35' of Lot 7 and the north 29' of Lot 6, \$110.53.
- Fred G. Herman, south 28.8' of Lot 6 and the north 35.2' of lot 5, \$110.53.
- Lynn S. and Mary Ann Wood, south 22.6' of Lot 5 and the north 41.4' of Lot 4, \$110.53.
- Antonio W. and M. Jean Leonardo, south 16.4' of Lot 4 and the north 47.60' of Lot 3, \$110.53.
- Roy C. and Lois Huckaby, south 10.2' of Lot 3 and the north 53.8' of Lot 2, (paid)
- Angela S. Boling, Lot 1 and the south 4' of Lot 2, \$112.96.
- Duane D. Jenner & Irene Jenner, Lot 12, \$130.39.
- Sidney and Leah Wolfe, Lot 13, \$120.89.
- Hsing Yun and Marie Fan, Lot 14, \$120.89.
- Walter W. and Louise C. Netherton, Lot 15, \$120.89.
- John H. and Bette D. Cox, Lot 16, \$120.89.
- Alfred L. and Donna F. Morton, Lot 17, \$167.81.
- E. R. and Ruby Johnson, Lot 18, \$120.89
- Elmer L. and Fay Ballard, Lot 28, \$172.70.

PROJECT NO. 12953

MODESTO CITY COUNCIL
RESOLUTION NO. 77-21

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. 12953) Windsor Lane - Windsor Court - Hampshire Lane.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that February 14, 1977, 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 report by the Superintendent of Streets listing the names of property owners and individual cost of construction of alleys in Block 12953 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 3rd day of January, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Kullijian, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Elliott, Newton

ATTEST: Norrine Coyle
~~NORRINE COYLE~~, City Clerk
NORRINE COYLE, ~~Acting~~

BLOCK 12953 - WINDSOR LANE WINDSOR COURT HAMPSHIRE LANE

James P. Calvert and Kay Calvert, Lot 1, \$137.54.

Richard C. and Margie Barham, Lot 2, \$123.08.

Richard M. and Grace L. Stewart, Lot 3, \$123.04.

Owen G. and Virginia A. Nicholas, Lot 4, \$123.04.

Betty H. Leonard, Lot 5, \$135.13.

Jess W. and Mildred E. Ayres, Lot 6, \$157.68.

Edward B. and Helen H. Ballinger, Lot 23, \$204.62.

William T. and Betty L. Scott, Lot 22, \$180.87.

Lawrence H. and Katherine D. Moncrief, Lot 21, \$364.45.

Paul L. and Mariesta B. Martelli, Lot 20, \$28.19.

PROJECT NO. _____

MODESTO CITY COUNCIL
RESOLUTION NO. 77-22

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 (Curbs and sidewalks at 601 Coldwell - Carl R. Rohlwing)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that January 17, 1977, at 4:05 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 reports by the Superintendent of Streets on the cost of construction of improvements as described in such reports.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of January, 1977, by Councilman Siefkin, who moved its adoption, which motion being duly seconded by Councilman Kullijian, was upon roll call carried and the resolution adopted by the following vote:

- AYES: Councilmen: Dunlap, Kullijian, Mensinger, Siefkin, Mayor Davies
- NOES: Councilmen: None
- ABSENT: Councilmen: Elliott, Newton

ATTEST: Norrine Coyle
~~XXXXXXXXXXXX~~, City Clerk
NORRINE COYLE, ~~acting~~

MODESTO CITY COUNCIL
RESOLUTION NO. 77-23

A RESOLUTION APPROVING INDENTURE BETWEEN THE CITY OF MODESTO AND
SOUTHERN PACIFIC TRANSPORTATION COMPANY AND AUTHORIZING EXECUTION
BY CITY MANAGER

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the indenture between the City of Modesto and Southern Pacific Transportation Company for right to construct, reconstruct, maintain and operate a television cable within a two inch steel conduit in, upon, along, across and beneath the property and tracks of Railroad in location shown on print of Railroad's San Joaquin Division Drawing A-16313 dated October 7, 1976, is hereby approved.

BE IT FURTHER RESOLVED that the execution of said indenture by City Manager Garth Lipsky 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, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Kullijian, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Elliott, Newton

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-24

A RESOLUTION AUTHORIZING COOPERATIVE PURCHASE WITH THE CITY OF BERKELEY FROM MAGGINI CHEVROLET, BERKELEY, CALIFORNIA, FOR TWO COMPACT POLICE SPECIALS

BE IT RESOLVED by the Council of the City of Modesto that the cooperative purchase with the City of Berkeley, California, for the purchase of two compact police specials from Maggini Chevrolet, for the total price of \$11,563.94 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, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Kullijian, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Elliott, Newton

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-25

A RESOLUTION AMENDING THE CITY OF MODESTO FINAL BUDGET FOR THE 1976-77 FISCAL YEAR TO ADJUST THE BUDGET OF THE SERVICE DIVISION OF THE WORKING CAPITAL FUND (FUND NO. 512).

WHEREAS, the City of Modesto is purchasing two Nova police vehicles for testing purposes, and

WHEREAS, the total cost of said vehicles is estimated at \$11,563.94, and

WHEREAS, it is necessary to adjust the budget of the Service Division of the Working Capital Fund (Fund No. 512) to provide funding for said vehicles.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the following changes be made in the budget of the Service Division of the Working Capital Fund (Fund No. 512) in the City of Modesto Final Budget for the 1976-77 fiscal year:

1. The amount of \$11,100.00 now appropriated in Capital Account No. 5446 be reduced from \$11,100.00 to \$5,550.00 and \$5,550.00 be appropriated from said Capital Account No. 5446 to Capital Account No. 5449.
2. The amount of \$4,450.00 now appropriated in the General Reserve of the Working Capital Fund (Fund No. 512) be reduced to zero and said \$4,450.00 be appropriated in Capital Account No. 5449.
3. The amount of \$1,564.00 be appropriated from the Retained Earnings Account in the General Ledger of the Working Capital Fund (Fund No. 512) to Capital Account No. 5449.

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 3rd day of January, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Kullijian, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Elliott, Newton

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. 77-26

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$6,576.00 TO PROVIDE FUNDS FOR EQUIPMENT FOR TWO NOVA POLICE VEHICLES

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

GENERAL FUND (101)

FROM: Reserve Fund (60.00-800-101)	\$6,576.00
TO: Capital Outlay (5514-220-101)	3,900.00
Capital Outlay (5515-220-101)	236.00
Capital Outlay (5516-220-101)	1,400.00
Capital Outlay (5517-220-101)	94.00
Capital Outlay (5518-220-101)	516.00
Capital Outlay (5519-220-101)	72.00
Capital Outlay (5520-220-101)	182.00
Capital Outlay (5521-220-101)	80.00
Capital Outlay (5522-220-101)	96.00

(This equipment is necessary for the two Nova police vehicles purchased for testing to make them ready for police operations.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of January, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Kullijian, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Elliott, Newton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-27

A RESOLUTION DESIGNATING AGENCIES OF THE CITY OF MODESTO REQUIRED TO ADOPT CONFLICT OF INTEREST CODES, ESTABLISHING A DEADLINE FOR SUBMISSION OF SAID CODES AND ADOPTING PROCEDURES FOR SUBMISSION THEREOF.

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 March 10, 1977;

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.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of January, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Kullijian, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Elliott, Newton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

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

(Gov't. 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 March 10, 1977:

**Office of the City Manager (including the Office of
Management Services)**

Office of the City Attorney

Office of the City Clerk and Auditor

Finance Department

Fire Department

Parking and Traffic Department

Parks and Recreation Department

Planning and Community Development Department

Police Department

Public Works Department

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 March 10, 1977:

Board of Zoning Adjustment

Planning Commission

Culture Commission

Board of Appeals for Housing Code and Dangerous Building Code

Downtown Improvement District (DID) Advisory Board

Citizens Housing & Community Development Committee

Housing Maintenance and Counseling Subcommittee

Rehabilitation Loan Pool Subcommittee

Airport Advisory Committee

Environmental Assessment Committee

PROCEDURE FOR SUBMISSION AND REVIEW OF
CONFLICT OF INTEREST CODES

MODESTO CITY COUNCIL

CODE REVIEWING BODY

(Gov't. 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 _____, 1976, 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. 77-28

RE
A RESOLUTION/APPOINTING MEMBER OF THE PLANNING COMMISSION FOR A TERM
ENDING JANUARY 1, 1981 (Fleeta Raines)

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
Planning Commission for the respective
term as indicated: (Term ending 1/1/81)

Fleeta Raines
812 - 14th Street
Modesto, CA 95354

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 3rd day of January,
1977, by Councilmember Kullijian, who moved its adoption, which
motion being duly seconded by Councilmember Dunlap, was upon roll
call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Kullijian, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Elliott, Newton

ATTEST: Norrine Coyle
~~XXXXXXXXXXXX~~ City Clerk
NORRINE COYLE, ~~Acting~~

MODESTO CITY COUNCIL
RESOLUTION NO. 77-29

A RESOLUTION ACCEPTING THE BID OF JOE MARTIN FOR CONSTRUCTION OF WATER-
LINES IN BLUE GUM AVENUE - WEST OF CARPENTER ROAD TO POUST ROAD, AND
COLLEGE WEST NO. 1

WHEREAS, Resolution No. 76-1338 , adopted by the Council of the
City of Modesto on December 20, 1976 , approved the plans and speci-
fications for the construction of waterlines in Blue Gum Avenue - West
of Carpenter Road to Poust Road, and College West No. 1
and authorized the calling for bids, and

WHEREAS, the bids received for the construction of waterlines in
Blue Gum Avenue - West of Carpenter Road to Poust Road, and College
West No. 1
were opened at 11:20 A.M. on January 4, 1977 and later tabulated
by the Director of Public Works for the consideration of the
Council, and

WHEREAS, the Director of Public Works has recommended that
the bid of Joe Martin in the amount of \$57,802.83
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 in the amount of \$57,802.83
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 January ,
19 77 , by Councilmember Dunlap , who moved its adoption, which
motion being duly seconded by Councilmember Mensinger , was upon roll
call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Newton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-30

A RESOLUTION ACCEPTING THE BID OF BIBENS NURSERY COMPANY TO FURNISH AND
INSTALL PLAYGROUND EQUIPMENT FOR COLEMAN F. BROWN AND CHRYSLER PARKS

WHEREAS, Resolution No. 76-1337 , adopted by the Council of the
City of Modesto on December 20, 1976 , approved the plans and speci-
fications for the furnishing and installation of playground equipment
for Coleman F. Brown and Chrysler Parks
and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing and installation of
playground equipment for Coleman F. Brown and Chrysler Parks
were opened at 11:10 A.M. on January 4, 1977 and later tabulated
by the Director of Public Works for the consideration of the
Council, and

WHEREAS, the Director of Public Works has recommended that
the bid of Bibens Nursery Co. in the amount of \$26,800.00
be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of Bibens Nursery Co. in the amount of \$26,800.00
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 10th day of January ,
19 77 , by Councilmember Dunlap , who moved its adoption, which
motion being duly seconded by Councilmember Mensinger , was upon roll
call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Newton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-31

A RESOLUTION ACCEPTING THE BID OF MORROW AND WAGGONER, INC. FOR THE CONSTRUCTION OF CURB, GUTTER AND APPURTENANCES ON CUESTA AVENUE

WHEREAS, Resolution No. 76-1336 , adopted by the Council of the City of Modesto on December 20, 1976 , approved the plans and specifications for the construction of curb, gutter and appurtenances on Cuesta Avenue

and authorized the calling for bids, and

WHEREAS, the bids received for the construction of curb, gutter and appurtenances on Cuesta Avenue were opened at 11:00 A.M. on January 4, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Morrow and Waggoner, Inc. in the amount of \$4,587.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Morrow and Waggoner, Inc. in the amount of \$4,587.00

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 10th day of January , 1977, by Councilmember Dunlap , who moved its adoption, which motion being duly seconded by Councilmember Mensinger , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Newton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-32

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR FIRE STATION NO. 1 BASEMENT SPRINKLER SYSTEM

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

SECTION 1. The plans and specifications for Fire Station No. 1 basement sprinkler 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 January 25, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of January 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Newton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-33

A RESOLUTION OVERRULING THE RECOMMENDATION OF THE PLANNING COMMISSION TO AMEND SECTION 18-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO, AND WAIVING THE ONE YEAR LIMITATION ON A NEW APPLICATION FOR PLANNED DEVELOPMENT (P-D) ZONING BY MODESTO DEVELOPMENT COMPANY.

WHEREAS, a verified application to amend Section 18-3-9 of the Zoning Map was filed by Modesto Development Company on October 5, 1976, to reclassify from Low Density Residential Zone, R-1, to Medium Density Residential Zone, R-2, and from Medium Density Residential Zone, R-2, to Medium-High Density Residential Zone, R-3, the following described property:

R-1 to R-2

ALL that certain real property situate in the Southwest quarter of the Southwest quarter of Section 18, 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 Parcel "A", as shown on the map filed in Book 20 of Parcel Maps at Page 82, Stanislaus County Records, said corner being on the Southerly right-of-way line of Briggsmore Avenue; thence Easterly along said Southerly right-of-way of Briggsmore Avenue, along a curve concave to the South, a distance of 125.77 feet, having a radius of 890.00 feet and a central angle of 8° 05' 48" to a point from which a radial line bears South 1° 37' 18" East, and the point of beginning; thence continuing Easterly along said cruve concave to the South, a distance of 114.38 feet, having a radius of 890.00 feet, and a central angle of 7° 21' 48"; thence South 84" 15' 30" East 10.81 feet; thence South 0° 13' 50" West, along the Westerly line of Park Manor No. 2-B, as shown on map filed in Volume 19 of Maps at Page 46, Stanislaus County Records, Park Manor No. 2-A, as shown on the map filed in Volume 19 of Maps at Page 39, Stanislaus County Records, and Park Manor No. 1, as shown on the map filed in Volume 19 of Maps at Page 27, Stanislaus County Records, a distance of 1035.17 feet; thence North 89° 20' West, 125.00 feet; thence North 0° 13' 50" East, 1039.90 feet to the point of beginning.

Containing 2.980 Acres

R-2 to R-3

ALL that certain real property situate in the Southwest quarter of the Southwest quarter of Section 18, 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 Northwest corner of Parcel "A", as shown on the map filed in Book 20 of Parcel Maps at Page 82, Stanislaus County Records, said corner being on the Southerly right-of-way line of Briggsmore Avenue; thence Easterly along said Southerly right-of-way of Briggsmore Avenue, along a curve concave to the South, a distance of 125.77 feet, having a radius of 890.00 feet and a central angle of 8° 05' 48" to a point from which a radial line bears South 1° 37' 18" East; thence South 0° 13' 50" West, 1039.90 feet; thence North 89° 20' West, 25.00 feet; South 0° 13' 50" West, 280.00 feet to be the centerline of Evergreen Avenue; thence North 89° 20' West, along said centerline of Evergreen Avenue, a distance of 100.01 feet; thence North 0° 13' 50" East along the Southerly prolongation of the Easterly line of said Parcel "A" and Parcel "B" of said Parcel Maps, a distance of 1305.05 feet to a point of beginning.

Containing 3.608 Acres.

and

WHEREAS, said application was set for a public hearing before the Planning Commission at its regular meeting on November 16, 1976, and continued to November 17, 1976, in the City Council Chambers, in the City Hall, 801 11th Street, Modesto, California, and

WHEREAS, said continued public hearing was held by the Planning Commission on the application to amend Section 18-3-9 of the Zoning Map filed by Modesto Development Company, and evidence both oral and documentary was taken and introduced, and

WHEREAS, thereafter the Commission adopted Resolution No. 76-208 recommending to the Council an amendment to Section 18-3-9 of the Zoning Map to reclassify from Low Density Residential Zone, R-1, to Medium Density Residential Zone, R-2, and from Medium Density Residential Zone, R-2, to Medium-High Density Residential Zone, R-3, the above described property, as requested by the applicant, and

WHEREAS, said matter was set for a public hearing before the 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 January 10, 1977, at which time evidence both oral and documentary was taken and introduced, 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 subject project, and

WHEREAS, after said public hearing, the Council of the City of Modesto determined that the proposed rezoning from Single Family Residential Zone, R-1, to Medium Density Residential Zone, R-2, and from Medium Density Residential Zone, R-2, to Medium-High Density Residential Zone, R-3 should be denied for the following reasons:

1. Planned-Development (P-D) Zoning would provide for plot plan review to assure compatibility with the adjacent single family subdivision by the imposition of standards such as fencing, 1-story construction, and medium density.
2. The developer has indicated his willingness to have the subject property rezoned to a Planned-Development (P-D) Zone, and

WHEREAS, at said public hearing, the Council further determined that in accordance with the provisions of Section 10-2.2103 of the Modesto Municipal Code that the one year limitation be waived in order that Modesto Development Company could submit a new application for an amendment to Section 18-3-9 of the Zoning Map to rezone the above described property from Low Density Residential Zone, R-1, and Medium Density Residential Zone, R-2, to Planned Development (P-D) Zone,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the proposed rezoning, as recommended by the Planning Commission in its Resolution No. 76-208, to rezone from Low Density Residential Zone, R-1, to Medium Density Residential Zone, R-2, and from Medium Density Residential Zone, R-2, to Medium-High Density Residential Zone, R-3, of the above described property, be denied for the reasons set forth above.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that in accordance with the provisions of Section 10-2.2103 of the Modesto Municipal Code, it hereby waives the one year limitation for Modesto Development Company to submit a new application to the Planning Commission for an amendment to Section 18-3-9 of the Zoning Map to rezone the above described property to a Planned-Development (P-D) Zone.

BE IT FURTHER RESOLVED by the Council that it hereby finds a shorter period of time for submitting a new application, and the waiving of the one year limitation will not adversely affect the interest of the general public.

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 denial of an amendment to Section 18-3-9 of the Zoning Map of the City of Modesto to rezone certain property located thereon.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of January, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Newton

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. 77-34

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 18-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (GLEN T. EDWARDS)

WHEREAS, on January 10, 1977, the City Council introduced Ordinance No. 1572-C.S.

giving approval to a project relating to an amendment to Section Map 18-3-9 of the Zoning Map to reclassify certain property located thereon from Medium High Density Residential Zone, R-3, to 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 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 18-3-9 of the Zoning Map to reclassify certain property located thereon from Medium High Density Residential Zone, R-3, to 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 10th day of January, 1977, by Councilmember Elliott, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Newton

(SEAL)

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 77-35

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 19-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (U. Z. BRANNON)

WHEREAS, on January 10, 1977, the City Council introduced Ordinance No. 1573-C.S.

giving approval to a project relating to an amendment to Section Map 19-3-9 of the Zoning Map to reclassify certain property located thereon from Medium High Density Residential Zone, R-3, to Highway Frontage Zone, H-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 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 19-3-9 of the Zoning Map to reclassify certain property located thereon from Medium High Density Residential Zone, R-3, to Highway Frontage Zone, H-1.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of January, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger, Mayor Davies

NOES: Councilmembers: Siefkin

ABSENT: Councilmembers: Newton

(SEAL)

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO.77-36

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING 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 RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (JOE TROMBETTA)

WHEREAS, on January 10, 1977, the City Council
introduced Ordinance No. 1574-C.S.

giving approval to a project relating to an amendment to Section Map 12-3-8 of the Zoning Map to reclassify certain property located thereon 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 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 to reclassify certain property located thereon 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 10th day of January, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger, Mayor Davies, Siefkin

NOES: Councilmembers: None

ABSENT: Councilmembers: Newton

(SEAL)

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 77-37

A RESOLUTION APPROVING A DEVELOPMENT PLAN
FOR PLANNED-DEVELOPMENT ZONE, P-D (149).

WHEREAS, a verified application for an amendment to Section
8-3-9 of the Zoning Map was filed by Weeks Real Estate
on October 15, 1976, 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 Parcel
"B", Volume 17 of Parcel Maps, Page 3, Stanislaus County Records,
located in the Northeast quarter of Section 8, 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 East line of said Parcel "B"
with the center line of Union Avenue as shown in said Parcel Map;
thence North 89°40'25" West along said center line of Union Avenue,
a distance of 250.00 feet; thence North 1°20'40" West 134.01 feet;
thence North 22°02'34" East 50.12 feet; thence North 1°20'40" West
977.57 feet to the North line of Parcel 1, Volume 15 of Parcel Maps,
Page 77, Stanislaus County Records; thence South 89°45'45" East along
said North line of Parcel 1, a distance of 230.09 feet; thence South
1°20'40" East 1158.52 feet to the point of beginning.

CONTAINING: 6.19 Acres

WHEREAS, after public hearing held on November 16, 1976,
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 Planned Development Zone conforms to a contemporary residential density pattern providing a transition between the R-1 development to the west and the McHenry oriented commercial developments immediately to the east.
2. The proposed P-D Zone provides for an alternative housing type in the northwest McHenry Neighborhood as called for in the Urban Area General Plan.
3. The proposed Planned Development will be an integral part of a subdivision of a larger land area utilizing a street pattern integrated with adjoining developments.

WHEREAS, after a public hearing held on January 10, 1977, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Weeks Real Estate 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. 1575--C.S. on the 10th day of January, 1977, reclassifying the above-described property from Medium Density Residential Zone, R-2, to Planned-Development Zone, P-D (149),

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 (149), is hereby approved in accordance with the plan titled "Doris Miller and Associates, Modesto, California" , as amended in red on its face, stamped approved by the Planning Commission on November 16, 1976, and on file in the office of the Director of Planning and Community Development, subject to the following conditions:

1. That all development shall be in accordance with the above plans as amended in red.
2. That prior to the issuance of a building permit for any structure other than model homes, a subdivision map shall be recorded in accordance with Chapter 4 of Title 4 of the Modesto Municipal Code.
3. That all parking and driveway areas be improved in accordance with City standards including the provisions of Sections 10-2.1801, 10-2.1804, and 10-2.1808 of the Municipal Code. The drainage facilities for the parking areas shall be approved by the Director of Public Works.
4. That all landscaping, fences and walls be maintained and that the premises be kept free of weeds, trash and other debris.
5. That the development shall be connected to the City water and sanitary sewer facilities in accordance with the requirements of the Director of Public Works.
6. That all utilities shall be underground including TV reception facilities. No antennas shall be permitted.
7. That any signs within the entire P-D Zone shall comply with the R-1 Zone sign provisions.
8. That building plans for the patio houses shall indicate a standard detail for adequate storage for garbage and garden refuse. Said storage areas shall be screened from view from any public street, and shall be subject to approval of the Director of Planning and Community Development. Each garden court home shall have such a storage unit provided in accordance with the plans approved by the Director of Planning and Community Development.

9. That up to six model homes be permitted on the development with the site for said model homes to first be created by parcel map or by the subdivision map required in condition #2 above.
10. That a 6-foot high decorative masonry pilaster and redwood grapestake or board fence shall be constructed along the north and easterly boundaries of the subject property except where solid masonry walls have been constructed or required by adjoining commercial developments, and shall be completed prior to occupancy of any dwellings adjacent to the fence.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D(149):

That the entire construction program be accomplished in one phase, construction to begin on or before October 15, 1978, and be completed not later than October 15, 1980.

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 reclassifying the above-described property to Planned-Development Zone, P-D(149) 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 January, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: **Dunlap, Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies**

NOES: Councilmembers: **None**

ABSENT: Councilmembers: **Newton**

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. ...*
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 77-38

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 8-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (WEEKS REAL ESTATE)

WHEREAS, on January 10, 1977, the City Council introduced Ordinance No. 1575-C.S.

giving approval to a project relating to an amendment to Section Map 8-3-9 of the Zoning Map to reclassify certain property located thereon from Medium Density Residential Zone, R-2, to Low Density Residential Zone, R-1, and Planned Development Zone, P-D(149),
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 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 8-3-9 of the Zoning Map to reclassify certain property located thereon from Medium Density Residential Zone, R-2, to Low Density Residential Zone, R-1, and Planned Development Zone, P-D(149).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of January, 1977, by Councilman Dunlap, who moved its adoption, which motion being duly seconded by Councilman Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

(SEAL)

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

APPROVED AS TO FORM:

By

Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77-39

A RESOLUTION ADOPTING A REVISED SCHEDULE OF RATES
AND CHARGES FOR THE COLLECTION OF GARBAGE IN THE
CITY OF MODESTO.

WHEREAS, the City Council has granted licenses for the collection of garbage in the City of Modesto, and

WHEREAS, said licenses have been revised from time to time, and

WHEREAS, each of said licenses, as revised, sets forth a schedule of rates and charges to be charged for the collection of garbage in the City of Modesto, and

WHEREAS, each of said licenses, as revised, provides that the schedule of rates and charges set forth therein can be revised by the City Council, effective on or after January 1, 1976, and

WHEREAS, Section 5-5.32 of the Modesto Municipal Code provides that charges to customers for garbage service 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, requests were received by the City Council from licensed garbage companies for a revision in the schedule of rates and charges for garbage service, and

WHEREAS, by Resolution No. 76-1364 adopted on December 27, 1976, January 10, 1977, at 8:00 p.m. was set as the time and place for consideration of said requests for a revision in the schedule of rates and charges for garbage service, and

WHEREAS, a public hearing was held at said time and place, and 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 February 1, 1977, until revised by the City Council;

CHARGES FOR GARBAGE SERVICE

STANDARD CONTAINERS

No. of Containers	Number of Collections per Week					
	1	2	3	4	5	6
1	2.00	4.00	6.00	8.00	10.00	12.00
2	3.00	6.00	9.00	12.00	15.00	18.00
3	4.00	8.00	12.00	16.00	20.00	24.00
4	5.00	10.00	15.00	20.00	25.00	30.00
5	6.00	12.00	18.00	24.00	30.00	36.00
6	7.00	14.00	21.00	28.00	35.00	42.00

The standard container rates shall apply for service when containers are placed in a location as set forth in Sec. 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 fifty (50¢) cents 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 shall be handled as a Special Service Condition for which the rates are to be established by negotiation.

DETACHABLE CONTAINERS

Container Size	Number of Collections per Week					
	1	2	3	4	5	6
1 CY	6.00	12.00	18.00	24.00	30.00	36.00
1-1/2 CY	9.00	18.00	27.00	36.00	45.00	54.00
2 CY	12.00	24.00	36.00	48.00	60.00	72.00
3 CY	18.00	36.00	54.00	72.00	90.00	108.00
4 CY	24.00	48.00	72.00	96.00	120.00	144.00

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 Rates	5.70	6.00	6.30	6.85	7.40

DROP BOX CONTAINERS

Pickup Charge \$28.60/ pickup
 Rental 1.15/ day with \$25.00 max. for each 30-day rental period
 Disposal Charge Actual Charge

Garbage Company will provide up to 40 CY Drop Box Containers for above stated charges subject only to load limit on transfer vehicle.

EXTRA PICKUPS

Standard Containers or equivalent \$2.30 plus \$0.30/ container
 Detachable Containers \$5.70 plus \$0.85/ 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 customer.

DETACHABLE CONTAINER ONLY
REPLACEMENT AND CLEANING SERVICE

<u>1 yd</u> 5.70	<u>2 yd</u> 6.85	<u>3 yd</u> 9.45	<u>4 yd</u> 11.45
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NOTATIONS

- Where 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 regardless of location, it shall be regarded as one service.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of January, 1977, by Councilmember Elliott, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger, Siefkin,
 Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Newton

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. 77-40

A RESOLUTION PROPOSING CHARTER AMENDMENTS ON THE MOTION OF THE COUNCIL, CALLING A SPECIAL MUNICIPAL ELECTION IN THE CITY OF MODESTO TO BE HELD ON TUESDAY, MARCH 8, 1977, FOR THE PURPOSE OF SUBMITTING TO THE ELECTORS OF SAID CITY PROPOSALS TO AMEND THE CHARTER OF SAID CITY BY AMENDING SECTION 703 OF ARTICLE VII RELATING TO COMPENSATION FOR THE MAYOR AND MEMBERS OF THE CITY COUNCIL; AMENDING SECTION 1105 OF ARTICLE XI RELATING TO COMPENSATION FOR BOARDS AND COMMISSIONS; AND AMENDING SECTION 1109 OF ARTICLE XI RELATING TO THE POWERS AND DUTIES OF THE PERSONNEL COMMISSION; FIXING THE MANNER OF HOLDING SAID ELECTION AND PROVIDING FOR NOTICE THEREOF; AND CONSOLIDATING SAID SPECIAL MUNICIPAL ELECTION WITH THE GENERAL MUNICIPAL ELECTION TO BE HELD ON SAID DATE.

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

SECTION 1. The Council of the City of Modesto, on its own motion, proposes to amend the Charter of the City of Modesto by amending Section 703 of Article VII relating to compensation for the Mayor and members of the City Council; amending Section 1105 of Article XI relating to compensation for boards and commissions; and amending Section 1109 of Article XI relating to the powers and duties of the Personnel Commission, said sections to read as set forth in the notice entitled "Proposed Amendments to the Charter of the City of Modesto" hereinafter set forth in Section 3 of this resolution.

SECTION 2. The Council of the City of Modesto hereby proposes to and does hereby on its own motion submit to the qualified electors of the City of Modesto, at the special municipal election hereinafter provided for, the proposals to amend the Charter of the City of Modesto as set forth in said notice hereinafter set forth in Section 3 of this resolution and hereby designates and refers to said proposals as the proposals to be set forth in the form of ballot hereinafter prescribed for use at said special municipal election.

SECTION 3. The City Clerk of the City of Modesto is hereby ordered and directed to cause said proposed amendments to the Charter of the City of Modesto to be published once, not less than forty (40) and not more than sixty (60) days prior to the date of the special municipal election hereinafter provided for in THE MODESTO BEE, the official newspaper of said City, and in each edition thereof, during the day of publication, said newspaper being a newspaper of general circulation published daily in said City of Modesto; and such publication may be in substantially the following form, to wit:

PROPOSED AMENDMENTS

to

THE CHARTER OF THE CITY OF MODESTO

Special Municipal Election March 8, 1977

Measure A.

The Council of the City of Modesto hereby proposes on its own motion to amend Section 703 of Article VII of the Charter of the City of Modesto as follows:

ARTICLE VII. THE COUNCIL

Section 703. Compensation. The Mayor and ~~councilmen~~ members of the Council shall each receive ~~Twenty-five-and-no/100ths-(\$25.00) Dollars-per-meeting-for-each-Council-meeting-attended-not-to-exceed-One-Hundred-and-no/100ths-(\$100.00)-per-month.~~ monthly compensation in accordance with the schedule of compensation set forth in Section 36516 of the Government Code of the State of California, as the same now exists or may hereafter be amended, and without adoption of an ordinance; provided, however, that one-fourth of said monthly compensation shall be paid per Council meeting for each of the first four meetings attended each month. Said compensation shall be paid commencing at the time this amendment to the Charter takes effect; thereafter, changes in compensation shall be governed by Section 36516.5 of the Government Code of the State of California. The Mayor and ~~Councilmen~~ members of the Council shall also receive reimbursement for expenses incurred while performing official duties of their office.

NOTE: All of the above wording which is stricken out is now in the Charter and would be removed by this measure. All of the above wording which is underlined would be added by this measure.

Measure B.

The Council of the City of Modesto hereby proposes on its own motion to amend Section 1105 of Article XI of the Charter of the City of Modesto as follows:

ARTICLE XI. APPOINTIVE BOARDS AND COMMISSIONS.

Section 1105. Compensation. Vacancies. Except as hereinafter provided, the members of boards and commissions shall serve without compensation for their services as such, but may receive reimbursement for necessary traveling and other expenses incurred in the performance of their official duties. The members of the Planning Commission shall each receive Fifty and no/100ths (\$50.00) Dollars for each regular Planning Commission meeting attended not to exceed One Hundred and no/100ths (\$100.00) Dollars per month.

Any vacancies in any board or commission, from whatever cause arising, shall be filed by appointment by the Council. Upon a vacancy occurring, leaving an unexpired portion of a term, any appointment to fill such vacancy shall be for the unexpired portion of such term. If a member of a board or commission absents himself from three (3) regular meetings of such board or commission consecutively, unless by permission of such board or commission, expressed in its official minutes, or is convicted of a crime involving moral turpitude, or ceases to be a qualified elector of the City, his office shall become vacant and shall be so declared by the Council.

NOTE: All of the above wording which is underlined would be added by this measure.

PROPOSED AMENDMENTS

to

THE CHARTER OF THE CITY OF MODESTO

Special Municipal Election March 8, 1977

Measure A.

The Council of the City of Modesto hereby proposes on its own motion to amend Section 703 of Article VII of the Charter of the City of Modesto as follows:

ARTICLE VII. THE COUNCIL

Section 703. Compensation. The Mayor and ~~councilmen~~ members of the Council shall each receive ~~Twenty-five-and-no/100ths-(\$25-00) Dollars-per-meeting-for-each-Council-meeting-attended-not-to-exceed-One-Hundred-and-no/100ths-(\$100-00)-per-month~~ monthly compensation in accordance with the schedule of compensation set forth in Section 36516 of the Government Code of the State of California, as the same now exists or may hereafter be amended, and without adoption of an ordinance; provided, however, that one-fourth of said monthly compensation shall be paid per Council meeting for each of the first four meetings attended each month. Said compensation shall be paid commencing at the time this amendment to the Charter takes effect; thereafter, changes in compensation shall be governed by Section 36516.5 of the Government Code of the State of California. The Mayor and Councilmen members of the Council shall also receive reimbursement for expenses incurred while performing official duties of their office.

NOTE: All of the above wording which is stricken out is now in the Charter and would be removed by this measure. All of the above wording which is underlined would be added by this measure.

Measure B.

The Council of the City of Modesto hereby proposes on its own motion to amend Section 1105 of Article XI of the Charter of the City of Modesto as follows:

ARTICLE XI. APPOINTIVE BOARDS AND COMMISSIONS.

Section 1105. Compensation. Vacancies. Except as hereinafter provided, the members of boards and commissions shall serve without compensation for their services as such, but may receive reimbursement for necessary traveling and other expenses incurred in the performance of their official duties. The members of the Planning Commission shall each receive Fifty and no/100ths (\$50.00) Dollars for each regular Planning Commission meeting attended not to exceed One Hundred and no/100ths (\$100.00) Dollars per month.

Any vacancies in any board or commission, from whatever cause arising, shall be filed by appointment by the Council. Upon a vacancy occurring, leaving an unexpired portion of a term, any appointment to fill such vacancy shall be for the unexpired portion of such term. If a member of a board or commission absents himself from three (3) regular meetings of such board or commission consecutively, unless by permission of such board or commission, expressed in its official minutes, or is convicted of a crime involving moral turpitude, or ceases to be a qualified elector of the City, his office shall become vacant and shall be so declared by the Council.

NOTE: All of the above wording which is underlined would be added by this measure.

Measure C.

The Council of the City of Modesto hereby proposes on its own motion to amend Section 1109 of Article XI of the Charter of the City of Modesto as follows:

ARTICLE XI. APPOINTIVE BOARDS AND COMMISSIONS

Section 1109. Personnel Commission, Powers and Duties. The Personnel Commission shall have power and be required to:

(a) Act in an advisory capacity to the Council and the City Manager on personnel administration;

(b) Hear or cause to be heard appeals of any person in the classified service relative to any suspension, demotion or dismissal. Hearing Officers may be used to hear appeals and prepare recommendations for the Commission or to conduct hearings before the Commission;

(c) Make any investigation which it may consider desirable concerning the administration of personnel in the municipal service and report its findings to the Council and the City Manager;

(d) Perform such other duties with reference to Personnel administration not inconsistent with this Charter as the Council may require by ordinance or resolution.

NOTE: All of the above wording which is underlined would be added by this measure.

The Council of the City of Modesto hereby proposes to and does hereby on its own motion submit to the qualified electors of the City of Modesto at a special municipal election to be held in said City of Modesto on Tuesday, March 8, 1977, (which said election will be consolidated with the General Municipal Election to be held in said City of Modesto on March 8, 1977) the following proposals to amend Section 703 of Article VII, Section 1105 of Article XI and Section 1109 of Article XI of said Charter as follows:

CITY OF MODESTO MEASURES

: Measure A	Shall the Charter of the City of	:	:
: City of Modesto	Modesto be amended to provide that	:	:
: Charter Proposal:	the Mayor and members of the Council	: YES	:
:	shall each receive compensation in	:	:
:	accordance with the schedule of com-	:	:
:	pensation set forth in the Govern-	:	:
:	ment Code of the State of California?	: NO	:
:	:	:	:
: Measure B	Shall the Charter of the City of	:	:
: City of Modesto	Modesto be amended to provide that	: YES	:
: Charter Proposal:	members of the Planning Commission of	:	:
:	the City of Modesto shall each receive:	:	:
:	compensation not to exceed \$100.00 per:	:	:
:	month?	: NO	:
:	:	:	:
: Measure C	Shall the Charter of the City of	:	:
: City of Modesto	Modesto be amended to allow the	: YES	:
: Charter Proposal:	Personnel Commission to use hearing	:	:
:	officers to hear appeals and prepare	:	:
:	recommendations for the Commission	:	:
:	and to conduct hearings before the	: NO	:
:	Commission?	:	:
:	:	:	:

I hereby certify that the foregoing Charter amendment proposals were ordered submitted to the qualified electors of the City of Modesto by the Council of the City of Modesto.

Dated: _____, 1977.

(SEAL)

NORRINE COYLE
City Clerk of the City of Modesto

SECTION 4. (a) A special municipal election is hereby called to be held in the City of Modesto, on Tuesday, March 8, 1977, for the purpose of submitting to the qualified electors of said City said proposals set forth in Section 3 of this resolution to amend the Charter of said City as in said proposals and in this resolution provided and as hereby submitted by the Council of the City of Modesto on its own motion.

(b) Said special municipal 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 municipal 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 special municipal elections in the City of Modesto and otherwise in accordance with the Elections Code of the State of California.

(c) All persons qualified to vote at municipal elections in said City of Modesto on the day of said special municipal election herein provided for shall be qualified to vote upon said amendments hereby proposed by the Council of the City of Modesto on its own motion and submitted at said special municipal election.

(d) The polls at the polling places hereinafter referred to for said special municipal 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 (except as provided in Section 14436 of the Elections Code), and the election officers shall thereupon proceed to canvass the ballots cast thereat.

(e) Said special municipal election shall be and is hereby consolidated with the General Municipal Election to be held in the City of Modesto on the date of said special municipal election hereby called, and the election precincts, polling places, voting booths, and voting machines 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 election within said city for said special municipal election shall be the same as those selected or to be selected and designated by the Council of the City of Modesto for said General Municipal Election and set forth or to be set forth in the notice of election officers and polling places for said General Municipal Election published or to be published by the City Clerk of said City, 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 municipal election hereby called. Only qualified voters of said City shall be permitted to vote at said special municipal election hereby called. The City Clerk of the City of Modesto is hereby ordered to and shall canvass the returns of said special municipal election, at the County Elections

Office, 709 County Center No. 3, Scenic and Oakdale Raod, Modesto, California, pursuant to the Elections Code of the State of California, Section 22932.5, and to certify the results to the Council. The Council shall meet at its usual meeting place and confirm said canvass by the City Clerk on Tuesday, March 16, 1977, at the hour of 4:00 oclock P.M. and declare the results of said election.

(f) On the ballots and voting machines to be used at said General Municipal Election and said special municipal election hereby consolidated therewith, in addition to all other matters required by law to be printed thereon, shall appear the proposals set forth in Section 3 hereof.

(g) Where ballots are used, to vote in favor of said proposals to amend the Charter of the City of Modesto, a voter shall stamp a cross (X) in the blank space opposite the word "YES" on the ballot to the right of said proposals, and to vote against said proposals a voter shall stamp a cross (X) in the blank space opposite the word "NO" on the ballot to the right of said proposals.

Where voting machines are used, said voting machines shall be so arranged that to vote in favor of said proposals to amend the Charter of the City of Modesto a voter shall pull down a voting pointer over the word "YES" near said proposals appearing on cardboard, paper or other material placed on the front of the machine, and pull an operating lever, and to vote against said proposals a voter shall pull down a voting pointer over the word "NO" near said proposals appearing on cardboard, paper or other material placed on the front of the machine, and pull an operating lever.

The votes cast for and against said proposals to amend the Charter of the City of Modesto shall be counted separate and apart from all other measures to be submitted at said General Municipal Election and said special municipal election hereby called, and if a majority of the qualified voters voting on each proposed Charter amendment vote in favor thereof, said Charter amendment shall be deemed approved.

SECTION 5. The City Clerk of the City of Modesto is hereby authorized to prepare and sign a notice of the measures to be voted on, in the form required by law, relating to said special municipal election hereby called, 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.

SECTION 6. The City Clerk of the City of Modesto is hereby authorized and directed (1) to cause copies of the text of said proposed Charter amendments to be printed in convenient pamphlet form and in type of not less than ten-point and to cause copies thereof to be mailed to each of the qualified electors of said City, and

(2) until the day fixed for said special municipal election to advertise daily in THE MODESTO BEE, a newspaper of general circulation in said City, a notice that copies of said pamphlet may be had on application therefor. Said notice shall be in substantially the following form:

NOTICE OF AVAILABILITY OF CHARTER AMENDMENTS

NOTICE IS HEREBY GIVEN to the qualified electors of the City of Modesto that copies of the Amendments proposed by the Council on its own motion, to the Charter of the City of Modesto, in pamphlet form, are on file in the office of the City Clerk, City Hall, 801 Eleventh Street, Modesto, California, and may be had upon application therefor.

NORRINE COYLE
City Clerk 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, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: Kullijian

ABSENT: Councilmembers: Newton

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, 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 10th day of January, 1977, 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 Dunlap, and was thereupon, upon motion of Councilmember Dunlap, seconded by Councilmember Siefkin, adopted by the following vote:


AYES: Councilmembers: Dunlap, Elliott, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: Kullijian

ABSENT: Councilmembers: Newton

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 11th day of January, 1977.



NORRINE COYLE
City Clerk of the City of Modesto,
California

MODESTO CITY COUNCIL
RESOLUTION NO. 77-41

A RESOLUTION TRANSMITTING COPY OF PROPOSED MEASURES AMENDING THE CITY CHARTER TO THE CITY ATTORNEY FOR IMPARTIAL ANALYSIS

WHEREAS, Section 5010.5 of the Elections Code provides that whenever any city 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 measures amending the City Charter proposed for the March 8, 1977 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 authorized to transmit a copy of the measures to the City Attorney for preparation of an impartial analysis showing the effect of the measures on the existing law and the operation of the measures.

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 10th day of January, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: Kullijian

ABSENT: Councilmembers: Newton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-42

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MODESTO CITY SCHOOL DISTRICT REGARDING THE USE OF THE LA LOMA MULTI-PURPOSE FACILITY AND OUTLINING THE USES AND COST SHARING

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Modesto City School District

for the use of the La Loma Multi-purpose Facility and outlining the uses and cost sharing

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, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Newton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-43

LEASE

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND DONALD P. LA TOURETTE FOR LEASE OF HANGAR #4 AT THE MODESTO CITY-COUNTY AIRPORT/HARRY SHAM FIELD

BE IT HEREBY RESOLVED by the Council of the City of Modesto
lease
that the/agreement between the City of Modesto and Donald P.

La Tourette

for rental of Hangar #4 at the Modesto City-County Airport/Harry
Sham Field

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said/agreement
lease
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 , 1977, by Councilmember Dunlap , who moved
its adoption, which motion being duly seconded by Councilmember
Mensingher , was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Newton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-44

A RESOLUTION CERTIFYING TO THE CALIFORNIA DEPARTMENT OF TRANSPORTATION THAT 90% OR MORE OF THE CITY OF MODESTO'S SELECT STREET SYSTEM HAS BEEN CONSTRUCTED.

WHEREAS, pursuant to Sections 2106 and 2107 of the Streets and Highways Code of the State of California, the City of Modesto has received gas tax funds during the year 1976 from the State's Highway Users Tax Fund for street purposes, and

WHEREAS, pursuant to Section 186.3(d) of the Streets and Highways Code of the State of California, in order to continue to be eligible to receive such gas tax funds during the year 1977 and succeeding years, the City of Modesto is required to make a certification to the California Department of Transportation that 90% or more of its select street system has been constructed,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby certifies to the California Department of Transportation that 90% or more of its select street system has been constructed.

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized and directed to cause a certified copy of this resolution to be sent to the State of California Department of Transportation at its office in Stockton, California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of January, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Newton

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. 77- 45

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. 67-66 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 said Position Classification Plan, and

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

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

SECTION 1. The Position Classification Plan for the City of Modesto is hereby amended to revise the specifications for the following classification:

CLASSIFICATION

Firefighter

SECTION 2. The specifications for the classification listed above, as shown on the attached Exhibit "A" which is hereby made a part of this resolution by reference, are hereby approved and made a part of the Position Classification Plan and replace and supersede the specifications for said position which were previously a part of the Position Classification Plan.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of January, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Newton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

DEFINITION

Under supervision, 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.

EXAMPLES OF DUTIES

Responds to alarms and assists in the suppression of fire, including rescue, entry, ventilating, and salvage work; performs clean-up and overhaul work and checking, testing, and maintenance activities on apparatus and equipment to return it to readiness for further alarms; assists in maintaining fire apparatus and equipment, and fire station and grounds; responds to emergency calls; operates resuscitators and administers first aid; assists in making residential, commercial, and industrial inspections to discover and eliminate potential fire hazards; distributes to residents and posts public notices of city meetings and activities; licenses bicycles and assists in conducting monthly fire drills in school facilities; 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 relief Fire Engineer; responds to alarms while off duty.

SPECIAL REQUIREMENTS

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

DESIRABLE QUALIFICATIONS

Knowledge of:

Elementary physics, chemistry, and mechanics.

Ability to:

Learn technical fire fighting principles and techniques and principles of hydraulics applied to fire suppression;
Understand and follow oral and written directions;
Establish and maintain cooperative relationships with fellow employees and the public;
Keep simple records and prepare reports;
Perform hazardous rescue and fire suppression evolutions.

Experience and Education:

Completion of fifteen (15) college semester units. Effective July 1, 1977, the fifteen (15) college semester units must include six (6) semester units of courses directly related to fire fighting. One year of paid, full time experience as a fire fighter may be substituted for the education requirement.

Exhibit "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 77-46

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON COSTS OF DEMOLITION OF HOUSE, OUTBUILDINGS AND FENCES AT 1201 WEST ROSEBURG AVENUE, MODESTO, CALIFORNIA

BE IT HEREBY RESOLVED by the Council of the City of Modesto that February 7, 1977 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 costs of demolition of house, outbuildings and fences at 1201 West Roseburg Avenue, Modesto, California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of January, 1977, by Councilmember Dunlap , who moved its adoption, which motion being duly seconded by Councilmember Mensinger , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Newton

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-47

A RESOLUTION ACCEPTING IMPROVEMENTS IN EASTRIDGE NO. 6 SUBDIVISION
AND AUTHORIZING RELEASE OF SUBDIVISION BONDS

WHEREAS, Paul M. Zagaris and Liberty Zagaris, husband and wife, subdividers of Eastridge No. 6 Subdivision, have filed Subdivision Bonds for faithful performance and labor and materials in the amount of \$285,000 and \$142,500 respectively to guarantee improvements in Eastridge No. 6 Subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated January 4, 1977 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 Eastridge No. 6 Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Subdivision Bond for faithful performance in the amount of \$285,000 upon recording of notice of completion.
3. The City Clerk is hereby authorized to release the Subdivision Bond for labor and materials in amount of \$142,500 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, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Newton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-48

A RESOLUTION REQUESTING THE COUNTY ASSESSOR OF STANISLAUS COUNTY TO PROVIDE THE CITY OF MODESTO WITH AN ESTIMATE OF THE ASSESSED VALUATION OF PROPERTY WITHIN THE CITY FOR THE 1977-78 FISCAL YEAR.

WHEREAS, Section 27421 of the Government Code of the State of California provides that the county assessor in each county in the State of California who is designated to perform the duty of assessing property for a local taxing jurisdiction shall, upon request of the governing body of such jurisdiction, furnish an estimate of the assessed valuation of property within such jurisdiction for the succeeding fiscal year, and

WHEREAS, said Section 27421 of the Government Code requires such a request to be made to the county assessor on or before February 20th of each year, and

WHEREAS, said Section 27421 of the Government Code further provides that upon such a request being made by the governing body of a local taxing jurisdiction, the county assessor shall furnish an estimate of the assessed valuation of property within such jurisdiction not later than May 15th for the succeeding fiscal year,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, that in accordance with the provisions of Section 27421 of the Government Code of the State of California, it hereby requests the County Assessor of the County of Stanislaus to furnish the City of Modesto with an estimate of the assessed valuation of property within the City of Modesto for the fiscal year 1977-78.

BE IT FURTHER RESOLVED that the Council requests said estimate referred to above to be furnished to the City Manager of the City of Modesto on or before May 15, 1977, in accordance with the provisions of Section 27421 of the Government 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 10th day of January, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Newton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwin L. Johnson
ELWIN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL,
RESOLUTION NO. 77-49

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 16-3-9 OF THE ZONING MAP (Rule Development)

WHEREAS, the Modesto City Planning Commission held a public hearing on December 21, 1976, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 16-3-9 of the Zoning Map to rezone from P-0 to P-D(152), property located on the northwest corner of Coffee and Norwegian

the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 76-232 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 16-3-9 of the Zoning Map be set for February 7, 1977 at 4:00 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning 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, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Newton

ATTEST: Norrine Coyle
~~XXXXXXXXXXXX~~ City Clerk
NORRINE COYLE,

All of Lot 6 in Block 12909 of Wainwright Village as shown on the map recorded June 17, 1971, in Volume 23 of Maps, at Page 28 in the Stanislaus County Records.

Including also the Northerly 30.00 feet of Norwegian Avenue and the Westerly 45.00 feet of Coffee Road all immediately adjacent to the above described property.

EXHIBIT "A"

Sec 16-3-4
Rule Development

MODESTO CITY COUNCIL
RESOLUTION NO. 77-50

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 15-3-9 OF THE ZONING MAP (U. S. By-Products)

WHEREAS, the Modesto City Planning Commission held a public hearing on December 21, 1976, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 15-3-9 of the Zoning Map to rezone from R-1 to P-D(153), property located on the north side of Floy, east of Pridmore

the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 76-229 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 15-3-9 of the Zoning Map be set for February 7, 1977 at 4:10 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning 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, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Newton

ATTEST: Norrine Coyle
~~XXXXXXXXXXXX~~ City Clerk
NORRINE COYLE,

All that certain real property situate in the Northeast quarter of Section 15, 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 Southwest corner of the North half of said Northeast Quarter of Section 15, said corner being the intersection of the centerlines of Rose Avenue and Floyd Avenue; thence North $0^{\circ} 57' 25''$ West along the West line of said Northeast Quarter of Section 15 and the centerline of Rose Avenue a distance of 130.01 feet; thence North $89^{\circ} 38' 35''$ East parallel with and 130.00 feet from said centerline of Floyd Avenue, a distance of 960.27 feet to the point of beginning of this description; thence continuing North $89^{\circ} 38' 35''$ East 677.73 feet; thence South $0^{\circ} 57' 25''$ East 130.01 feet; thence South $89^{\circ} 38' 35''$ West along the South line of said North half of the Northeast quarter of Section 15 and said centerline of Floyd Avenue, a distance of 679.09 feet; thence North $0^{\circ} 21' 25''$ West 130.00 feet to the point of beginning.

EXHIBIT "A"

Sec. 15-3-9
U. S. By-Products

MODESTO CITY COUNCIL
RESOLUTION NO. 77-51

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 16-3-9 OF THE ZONING MAP (Rule Enterprises)

WHEREAS, the Modesto City Planning Commission held a public hearing on December 21, 1976, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 16-3-9 of the Zoning Map to rezone from R-1 to P-0 and P-D(151), property located on the southwest corner of Rumble and Coffee Road

the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 76-230 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 16-3-9 of the Zoning Map be set for February 7, 1977 at 4:05 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning 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, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kuhljian, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Newton

ATTEST: Norrine Coyle
~~XXXXXXXXXXXX~~ City Clerk
NORRINE COYLE,

ALL that certain real property situate in the Northeast quarter of Section 16, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the City of Modesto, State of California, described as follows:

PARCEL 1 - R-1 to P-D

COMMENCING at the Northeast corner of said Section 16, said corner being the intersection of the centerline of Rumble Road and the centerline of Coffee Road; thence South $0^{\circ} 54' 15''$ East, along said centerline of Coffee Road and the East line of said Section 16, a distance of 275.61 feet to the POINT OF BEGINNING; thence continuing South $0^{\circ} 54' 15''$ East, along said centerline of Coffee Road; a distance of 250.13 feet to the Easterly prolongation of the North line of Parcel "A" and Parcel "B", as shown on the map filed in Book 18 of Parcel Maps at Page 46, Stanislaus County Records; thence North $88^{\circ} 57' 15''$ West, along said North line of Parcels "A" and "B", a distance of 361.16 feet; thence North $0^{\circ} 30'$ East, 250.00 feet; thence South $88^{\circ} 57' 15''$ East, 355.03 feet to the point of beginning.

Containing 2.06 Acres

PARCEL 2 - R-1 to P-0

BEGINNING at the Northeast corner of said Section 16, said corner being the intersection of the centerline of Rumble Road and the centerline of Coffee Road; thence South $0^{\circ} 54' 15''$ East, along said centerline of Coffee Road and the East line of said Section 16, a distance of 275.61 feet; thence North $88^{\circ} 57' 15''$ West, 355.03 feet; thence North $0^{\circ} 30'$ East, 272.14 feet to the center line of Rumble Road and the North line of said Section 16; thence South $89^{\circ} 30'$ East, along said centerline of Rumble Road, a distance of 348.26 feet to the point of beginning.

Containing 2.21 Acres

EXHIBIT "H"

Sec. 16-3-9
(Rule Enterprises)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-52

A RESOLUTION CHANGING THE NAME OF A FORMER SECTION OF SCENIC DRIVE WHICH HAS BEEN MADE A SEPARATE STREET TO SCENIC BEND.

WHEREAS, a section of Scenic Drive east of Sonoma Avenue in the City of Modesto has been realigned, and

WHEREAS, said realignment has made a former section of Scenic Drive a separate street, and

WHEREAS, a request has been received from the County of Stanislaus that the name of that section of Scenic Drive in the City of Modesto which has been made a separate street by said realignment be changed to Scenic Bend inasmuch as the County of Stanislaus has renamed that section of Scenic Drive in the County of Stanislaus which has been made a separate street by said realignment to Scenic Bend, and

WHEREAS, the residents of the street have indicated that the name Scenic Bend is satisfactory to them, and

WHEREAS, it is desirable that said section of Scenic Drive which has been made a separate street by said realignment be officially named Scenic Bend for mapping, record and street purposes, and

Whereas, the proposed street name "Scenic Bend" does not conflict with any existing street name in the City of Modesto, and

WHEREAS, the proposed street name change has been referred to all city departments and no objections have been received,

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

1. That the name of the former section of Scenic Drive which has been made a separate street by the realignment of a section of Scenic Drive east of Sonoma Avenue in the City of Modesto be changed to Scenic Bend, as shown on the attached drawing marked Exhibit "A" and made a part hereof as though set forth in full herein.
2. That the Director of Parking and Traffic be directed to erect street name signs accordingly.
3. That the City Clerk be directed to record a certified copy of this resolution with the Recorder of Stanislaus County and transmit a copy of this resolution to the Board of Supervisors, the County Clerk, and the County Surveyor of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of January, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Mensingher, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Newton

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. 77-53

A RESOLUTION ACCEPTING THE CONSTRUCTION OF HCDA REMOVAL OF ARCHITECTURAL BARRIERS AND REPLACE RETURNS DBC AREA (George Bianchi Construction)

WHEREAS, a report has been filed by the Director of Public Works that the construction of HCDA Removal of Architectural Barriers and Replace Returns DBC Area has been completed by George Bianchi Construction

in accordance with the contract agreement dated October 4, 1976.

NOW, THEREFORE, BE IT RESOLVED that the construction of HCDA Removal of Architectural Barriers and Replace Returns DBC Area be accepted from said contractor, George Bianchi Construction

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$37,798.93 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, 1977, by Councilmember Newton, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger, Newton, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-54

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR ADDITION OF FOURTH FLOOR TO CITY HALL AND THE REMODELING OF THE EXISTING CITY HALL

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

SECTION 1. The plans and specifications for addition of fourth floor to City Hall and the remodeling of the existing City Hall facilities 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 1, 1977 at 2:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of January, 1977, by Councilmember Elliott, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Mensinger, Newton, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-55

A RESOLUTION APPOINTING MEMBERS OF THE HUMAN RIGHTS COMMISSION, CORNELIUS NABERS (REPLACING ANITA NEWTON) FOR A TERM EXPIRING MAY 1, 1977 AND BEATRICE COLTON, (REPLACING BARBARA MANRIQUE) FOR A TERM EXPIRING MAY 1, 1977

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} ~~is~~ hereby appointed to the Human Rights Commission for the respective term as indicated: (Terms ending May 1, 1977)

Cornelius Nabers
2420 Peppermint Dr.
Modesto, CA 95355

Miss Beatrice Colton
900 Brady Ave.
Modesto, CA 95350

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed members of the Human Rights 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 17th day of January 1977, by Councilmember Newton, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger,
Newton, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


~~XXXXXXXXXXXX~~ City Clerk
NORRINE COYLE,

MODESTO CITY COUNCIL
RESOLUTION NO. 77-56

A RESOLUTION APPOINTING EUSEBIO RAMIREZ TO SEAT 5 ON THE REHABILITATION LOAN POOL SUBCOMMITTEE FOR A TERM EXPIRING JUNE 30, 1978, LOUISIANA (PRESCOTT) CURREY TO SEAT 7 ON THE CITIZENS HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE FOR A TERM EXPIRING JUNE 30, 1977, AND DENNIS WILSON TO SEAT 3 (REPLACING WESLEY JONES) ON THE HOUSING MAINTENANCE AND COUNSELING SUBCOMMITTEE FOR A TERM EXPIRING JUNE 30, 1979

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 5, for a term expiring June 30, 1978:

Eusebio Ramirez
617 West Granger #85
Modesto, California 95350

SECTION 2. The following person is hereby appointed to the Citizens Housing and Community Development Committee, Seat 7, for a term expiring June 30, 1977:

Louisiana (Prescott) Currey
1625 Shirley Ct.
Modesto, California 95351

SECTION 3. The following person is hereby appointed to the Housing Maintenance and Counseling Subcommittee, Seat 3, for a term expiring June 30, 1979:

Dennis Wilson
715 - 13th Street
Modesto, California 95354

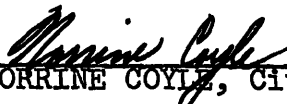
SECTION 4. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed members and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of January, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kulljian, Mensinger,
Newton, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-57

A RESOLUTION APPOINTING MEMBER OF THE PLANNING COMMISSION FOR A TERM
ENDING JANUARY 1, 1981 (Ray Ewing)

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: (Term ending January 1, 1981)

Ray Ewing
625 Mamilane
Modesto, California 95351

SECTION 2. The City Clerk is hereby directed to transmit a copy
of this resolution to the newly 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 17th day of January,
1977, by Councilmember Kullijian, who moved its adoption, which
motion being duly seconded by Councilmember Newton, was upon roll
call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijain, Newton,
Mayor Davies
NOES: Councilmembers: Mensinger, Siefkin
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
~~XXXXXXXXXXXXXXXXXXXX~~ City Clerk
NORRINE COYLE,

MODESTO CITY COUNCIL
RESOLUTION NO. 77-58

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF CURB, GUTTER 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 (Along Enslin Ave. at 601 Coldwell Ave.,
Lot 12, Block 715 - \$1,252.10) Carl L. Rohlwing
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 February 9, 1976, adopt
its Resolution No. 76-275, ordering the installation of cer-
tain improvements along certain streets in the City of Modesto as pro-
vided 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, gutter and sidewalk on property abutting the
property hereafter described, and

WHEREAS, January 17, 1977, at 4:05 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 sub-
mitted 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
\$1,252.10.

SECTION 2. That the cost of the aforesaid work, being the amount of \$1,252.10, be assessed in 10 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 715 of City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 715, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 113-0912-001)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) 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 17th day of January, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger,
Newton, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-59

A RESOLUTION APPROVING A DEVELOPMENT PLAN
FOR PLANNED-DEVELOPMENT ZONE, P-D(150).
(JOHN PALLIOS)

WHEREAS, a verified application for an amendment to Section 10-3-9 of the Zoning Map was filed by John Pallios on October 15, 1976, to rezone from Low Density Residential Zone, R-1, to Professional Office Zone, P-O, Medium High Density Residential Zone, R-3, and Planned-Development Zone, P-D, property located at the northwest corner of Sylvan Avenue and Oakdale Road, and

WHEREAS, a public hearing was held by the Planning Commission on November 17, 1976, 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 November 17, 1976, public hearing the Planning Commission requested that the applicant submit a revised application and plot plan to limit the residential uses to Medium Density Residential Zone, R-2, and to include the professional offices in the Planned-Development Zone, and

WHEREAS, at said November 17, 1976 public hearing the Planning Commission continued the hearing to December 7, 1976 at 2:00 p.m. to allow the applicant to submit a revised application and plot plan as specified above, and

WHEREAS, the applicant filed a revised application to rezone from Low Density Residential Zone, R-1, to Medium Density Residential Zone, R-2, and to Planned-Development Zone, P-D, areas described as follows:

R-1 to P-D

Beginning at the East quarter corner of said Section 10, said corner being the centerline intersection of Oakdale Road with Sylvan Avenue; thence South 89° 26' 00" West, along the East-West quarter section line of said Section 10, and the centerline of Sylvan Avenue, a distance of 663.84 feet to a point which is 10.00 feet westerly of the North-South quarter quarter line of said Section 10; thence North 0° 53' 25" West, parallel with and 10.00 feet westerly measured at right angles from said North-South quarter quarter quarter line, a distance of 730.33 feet; thence North 89° 23' 40" East, 663.86 feet to a point on the East line of said Section 10; thence South 0° 53' 20" East, along said East line of Section 10, and the centerline of Oakdale Road, a distance of 730.78 feet to the point of beginning.

Containing: 11.133 acres

Commencing at the East quarter corner of said Section 10, said corner being the centerline intersection of Oakdale Road with Sylvan Avenue; thence North 0° 53' 20" West, along the East line of said Section 10, and the centerline of Oakdale Road, a distance of 730.78 feet to the point of beginning; thence South 89° 23' 40" West, 341.90 feet; thence North 0° 53' 20" West, 357.00 feet; thence North 89° 23' 40" East, 341.90 feet to a point on said East line; thence South 0° 53' 20" East, along said East line, and the centerline of Oakdale Road, a distance of 357.00 feet to the point of beginning.

Containing: 2.802 acres.

R-1 to R-2

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

Commencing at the East quarter corner of said Section 10, said corner being the centerline intersection of Oakdale Road with Sylvan Avenue; thence North 0° 53' 20" West, along the East line of said Section 10, and the centerline of Oakdale Road, a distance of 730.78 feet; thence South 89° 23' 40" West, 341.90 feet to the point of beginning; thence continuing South 89° 23' 40" West, 321.96 feet to a point which is 10.00 feet to a point which is 10.00 feet westerly of the North-South quarter quarter quarter line of said Section 10; thence North 0° 53' 25" West, parallel with and 10.00 feet westerly, measured at right angles, from said North-South quarter quarter quarter lines a distance of 372.39 feet to a point on a curve from which a radial line bears South 17° 49' 35" West; thence 96.51 feet along said curve concave to the North from said radial line which bears South 17° 49' 35" West through a central angle of 18° 25' 55" having a radius of 300.00 feet; thence North 89° 23' 40" East 227.19 feet; thence South 0° 53' 20" East, 357.00 feet to the point of beginning.

Containing: 2.650 acres,

and

WHEREAS, after said continued public hearing held on December 7, 1976, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was found and determined by the Planning Commission, by Resolution No. 76-223, that rezoning of the property as requested in said revised application is required by public necessity, convenience and general welfare for the following reasons:

- (1) A neighborhood shopping center is shown on the General Plan Map at the intersection of Sylvan Avenue and Oakdale Road and such a center does not currently exist at this intersection.
- (2) The professional office portion of the Planned-Development Zone application is properly located, being adjacent to the proposed shopping center and having major street frontage.
- (3) The medium density residential portion of the application at the proposed location is in conformance with the prototype neighborhood plan within the Modesto Urban Area General Plan.

WHEREAS, after a public hearing held on January 17, 1977, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the revised application of John Pallios to rezone from Low Density Residential Zone, R-1, to Medium Density Residential Zone, R-2, and to 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. 76-223 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 1576 -C.S. on the 17th day of January, 1977, reclassifying the above-described property from Low Density Residential Zone, R-1, to Medium Density Residential Zone, R-2, and to Planned-Development Zone, P-D(150).

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(150), is hereby approved in accordance with the plan titled "Proposed Planned Development Neighborhood Shopping Center", as amended in red on its face stamped approved by the Planning Commission on December 7, 1976, and on file in the office of the Director of Planning and Community Development, subject to the following conditions:

1. That all development be in accordance with the above mentioned plan.
2. That prior to the issuance of a building permit, a landscaping and irrigation plan shall be submitted by the applicant for approval by both the Director of Planning and Community Development and the Director of Parks and Recreation. The landscaping and the irrigation system shall be installed and maintained in accordance with the approved landscaping and irrigation plan. Irrigation shall be by underground sprinkler system.
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 development shall be connected to the City of Modesto water and sewer facilities in accordance with the requirements of the Director of Public Works.
5. That all parking and driveway areas shall be improved to City standards including the provisions of Section 10-2.1801, 10-2.1804, and 10-2.1808 of the Municipal Code. All drainage facilities shall be provided in accordance with the requirements of the Director of Public Works.
6. That the applicant shall install seven fire hydrants and the pipeline system therefor in accordance with the requirements and to the specifications of the Fire Chief. Said hydrants shall be installed prior to the occupancy of the premises.

7. 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 a trash enclosure is used, it shall be constructed of the same building materials used in the main buildings or as approved by the Director of Planning and Community Development.
8. That only those uses specifically permitted in the Neighborhood Commercial (C-1) Zone shall be permitted to locate within the shopping center portion of the P-D Zone, and that only those uses specifically permitted within the Professional Office (P-O) Zone shall be permitted to locate within the office portion of the P-D Zone.
9. That two freestanding shopping center identification signs shall be permitted, one each on the Sylvan Avenue and Oakdale Road frontages of the shopping center, to identify the project. Said freestanding signs shall not exceed 72 square feet in area and 20 feet in height. All additional signs within the Shopping Center portion of the P-D Zone shall comply with the sign requirements of the H-1 Zone. All signs within the office portion of the P-D Zone shall comply with the sign requirements of the P-O Zone.
10. That all outdoor lighting shall be shielded from adjacent residential areas in accordance with the requirements of the City Engineer.
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 sound-proofed in accordance with the requirements of the Director of Public Works and shall not be located closer than 40 feet to adjacent residentially zoned properties.
12. That all activities in the loading dock areas north and west of the main shopping center structures including the parking of trucks may be conducted only between the hours of 7:00 a.m. and 10:00 p.m. of each day.
13. That the loading dock areas north and west of the main shopping center structures may not be used for outside storage of any type of material.
14. That all businesses in the shopping center may be open to the public only between the hours of 7:00 a.m. and 10:00 p.m. of each day, seven days a week, unless a use permit is obtained from the Board of Zoning Adjustment, in accordance with the provisions of Article 20 of Chapter 2 of Title X of the Modesto Municipal Code, after a public hearing to allow one or more businesses to open for additional business hours.
15. That the supermarket shall be constructed within the first phase of the project including the office portion of the P-D Zone, and shall be the first use to open for business, including the office portion of the P-D Zone.
16. That prior to issuance of a building permit for any construction on the site, a final parcel map shall be filed in accordance with applicable City of Modesto Code requirements.
17. That prior to occupancy of the shopping center, the masonry wall shown on the plot plan on the west and north peripheries of the shopping center shall be constructed to an 8 foot height.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D(150):

- (1) That the P-D Zone shall be developed in two phases as follows:
 - (a) Phase I to include construction of the neighborhood shopping center to begin on or before March 1, 1980, and be completed not later than March 1, 1983.
 - (b) Phase II to include construction of the professional office complex to begin on or before March 1, 1981, and be completed not later than March 1, 1982.

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 reclassifying the above-described property to Planned-Development Zone, P-D(150) 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, 1977, by Councilmember Elliott, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: Newton

ABSENT: Councilmembers: None

ATTEST: Norrine Boyle
NORRINE BOYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By Michael C. Herrero
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 77-60

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING 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.
(JOHN PALLIOS)

WHEREAS, on January 17, 1977, the City Council introduced Ordinance No. 1576-C.S.

giving approval to a project relating to an amendment to Section Map 10-3-9 of the Zoning Map to reclassify certain property located thereon from Low Density Residential Zone, R-1, to Medium Density Residential Zone, R-2, and to Planned-Development Zone, P-D(150), 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 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 to reclassify certain property located thereon from Low Density Residential Zone, R-1, to Medium Density Residential Zone, R-2, and to Planned-Development Zone, P-D(150).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of January, 1977, by Councilman Elliott, who moved its adoption, which motion being duly seconded by Councilman Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies

NOES: Councilmen: Newton

ABSENT: Councilmen: None

(SEAL)

ATTEST:

Norrine Coyle
~~XXXXXXXXXXXX~~ City Clerk
NORRINE COYLE,

APPROVED AS TO FORM:

By

Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77-61

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAPS 28-3-9 AND 33-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON (JENNIE-GRAND ZONING STUDY)

WHEREAS, on January 17, 1977, the City Council introduced Ordinance No. 1577-C.S.

giving approval to a project relating to an amendment to Section Maps 28-3-9 and 33-3-9 of the Zoning Map of the City of Modesto to reclassify certain property located thereon from Neighborhood Commercial Zone, C-1, to Medium-High Density Residential Zone, R-3, and from Neighborhood Commercial Zone, C-1, and Light Industrial Zone, M-1, to Professional Office Zone, P-O, 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 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 Maps 28-3-9 and 33-3-9 of the Zoning Map of the City of Modesto to reclassify certain property located thereon from Neighborhood Commercial Zone, C-1, to Medium-High Density Residential Zone, R-3, and from Neighborhood Commercial Zone, C-1, and Light Industrial Zone, M-1, to Professional Office Zone, P-O.

The foregoing resolution was introduced at a regular meeting of the

Council of the City of Modesto held on the 17th day of January, 1977, by Councilman Kullijian, who moved its adoption, which motion being duly seconded by Councilman Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Mensinger,
Newton, Siefkin, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

(SEAL)

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

APPROVED AS TO FORM:

By

Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77-62

A RESOLUTION AMENDING THE HOUSING ASSISTANCE PLAN OF THE
CITY OF MODESTO'S APPROVED COMMUNITY DEVELOPMENT BLOCK
GRANT APPLICATION OF 1976.

WHEREAS, on April 12, 1976, the Modesto City Council, by Resolution No. 76-538, adopted a Housing Assistance Plan as part of the City of Modesto's Community Development Block Grant Application, and

WHEREAS, on June 6, 1972, the electorate of the City of Modesto and the Modesto Elementary School District authorized the construction of 300 low-rent conventional public housing units within the City of Modesto and the Modesto Elementary School District, and

WHEREAS, the Housing Authority of the County of Stanislaus proposes to construct 250 of these housing units within the City of Modesto, consisting of 126 units for elderly or handicapped, 24 units for families of four or less persons, and 100 units for large families of five or more persons, and

WHEREAS, before said Housing Authority can receive approval from the Federal Government of the necessary funds for said housing units, the City's Housing Assistance Plan must be amended to reflect said proposed housing, and

WHEREAS, public hearings were held on January 10, 1977, and January 17, 1977, by the City Council of the City of Modesto on said proposed amendments to the Housing Assistance Plan of the City of Modesto's approved Community Development Block Grant Application of 1976,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby amends the goals set forth in the Housing Assistance Plan adopted as part of the City of Modesto's Community Development Block Grant Application of 1976 to include 250 new conventional low-rent housing units to be built and managed by the Housing Authority of the County of Stanislaus; amends the three-year goal to total 1,770 housing units, consisting of 636 units for the elderly, 764 units for families of four or less persons, and 370 units for large families of five or more persons; and amends the current year goal to total 740 housing units, consisting of 296 units for the elderly and handicapped, 244 units for families of four or less persons and 200 units for families of five or more.

BE IT FURTHER RESOLVED that those goals, as amended, are consistent with meeting the housing assistance needs, in an equitable manner, of the three affected categories of lower income households; namely, the elderly and handicapped, families of four or less persons, and large families of five or more persons.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of January, 1977, by Councilmember Mensing, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger, Newton, Siefkin, Mayor Davies
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. 77-63

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. 67-66 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 said Position Classification Plan, and

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

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

SECTION 1. The Position Classification Plan for the City of Modesto is hereby amended to revise the specifications for the following classification:

CLASSIFICATION

Water Quality Control Superintendent

SECTION 2. The specifications for the classification listed above, as shown on the attached Exhibit "A" which is hereby made a part of this resolution by reference, are hereby approved and made a part of the Position Classification Plan and replace and supersede the specifications for said position which were previously a part of the Position Classification Plan.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of January, 1977, by Councilmember Newton, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger,
Newton, Siefkin, Mayor Davies

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

WATER QUALITY CONTROL SUPERINTENDENT

DEFINITION

Under direction, to plan, organize, and direct the maintenance, operation, modification, and improvement of the City's wastewater treatment plant facilities, sewer system, and related facilities; and to do related work as required.

EXAMPLES OF DUTIES

Plans, organizes, and supervises the daily activities of the wastewater treatment plant, sewer system, and related facilities; provides training and work review of subordinate personnel; oversees the operations of a biochemical testing laboratory; supervises the maintenance and repairs of the City sewer system; directs monitoring and revenue programs on industrial wastes; makes recommendations for improvement and construction of wastewater treatment facilities; supervises the preparation of a variety of reports required by regulatory agencies involved in the control of water pollution; supervises the preparation of or personally prepares payroll reports, employee evaluations, and other reports on wastewater functions and activities for City officials; confers with other City personnel and engineering specialists regarding the effectiveness of plant operations; recommends changes in operating procedures; prepares the annual water quality budget and controls expenditures; insures an adequate inventory of supplies, parts, and equipment for the wastewater treatment plant and related facilities; represents the water quality control program before other governmental bodies and regulatory agencies.

SPECIAL REQUIREMENTS

Possession of a valid Grade 5 certificate as issued through procedures established by the California State Water Resources Control Board. Possession of an appropriate operator's license issued by the California Department of Motor Vehicles.

DESIRABLE QUALIFICATIONS

Knowledge of:

- Wastewater treatment systems and plant operations commensurate with that required for State certification;
- Materials, methods, tools, and equipment used in the operation and maintenance of wastewater treatment plant and sewer facilities;
- Principles, objectives, and tests used in a biochemical laboratory;

Exhibit "A"

*Design and engineering of wastewater treatment and
sewage facilities;
Safety procedures and precautions;
Principles of supervision training, and employee
evaluation.*

and

Ability to:

- Plan, organize, and supervise the work of a wastewater treatment plant, sewer system, and related facilities;
- Analyze operations and recommend improvements;
- Direct the monitoring of a potable water supply;
- Maintain accurate operational records and prepare reports required by City officials and regulatory agencies;
- Provide a training program for subordinate personnel;
- Keep informed of the latest developments in the wastewater treatment field;
- Establish and maintain cooperative relationships with those contacted during the course of work.

MINIMUM QUALIFICATIONS

Experience and Education:

1. A Bachelor's Degree in Engineering or a Bachelor's degree with a major related to the wastewater treatment field and two year's supervisory experience in wastewater treatment.

or

2. An AA degree including 15 units of basic science from a community college or two years at an accredited college or university including 15 units of basic science and four years of experience, two years of which must be at a supervisory level, in the operation and maintenance of a wastewater treatment plant or a major part thereof.

or

3. Graduation from high school or a satisfactory equivalent and six years' experience, two years of which must be at a supervisory level, in the maintenance and operation of a wastewater treatment plant or a major part thereof, and a minimum of 32 educational points as established in SECTION 2481 of the California Administrative Code (Chapter 3, Title 23, Subchapter 14, Article 5).

MODESTO CITY COUNCIL
RESOLUTION NO. 77-64

A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO CONSIDER REVISION
TO ENVIRONMENTAL REVIEW GUIDELINES

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that January 24, 1977 , at 7:50 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 revision to Environ-
mental Review Guidelines.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 17th day of
January , 1977 , by Councilmember Newton , who moved
its adoption, which motion being duly seconded by Councilmember
Dunlap , was upon roll call carried and the resolution adopted
by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger,
Newton, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-65

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
COUNTY OF STANISLAUS FOR MODIFYING THE 9TH AND COLDWELL/WOODLAND
TRAFFIC SIGNALS

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and County of
Stanislaus

for modifying the 9th and Coldwell/Woodland traffic signals
(City's share is 75% and the County's share is 25%)

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
January , 1977, by Councilmember Newton , who moved
its adoption, which motion being duly seconded by Councilmember
Dunlap , was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger,
Newton, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyze
NORRINE COYZE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-66

A RESOLUTION SETTING TIME AND PLACE FOR HEARING THE RECOMMENDATION OF THE PLANNING COMMISSION FOR PROPOSED AMENDMENTS TO CHAPTER 2 OF TITLE X OF THE MUNICIPAL CODE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that February 14, 1977 , at 7:35 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 recommendation of the Planning Commission for proposed amendments, additions, and deletions to the Zoning Regulations of the Modesto Municipal Code (Omnibus No. 1).

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

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger,
Newton, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-67

A RESOLUTION OF THE MODESTO CITY COUNCIL PROTESTING
THE EXECUTION OF AN OPEN SPACE CONTRACT APPLICATION
NO. 77-2703 (PAUL AND CELELIGA LA VINE)

WHEREAS, an Open Space Contract Application has been referred
to the City of Modesto by the County of Stanislaus, and

WHEREAS, the effect of said application on the City of Modesto
has been fully considered, and

WHEREAS, the City staff has recommended that the City protest
the execution of said Open Space Contract,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City
of Modesto that it does hereby protest the execution of an Open Space Contract
on Application No. 77-2703 (Paul and Celelica La Vine).

BE IT FURTHER RESOLVED that this protest be filed with the
Stanislaus County Board of Supervisors and the Stanislaus County Local Agency
Formation Commission and the Local Agency Formation Commission is hereby
requested to hold a hearing and consider this protest as provided for in
Section 51243.5 of the Government 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,
1977, by Councilmember Newton, who moved its
adoption, which motion being duly seconded by Councilmember Dunlap,
was upon roll call carried and the resolution adopted by the
following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Mensinger, Newton, Siefkin, Mayor Davies
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. 77-68

A RESOLUTION OF THE MODESTO CITY COUNCIL PROTESTING
THE EXECUTION OF AN OPEN SPACE CONTRACT APPLICATION
NO. 77-2747 (LOUIS AND DOROTHY LACOSTE)

WHEREAS, an Open Space Contract Application has been referred
to the City of Modesto by the County of Stanislaus, and

WHEREAS, the effect of said application on the City of Modesto
has been fully considered, and

WHEREAS, the City staff has recommended that the City protest
the execution of said Open Space Contract,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City
of Modesto that it does hereby protest the execution of an Open Space Contract
on Application No. 77-2747 (Louis and Dorothy Lacoste).

BE IT FURTHER RESOLVED that this protest be filed with the
Stanislaus County Board of Supervisors and the Stanislaus County Local Agency
Formation Commission and the Local Agency Formation Commission is hereby
requested to hold a hearing and consider this protest as provided for in
Section 51243.5 of the Government 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,
1977, by Councilmember Newton, who moved its
adoption, which motion being duly seconded by Councilmember Dunlap,
was upon roll call carried and the resolution adopted by the
following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Mensinger, Newton, Siefkin, Mayor Davies
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. 77-70

A RESOLUTION OF THE MODESTO CITY COUNCIL PROTESTING
THE EXECUTION OF AN OPEN SPACE CONTRACT APPLICATION
NO. 77-2974 (LOIS V. RADCLIFFE AND LOUIS AND GRACE UHLIG)

WHEREAS, an Open Space Contract Application has been referred
to the City of Modesto by the County of Stanislaus, and

WHEREAS, the effect of said application on the City of Modesto
has been fully considered, and

WHEREAS, the City staff has recommended that the City protest
the execution of said Open Space Contract,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City
of Modesto that it does hereby protest the execution of an Open Space Contract
on Application No. 77-2974 (Lois V. Radcliffe and Louis and Grace Uhlig).

BE IT FURTHER RESOLVED that this protest be filed with the
Stanislaus County Board of Supervisors and the Stanislaus County Local Agency
Formation Commission and the Local Agency Formation Commission is hereby
requested to hold a hearing and consider this protest as provided for in
Section 51243.5 of the Government 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,
1977, by Councilmember Newton, who moved its
adoption, which motion being duly seconded by Councilmember Dunlap
, was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger,
Newton, Siefkin, Mayor Davies

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. 77-71

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST OF WILLIAM B. MULLIKIN, 1425 OAKWOOD DRIVE, REGARDING A STREET TREE.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that February 7, 1977 , at 4:15 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of request of William B. Mullikin, 1425 Oakwood Drive, regarding a street tree.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of January , 1977, by Councilmember Dunlap , who moved its adoption, which motion being duly seconded by Councilmember Siefkin , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Kullijian, Newton

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-72

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE PURCHASE OF ONE COUNCIL CHAMBERS SOUND SYSTEM

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 Council Chambers Sound 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 22, 1977 at 2:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of January, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Kullijian, Newton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-73

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR RECONSTRUCTION OF PUMP STATION NO. 2

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

SECTION 1. The plans and specifications for Reconstruction of Pump Station 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 February 8, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of January, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Kullijian, Newton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-74

A RESOLUTION ACCEPTING THE BID OF WESTERN PIPELINE CO., INC. FOR CONSTRUCTION OF CARVER GLEN NO. 2 WATERLINES

WHEREAS, Resolution No. 77-5, adopted by the Council of the City of Modesto on January 3, 1977, approved the plans and specifications for the construction of Carver Glen No. 2 Waterlines

and authorized the calling for bids, and

WHEREAS, the bids received for the construction of Carver Glen No. 2 Waterlines were opened at 11:20 A.M. on January 18, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Western Pipeline Co. in the amount of \$52,709.50 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Western Pipeline Co. in the amount of \$52,709.50

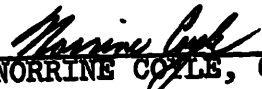
be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of January, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian, Newton

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-75

A RESOLUTION ACCEPTING THE BID OF JOE MARTIN FOR CONSTRUCTION OF WATER-
LINES IN RENO AVENUE

WHEREAS, Resolution No. 77-3 , adopted by the Council of the
City of Modesto on January 3, 1977 , approved the plans and speci-
fications for the construction of waterlines in Reno Avenue

and authorized the calling for bids, and

WHEREAS, the bids received for the construction of waterlines in
Reno Avenue
were opened at 11:10 A.M. on January 18, 1977 and later tabulated
by the Director of Public Works for the consideration of the
Council, and

WHEREAS, the Director of Public Works has recommended that
the bid of Joe Martin in the amount of \$10,280.40

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 in the amount of \$10,280.40

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 ,
19 77 , by Councilmember Siefkin , who moved its adoption, which
motion being duly seconded by Councilmemberm Dunlap , was upon roll
call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Mensinger, Siefkin, Vice Mayor Elliott

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian, Newton, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-76

A RESOLUTION ACCEPTING THE BID OF GEORGE REED, INC. FOR IMPROVEMENT OF TULLY ROAD AND CARVER ROAD AT HETCH HETCHY RIGHT OF WAY

WHEREAS, Resolution No. 77-4, adopted by the Council of the City of Modesto on January 3, 1977, approved the plans and specifications for the Improvement of Tully Road and Carver Road at Hetch Hetchy Right of Way and authorized the calling for bids, and

WHEREAS, the bids received for the Improvement of Tully Road and Carver Road at Hetch Hetchy Right of Way were opened at 11:00 A.M. on January 18, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of George Reed, Inc. in the amount of \$12,212.75

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of George Reed, Inc. in the amount of \$12,212.75

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 January, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian, Newton

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-77

A RESOLUTION ACCEPTING THE ~~CONSTRUCTION OF~~ FURNISHING AND INSTALLATION OF PLAYGROUND EQUIPMENT FOR WOODROW AND DAVIS PARKS (Dwaine Carver)

WHEREAS, a report has been filed by the Director of Public Works that the ~~construction of~~ furnishing and installation of playground equipment for Woodrow and Davis Parks has been completed by Dwaine Carver

in accordance with the contract agreement dated June 7, 1976.

NOW, THEREFORE, BE IT RESOLVED that the ~~construction of~~ furnishing and installation of playground equipment for Woodrow and Davis Parks be accepted from said contractor, Dwaine Carver

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$31,347.00 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, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian, Newton

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-78

A RESOLUTION DECLARING THAT A MAJORITY PROTEST HAS NOT BEEN MADE AGAINST THE ANNEXATION OF CERTAIN UNINHABITED TERRITORY TO THE CITY OF MODESTO KNOWN AS MC HENRY-SYLVAN NO. 2 ADDITION AND DECLARING THE INTENTION OF THE COUNCIL TO PROCEED WITH THE ANNEXATION OF SAID TERRITORY.

WHEREAS, by Resolution No. 76-1326, adopted on December 13, 1976, the Council fixed the 24th day of January, 1977, at the hour of 7:30 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 considering the petition of the owners of not less than one-fourth of the land in the hereinafter described territory by area and by assessed value requesting annexation of said territory to said City, and

WHEREAS, the City Clerk has caused a copy of said Resolution No. 76-1326 to be published in The Modesto Bee, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto and in the Ceres Courier, a newspaper of general circulation published outside the City of Modesto but in the County of Stanislaus, said publications being completed at least twenty (20) days prior to the date set for the hearing, as required by Sections 35307 and 35311 of the Government Code, and

WHEREAS, the City Clerk has given notice to all persons legally entitled thereto, in the manner required by law, and

WHEREAS, notice has been duly given of said hearing and no person owning real property within such territory appeared at said time and place to protest said annexation and no written protests have been filed prior to final adjournment of the hearing on protests to the proposed annexation,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby declares that a majority protest against the proposed annexation of said McHenry-Sylvan No. 2 Addition has not been made and hereby declares its intention to proceed with the annexation of said territory, which is more particularly described as attached hereto and made a part hereof as though set forth in full herein.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of January, 1977, by Councilmember Elliott, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian, Newton

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 Keen
Public Works Department
EAH

McHENRY-SYLVAN NO. 2 ADDITION

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 Southeastern corner of McHENRY-STANDIFORD ADDITION (316), as per map filed March 6, 1974, as Instrument 34748, Stanislaus County Records, and the Northeastern corner of STANDIFORD ADDITION (264), as per description filed November 3, 1970, as Instrument 36118, Stanislaus County Records, said point being the intersection of the West line of Section 9 with the East-West quarter section line of Section 9, said point also being the intersection of the center line of 110.00 foot McHenry Avenue with the center line of 40.00 foot Sylvan Avenue:

1. thence along the existing City Limits on the boundary of said ADDITION (264) and said center line of 110.00 foot McHenry Avenue, said center line being the West line of Section 9, South $00^{\circ} 45' 50''$ East, 448.44 feet, to the Northeastern corner of McHENRY-WOODROW ADDITION (329), as per description filed April 11, 1975, as Instrument 39204, Stanislaus County Records;
2. thence along the Eastern line of said ADDITION (329) and continuing along said center line of 110.00 foot McHenry Avenue, South $00^{\circ} 45' 50''$ East, 877.01 feet, to a Northwestern corner of McHENRY ADDITION (241), as per map filed October 9, 1969, as Instrument 33951, Stanislaus County Records, said point being the intersection of the center lines of 110.00 foot McHenry Avenue and 60.00 foot Robin Hood Drive;
3. thence along a Northern line of said ADDITION (241) and the center line of said 60.00 foot Robin Hood Drive, South $89^{\circ} 18' 20''$ East, 61.11 feet, to a point on a tangent curve;
4. thence along said tangent curve concave to the Southwest, having a Radius of 670.00 feet, a Central Angle of $11^{\circ} 05' 35''$, and an Arc Length of 129.72 feet;
5. thence leaving the existing City Limits and continuing along said tangent curve concave to the Southwest, having a Radius of 670.00 feet, a Central Angle of $02^{\circ} 00' 05''$, and an Arc Length of 23.40 feet, to a point on said curve from which a radial line bears North $13^{\circ} 47' 20''$ East;
6. thence along the radial line of said tangent curve, North $13^{\circ} 47' 20''$ East, 30.00 feet, to the Northern line of 60.00 foot Robin Hood Drive;
7. thence North $00^{\circ} 45' 50''$ West, 186.11 feet;
8. thence South $89^{\circ} 18' 20''$ East, 155.00 feet;
9. thence North $00^{\circ} 41' 30''$ West, 132.00 feet;
10. thence South $89^{\circ} 18' 20''$ East, 25.00 feet;
11. thence North $00^{\circ} 45' 50''$ West, 132.50 feet, to a Northwestern corner of Sylvan Glen, as per map filed August 4, 1968, in Volume 20 of Maps, Page 81, Stanislaus County Records;
12. thence North $89^{\circ} 07' 50''$ East, 259.82 feet, to the Northeastern corner of said Sylvan Glen Subdivision, which is on the Western line of Robin Hood Estates as per map filed May 31, 1962 in Volume 20 of Maps, Page 15, Stanislaus County Records;
13. thence along said Western line, North $00^{\circ} 45' 50''$ West, 854.45 feet, to a point on the existing City Limits, said point being on the Southern line of McHENRY - SYLVAN ADDITION (276), as per description filed October 15, 1971, as Instrument 39501, Stanislaus County Records;
14. thence along the existing City Limits on said Southern line, said Southern line being the center line of 40.00 foot Sylvan Avenue and the East-West quarter section line of Section 9, North $89^{\circ} 10' 35''$ West, 660.11 feet, to the point of beginning, containing 16.414 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-79

A RESOLUTION DENYING THE APPEAL FILED BY CAROL AND JAMES FAILING TO THE APPROVAL BY THE PLANNING COMMISSION OF C. A. TALLENT'S PLOT PLAN FOR APARTMENTS ON HINTZE AVENUE, AND MODIFYING CONDITION NO. 11 OF THE PLANNING COMMISSION APPROVAL OF SAID PLOT PLAN.

WHEREAS, C. A. Tallent applied to the Planning Commission for approval of a plot plan for a 44-unit one and two-story apartment complex in the Medium-High Density Residential Zone, R-3, on the south side of Hintze Avenue east of McHenry Avenue in the City of Modesto, and

WHEREAS, the plot plan and elevation drawings for said apartment complex were reviewed by the Planning Commission at its meeting on December 7, 1976, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, in accordance with Section 10-2.704 of the Modesto Municipal Code, and

WHEREAS, by Planning Commission Resolution No. 76-224, adopted on December 7, 1976, the Planning Commission approved the plot plan for said 44-unit one and two-story apartment complex subject to certain conditions set forth in said Planning Commission Resolution No. 76-224, and

WHEREAS, on December 22, 1976, Carol and James Failing, 125 Helen Avenue, Modesto, California, filed an appeal with the Council of the City of Modesto to the Planning Commission's approval of said plot plan, and

WHEREAS, said appeal was set for a public hearing by the City Council on January 24, 1977, at 7:35 o'clock P.M., in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, and

WHEREAS, at said meeting said Council, after hearing evidence both oral and documentary, found and determined that the appeal filed by Carol and James Failing to the decision of the Planning Commission, approving said 44-unit one and two-story apartment complex, should be denied for the following reasons:

1. The proposed development will be compatible with surrounding land and development.
2. The proposed development will have architectural unity and be in harmony with surrounding developments.

and

WHEREAS, at said meeting said Council also found and determined that the fencing requirement set forth in condition No. 11 of said Planning Commission Resolution No. 76-224 should be modified,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal filed by Carol and James Failing to the Planning Commission's approval of C. A. Tallent's plot plan for the above described 44-unit one and two-story apartment complex on the south side of Hintze Avenue east of McHenry Avenue is denied for the reasons set forth above and said plot plan is hereby approved, subject to the following conditions:

1. That all development be in accordance with the plan titled, "Cressey Place" as amended in red on its face, stamped approved by the Planning Commission on December 7, 1976, and the City Council on January 24, 1977, and on file in the office of the Director of Planning and Community Development.
2. That prior to the issuance of a building permit for any development, a landscaping and irrigation plan shall be submitted by the applicant and approved by both the Director of Parks and Recreation and the Director of Planning and Community Development. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved landscaping and irrigation plan. Irrigation shall be by underground sprinkler system. The landscaped area along the south property line shall be designated 15-foot high screen landscaping.
3. That all landscaping, fences, and walls shall be maintained and that the area shall be kept free of weeds, trash, and other debris.
4. That the development shall be connected to the City of Modesto sewer and water facilities in accordance with the requirements of the Director of Public Works.
5. That all parking and driveway areas shall be improved in accordance with City standards including the provisions of Sections 10-2.1801, 10-2.1804, 10-2.1808 of the Municipal Code, and that all drainage facilities shall be provided in accordance with the requirements of the Director of Public Works. The developer shall take positive steps to contain all surface drainage water as required by the Director of Public Works.
6. That all trash shall be maintained in the buildings or in enclosed trash areas in locations subject to approval by the Director of Planning and Community Development. If the trash enclosure is used, it shall be constructed six feet high of the same building materials used in the main building as determined by the Director of Planning and Community Development except that it shall have solid doors to be kept closed at all times.
7. That the applicant shall record with the County Recorder of Stanislaus County, California, a notice in a form approved by the City of Modesto, that this resolution of approval has been issued and that it contains conditions affecting the use of the above described property. (Copies of the approved form are available at the Modesto Planning and Community Development Department.

8. That the developer shall install one on-site fire hydrant and the pipeline system therefor in accordance with and to the specifications of the Fire Marshal. Said hydrant shall be installed and operable prior to the occupancy of the buildings. The accessways leading to and from the proposed facility shall be marked "No Parking" or "Fire Lanes" as per Fire Marshal requirement.
9. That any security lighting shall be shielded away from adjoining residential areas as specified by the City Engineer.
10. There shall be no second story doors or windows with a southerly exposure within 40 feet of the south property line and there shall be no second story balconies, outside stairway, or second story platforms with a southerly exposure which lie within 40 feet to the south property line.
11. That the developer shall construct a six foot high fence of redwood board or grapestakes with solid masonry pilasters at 16 feet on centers around the perimeter of the property except for the Hintze Avenue frontage, the west property line adjoining the commercial zoning, and the south property line adjacent to the driveways, aisles and parking areas. A six foot high solid masonry wall shall be constructed along the south property line adjacent to the driveways, aisles and parking areas as indicated in red on the approved plan. Said fencing and walls shall be installed prior to occupancy of any of the apartment units.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of January, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Mensinger, Siefkin, Mayor Davies
 NOES: Councilmembers: None
 ABSENT: Councilmembers: Kullijian, Newton

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. 77-80

A RESOLUTION ADOPTING ENVIRONMENTAL
REVIEW GUIDELINES.

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, adopted "Guidelines for Implementation of the California Environmental Quality Act" which were amended on September 30, 1976 and December 28, 1976, 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 4-9.01 - 4-9.04) 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 Resolutions No. 72-1137, 73-276, 74-130, 75-437 and 77-14 has previously adopted Environmental Impact Report Guidelines or amendments thereto, and

WHEREAS, it is necessary to revise said Guidelines in accordance with the amendments to the Guidelines issued by the Secretary of the California Resources Agency in September and December of 1976.

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

1. The attached document entitled "City of Modesto Environmental Review Guidelines for Compliance with the California Environmental Quality Act", be and it is hereby adopted for the City of Modesto.

2. All public projects and actions and all private projects for which a permit, license or other similar entitlement from the city is required shall comply with the City of Modesto Guidelines.

3. An Environmental Impact Assessment Committee composed of at least three (3) members of the city staff shall be appointed by the City Manager to review all such public and private projects and actions for conformity with the City of Modesto Guidelines, the California Resources Agency Guidelines, and the California Environmental Quality Act, and to make environmental assessments as to whether a negative declaration of environmental impact or an environmental impact report is required, and take such other actions as are authorized by the City of Modesto Guidelines.

4. In the event it is determined, based upon an Environmental Impact Report, that such project or action may have a significant effect on the environment, such project or action may be deferred or denied, in whole or in part, or may be approved subject to reasonable conditions and mitigation measures of such significant effect on the environment.

5. Any person aggrieved by any action taken by said Committee or any other city official pursuant to the City of Modesto Guidelines may appeal to the City Council pursuant to the provisions of Chapter 4 of Title I of the Modesto Municipal Code. The decision by the City Council on such appeal shall be final.

6. Any action or proceeding to attack, review, set aside, void or annul any decision on matters covered by this resolution or by the City of Modesto Guidelines, or concerning any of the proceedings, acts or determinations taken, done or made prior to such decision, or to determine the reasonableness, legality or validity of any condition attached thereto, shall not be maintained by any person unless such action or proceeding is commenced within thirty (30) days after the date of such decision. Thereafter, all persons are barred from any such action or proceeding or any defense of invalidity or unreasonableness of such decision or of such proceedings, acts or determination.

7. Nothing in this resolution shall preclude the City of Modesto from taking such other action in respect to the approval, conditional approval, denial or revocation of any permit, license or other similar entitlement as is deemed necessary by the city in order to obtain full compliance with the requirements of the California Environmental Quality Act.

8. The provisions of this resolution and the City of Modesto Guidelines adopted hereby shall supersede and replace the provisions of Resolutions No. 75-437 and 77-14 and the previous City of Modesto Guidelines and amendments 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 City of Modesto Guidelines adopted hereby in completing the review and approval of such projects.

9. 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 24th day of January, 1977, by Councilmember Mensinger, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian, Newton

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

CITY OF MODESTO
ENVIRONMENTAL REVIEW GUIDELINES
FOR COMPLIANCE WITH THE
CALIFORNIA ENVIRONMENTAL QUALITY ACT

Revised and Adopted by Modesto City Council
Resolution No. 77-80; January 24, 1977

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SECTION I. INTRODUCTION

These Guidelines establish procedures for the identification and analysis of environmental impact of projects, and the preparation and processing of Environmental Impact Reports for such projects when significant impacts on the environment are anticipated.

A. Legal Requirements

Sections 21000-21174 of the California Public Resources Code, as amended by Chapter 1154 of the Statutes of 1972 (AB889), comprise the California Environmental Quality Act of 1970.

The Act requires a determination of possible significant impact on the environment be made for most local projects. In addition, the National Environmental Protection Act makes similar requirements for certain federally funded local projects.

B. State Policy

The legislature has declared that it is the policy of the State to:

- (1) Develop and maintain a high-quality environment now and in the future, and take all action necessary to protect, rehabilitate and enhance the environmental quality of the state.
- (2) Take all action necessary to provide the people of this state with clean air and water, enjoyment of aesthetic, natural, scenic, and historic environmental qualities, and freedom from excessive noise.
- (3) Prevent the elimination of fish or wildlife species due to man's activities, insure that fish and wildlife populations do not drop below self-perpetuating levels, and preserve for future generations representations of all plant and animal communities and examples of the major periods of California history.
- (4) Ensure that the long-term protection of the environment shall be the guiding criterion in public decisions.
- (5) Create and maintain conditions under which man and nature can exist in productive harmony to fulfill the social and economic requirements of present and future generations.
- (6) Require governmental agencies at all levels to develop standards and procedures necessary to protect environmental quality.
- (7) Require governmental agencies at all levels to consider qualitative factors as well as economic and technical factors and long-term benefits and costs, in addition to short-term benefits and costs, and to consider alternatives to proposed actions affecting the environment.

(8) Based on court decisions, the EIR:

- (1) Is to inform other governmental agencies and the public generally of the environmental impact of a proposed project.
- (2) Serves not only to protect the environment but also to demonstrate to the public that it is being protected.

C. City of Modesto Policy

While project-by-project analysis of environmental impact is the thrust of the California Environmental Quality Act of 1970 and the National Environmental Protection Act, the City of Modesto will endeavor also to place emphasis on the environmental impact of the comprehensive urban planning process as embodied primarily in the General Plan.

In this manner, environmental review by the City of Modesto will be considered at two levels:

- (1) The environmental impact of the long-term plans of the community;
- (2) The environmental impact of a given project on the long-term plans of the community and on specific environmental concerns such as natural waterways, etc.

SECTION II. DEFINITIONS

The definitions that follow are based on the "Guidelines for Implementation of the California Environmental Quality Act of 1970" as adopted and amended by the California Resources Agency and are intended to clarify, but not replace or negate, the definitions used in the California Environmental Quality Act of 1970.

- A. Approval means the decision by the City which commits the City to a definite course of action in regard to a project intended to be carried out by the City, any person, or any other public agency. These guidelines also indicate situations where the staff Environmental Assessment Committee, by Negative Declaration, can approve a project by clearing it of further environmental review.
- B. California Environmental Quality Act (CEQA) means California Public Resources Code Sections 21000 through 21174, as amended.
- C. Categorical Exemption means an exemption from the requirement for the preparation of an environmental impact report for the class of projects based on a finding by the Secretary of the California Resources Agency that the class of projects does not have a significant effect on the environment.
- D. City means the City of Modesto or the City Council, Board of Zoning Adjustment, Planning Commission, Environmental Assessment Committee or authorized official of the City.
- E. Cumulative Impacts. Cumulative impacts refer to two or more individual effects which, when considered together, are considerable or which compound or increase other environmental impacts. The individual effects may be changes resulting from a single project or a number of separate projects.
- F. Discretionary Project means an activity defined as a project which requires the exercise of judgment, deliberation, or decision on the part of the City in the process of approving or disapproving a particular activity, as distinguished from situations where the City merely has to determine whether there has been conformity with applicable statutes, ordinances, or regulations.
- G. Emergency. Emergency means a sudden, unexpected occurrence, involving a clear and imminent danger, demanding immediate action to prevent or mitigate loss of, or damage to, life, health, property, or essential public services. Emergency includes such occurrences as fire, flood, earthquake, or other soil or geologic movements, as well as such occurrences as riot, accident, or sabotage.
- H. Environment means the physical conditions which exist in the area which will be affected by a proposed project, including land, air, water, minerals, flora, fauna, ambient noise, and objects of historic or aesthetic significance.

- I. Environmental Assessment means checklist review which serves as an initial study of a discretionary project to determine whether the project may have a significant effect, thereby requiring an EIR or whether it does not and a Negative Declaration can be filed.
- J. Environmental Assessment Committee means a City staff committee whose primary purpose is to screen discretionary projects to determine whether a project is eligible for a Negative Declaration or whether an EIR is required.
- K. Environmental Impact Report (EIR) means a detailed statement setting forth the environmental effects and considerations pertaining to a project as specified in Section 21100 of the California Environmental Quality Act.
1. Draft EIR means an EIR prepared according to Section VII A of these guidelines.
 2. Final EIR means an EIR prepared according to Section VII B of these guidelines. The Final EIR is an informational document to inform public bodies such as the City Council, Board of Zoning Adjustment and Planning Commission and the general public of the environmental effect of projects. The EIR provides environmental input in addition to the economic and social input necessary for a balanced decision.
- L. Environmental Impact Statement (EIS) means an environmental Impact report prepared pursuant to the National Environmental Policy Act (NEPA). The Federal Government uses the term EIS in place of the term EIR which is used in CEQA.
- M. Feasible. Feasible means capable of being accomplished in a successful manner within a reasonable period of time, taking into account economic, environmental, social, and technological factors.
- N. General Plan means the Modesto Urban Area General Plan, as adopted by the City Council in 1965, including all present and future revisions and amendments.
- O. Lead Agency means the public agency which has the principal responsibility for carrying out or approving a project which may have a significant effect on the environment where more than one public agency is involved with the same underlying activity.
- P. Ministerial Projects as a general rule include those activities defined as projects which are undertaken or approved by a governmental decision which a public officer or public agency makes upon a given state of facts in a prescribed manner in obedience to the mandate of legal authority. With these projects, the officer or agency must act upon the given facts without regard to his own judgment or opinion concerning the propriety or wisdom of the act, although the statute, ordinance, or regulation may require, in some degree, a construction of its language by the officer. In summary, a ministerial decision involves only the use of fixed standards or objective measurements without personal judgment.

- Q. Negative Declaration. Negative declaration means a written statement by the Lead Agency briefly describing the reasons that a proposed project, although not otherwise exempt, will not have a significant effect on the environment and therefore does not require the preparation of an EIR.
- R. Notice of Completion means a brief report filed with the Secretary of the California Resources Agency when the City has completed a Draft EIR for review. The contents of this notice shall include:
1. A brief description of the project.
 2. The proposed location of the project.
 3. An address where copies of Draft EIR are available.
- S. Notice of Determination means a notice to be filed with the Stanislaus County Clerk by the City when it approves or determines to carry out a project which is subject to the requirements of CEQA. The contents of this report shall include:
1. The decision by the City to approve or disapprove the project.
 2. The determination by the City whether the project will or will not have a significant effect on the environment.
 3. Whether an EIR has been prepared.
- T. Person includes any person, firm, association, organization, partnership, business, trust, corporation, company, district, county, city and county, city, town, the state, and any political subdivisions of such entities.
- U. Project means the whole of an action which has a potential for resulting in a physical change in the environment, directly or ultimately, that is any of the following:
1. An activity directly undertaken by any public agency including but not limited to public works construction and related activities, clearing or grading of land, improvements to existing public structures, enactment and amendment of zoning ordinances, and the adoption of the General Plan and amendment and other long-term plans of the community.
 2. An activity undertaken by a person which is supported in whole or in part through public agency contracts, grants, subsidies, loans, or other forms of assistance from one or more public agencies.
 3. An activity involving the issuance to a person of a lease, permit, license, certificate, or other entitlement for use by one or more public agencies.

"Project" does not include:

4. Anything specifically exempted by State law.

5. Continuing administrative or maintenance activities, such as purchases for supplies, personnel-related actions, emergency repairs to public service facilities, general policy and procedure-making (except as they are applied to specific instances covered above), and feasibility or planning studies.
 6. The submittal of proposals to a vote of the people.
 7. Each separate governmental approval as may be required on a given project.
- V. Public Agency includes any state agency, board or commission and any local or regional agency. It does not include the courts of the state nor the agencies of the federal government.
- W. Responsible Agency means the public agency which proposes to carry out or approve the project but is not a lead agency for the project. It includes all public agencies other than the lead agency which have approval power over the project.
- X. Significant Effect on the Environment. Significant effect on the environment means a substantial, or potentially substantial, adverse change in any of the physical conditions within the area affected by the activity including land, air, water, minerals, flora, fauna, ambient noise, and objects of historic or aesthetic significance.

SECTION III. PROJECTS NOT REQUIRING ENVIRONMENTAL ASSESSMENTS

A. Certain Ongoing Projects

1. Ongoing projects under the jurisdiction of the National Environmental Policy Act (NEPA) which are deemed too far advanced at the time of NEPA's effective date to require an EIS do not require an environmental assessment.
2. A project as defined in Section II, paragraph T2, or a contract as defined in Section II, paragraph T3, approved prior to April 5, 1973.
3. A discretionary project involving the issuance prior to April 5, 1973, of a lease, permit, license, certificate, or other entitlement by the City for the project, or for part of the project if another or additional approval of said discretionary project by the City, after April 5, 1973, does not involve a greater degree of responsibility and control over the project as a whole.

B. Certain Feasibility and Planning Studies

A project involving only feasibility or planning studies for possible future actions which the City has not approved, adopted, or funded, requires consideration of environmental factors but not the preparation of an EIR. In keeping with the City's policy of monitoring environmental impact of long-term planning, the City may prepare an EIR on some of its feasibility and planning studies.

C. Emergency Projects

1. Projects in a disaster-stricken area in which a state of emergency has been proclaimed by the Governor.
2. Emergency repairs to public service facilities necessary to maintain service.
3. Specific actions necessary to prevent or mitigate an emergency.

D. Ministerial Projects

Ministerial projects, including the issuance of building permits, issuance of business licenses, approval of final subdivision maps, and approval of individual utility service connections and disconnections, do not need environmental assessments.

E. Projects with Categorical Exemptions

The following classes of projects are determined not to have a significant effect on the environment, are consistent with the class of categorical exemptions as determined by the Secretary of the California Resources Agency, and are declared categorically exempt from an environmental assessment or preparation of an EIR:

Class 1: Existing Facilities. Class 1 consists of the operation, repair, maintenance or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that previously existing, including but not limited to:

- (a) Interior or exterior alterations involving such things as interior partitions, plumbing, and electrical conveyances;
- (b) Existing facilities of both investor, and publicly owned utilities used to convey or distribute electric power, natural gas, sewage etc.;
- (c) Existing highways and streets, sidewalks, gutters, bicycle and pedestrian trails, and similar facilities except where the activity will involve removal of a scenic resource including but not limited to a stand of trees, a rock outcropping, or an historic building.
- (d) Restoration, or rehabilitation of deteriorated or damaged structures, facilities or mechanical equipment to meet current standards of public health and safety, unless it is determined that the damage was substantial and resulted from an environmental hazard such as earthquake, landslide or flood;
- (e) Additions to existing structures provided that the addition will not result in an increase of more than 50 percent of the floor area of the structure before the addition or alteration, or 2,500 square feet, whichever is less;
- (f) Addition of safety or health devices for use of or in conjunction with existing structures, facilities or mechanical equipment, or topographical features including navigational devices;
- (g) New copy on existing on and off-premise signs;
- (h) Maintenance of existing landscaping, native growth and water supply reservoirs (excluding the use of economic poisons, as defined in Division 7, Chapter 2, California Agricultural Code);
- (i) Maintenance of fish screens, fish ladders, wildlife habitat areas, artificial wildlife waterway devices, streamflows, springs and waterholes, and stream channels (clearing of debris) to protect fish and wildlife resources;
- (j) Fish stocking by the California Department of Fish and Game;
- (k) Division of existing multiple family rental units into condominiums;
- (l) Demolition and removal of individual small structures listed in this subsection except where the structures are of historical, archaeological or architectural significance:
 - (1) Single family residences not in conjunction with the demolition of two or more units.

- (2) Motels, apartments, and duplexes designed for not more than four dwelling units if not in conjunction with the demolition of two or more such structures.
 - (3) Stores, offices, and restaurants if designed for an occupant load of 20 persons or less, if not in conjunction with the demolition of two or more such structures.
 - (4) Accessory (appurtenant) structures including garages, carports, patios, swimming pools, and fences.
- (m) Minor repairs and alterations to existing dams and appurtenant structures under the supervision of the Department of Water Resources.

Class 2: Replacement or Reconstruction. Class 2 consists of replacement or reconstruction of existing structures and facilities where the new structure will be located on the same site as the structure replaced and will have substantially the same purpose and capacity as the structure replaced, including but not limited to:

- (a) Replacement or reconstruction of existing schools and hospitals to provide earthquake resistant structures which do not increase capacity more than 50%;
- (b) Replacement of a commercial structure with a new structure of substantially the same size and purpose.

Class 3: New Construction of Small Structures. Class 3 consists of construction and location of single, new facilities or structures and installation of new equipment and facilities, including but not limited to:

- (a) Single family residences not in conjunction with the building of two or more such units;
- (b) Motels, apartments, and duplexes designed for not more than four dwelling units if not in conjunction with the building of two or more such structures;
- (c) Stores, offices, and restaurants if designed for an occupant load of 20 persons or less, if not in conjunction with the building of two or more such structures;
- (d) Water main, sewage, electrical, gas and other utility extensions of reasonable length to serve such construction;
- (e) Accessory (appurtenant) structures including garages, carports, patios, swimming pools and fences.

Class 4: Minor Alterations to Land. Class 4 consists of minor public or private alterations in the condition of land, water and/or vegetation which do not involve removal of mature scenic trees, except for forestry and agricultural purposes, including but not limited to:

- (a) Grading on land with a slope of less than 10 percent, except where it is to be located in a waterway, in any wet land, in an officially designated (by Federal, State or local governmental action) scenic area, or in officially mapped areas of severe geologic hazard;
- (b) New gardening or landscaping but not including tree removal;
- (c) Filling of earth into previously excavated land with material compatible with the natural features of the site;
- (d) Minor alterations in land, water and vegetation on existing officially designated wildlife management areas of fish production facilities which result in improvement of habitat for fish and wildlife resources or greater fish production;
- (e) Minor temporary uses of land having negligible or no permanent effects on the environment, including carnivals, fireworks stands, sales of Christmas trees, etc.;
- (f) Minor trenching and backfilling where the surface is restored.
- (g) Maintenance dredging where the spoil is deposited in a spoil area authorized by all applicable state and federal regulatory agencies.

Class 5: Alterations in Land Use Limitations. Class 5 consists of minor alterations in land use limitations, except zoning, including but not limited to:

- (a) Minor lot line adjustments, side yard and set back variances not resulting in the creation of any new parcel nor in any change in land use or density;
- (b) Issuance of minor encroachment permits.

Class 6: Information Collection. Class 6 consists of basic data collection, research, experimental management and resource evaluation activities which do not result in a serious or major disturbance to an environmental resource. These may be for strictly information gathering purposes, or as part of a study leading to an action which a public agency has not yet approved, adopted or funded.

Class 7: Regulatory Actions for Protection of Natural Resources. Class 7 consists of action taken by regulatory agencies as authorized by state law or local ordinance to assure the maintenance, restoration or enhancement of a natural resource where the regulatory process involves procedures for the protection of the environment including but not limited to wildlife preservation activities of the State Department of Fish and Game. Construction activities are not included in this exemption.

Class 8: Actions by Regulatory Agencies for Protection of the Environment. Class 8 consists of actions taken by regulatory agencies authorized by state law or local ordinances to assure the maintenance, restoration, enhancement, or protection of the environment where the regulatory process involves procedures for the protection of the environment. Construction activities are not included in this exemption.

Class 9: Inspections. Class 9 consists of activities limited entirely to inspection, to check for performance of an operation, or quality, health or safety of a project, including related activities such as inspection for possible mislabeling, misrepresentation or adulteration of products.

Class 10: Loans. Class 10 consists of loans made by the Department of Veterans Affairs under the Veterans Farm and Home Purchase Act of 1943.

Class 11: Accessory Structures. Class 11 consists of construction, or placement of minor structures accessory to (appurtenant to) existing commercial, industrial, or institutional facilities, including but not limited to:

- (a) On-premise signs;
- (b) Small parking lots.

Class 12: Surplus Government Property Sales. Class 12 consists of sales of surplus government property except for parcels of land located in an area of statewide interest or potential area of critical concern as identified in the Governor's Environmental Goals and Policy Report prepared pursuant to Government Code Sections 65041 et seq. However, if the surplus property to be sold is located in those areas identified in the Governor's Environmental Goals and Policy Report, its sale is exempt if:

- (a) The property does not have significant values for wildlife habitat or other environmental purposes, and
- (b) Any of the following conditions exist:
 - (1) The property is of such size or shape that it is incapable of independent development or use, or
 - (2) The property to be sold would qualify for an exemption under any other class of categorical exemption in Article 8 of these guidelines, or
 - (3) The use of the property and adjacent property has not changed since the time of purchase by the public agency.

Class 13: Acquisition of Lands for Wildlife Conservation Purposes. Class 13 consists of the acquisition of lands for fish and wildlife conservation purposes, including preservation of fish and wildlife habitat, establishing ecological reserves under Fish and Game Code Section 1580, and preserving access to public lands and waters where the purpose of the acquisition is to preserve the land in its natural condition.

Class 14. Minor Additions to Schools. Class 14 consists of minor additions to existing schools within existing school grounds where the addition does not increase original student capacity by more than 25% or five classrooms, whichever is less. The addition of portable classrooms is included in this exemption.

Class 15: Transfer of Ownership of Land In Order To Create Parks. Class 15 consists of the acquisition or sale of land in order to establish a park where the land is in a natural condition or contains historic sites or archaeological sites and either:

- (a) The management plan for the park has not been prepared, or
- (b) The management plan proposes to keep the area in a natural condition or preserve the historic or archaeological site. CEQA will apply when a management plan is proposed that will change the area from its natural condition or significantly change the historic or archeological site.

Class 16: Open Space Contracts or Easements. Class 16 consists of the establishment of agricultural preserves, the making and renewing of open space contracts under the Williamson Act, or the acceptance of easements or fee interests in order to maintain the open space character of the area. The cancellation of such preserves, contracts, interests or easements is not included.

Class 17: Annexations of Existing Facilities and Lots for Exempt Facilities. Class 17 consists of only the following annexations:

- (a) Annexations to a city or special district of areas containing existing public or private structures developed to the density allowed by the current zoning or pre-zoning of either the gaining or losing governmental agency whichever is more restrictive, provided, however, that the extension of utility services to the existing facilities would have a capacity to serve only the existing facilities.
- (b) Annexations of individual small parcels of the minimum size for facilities exempted by Class 3, New Construction of Small Structures.

Class 18: Changes in Organization of Local Agencies. Class 18 consists of changes in the organization or reorganization of local governmental agencies where the changes do not change the geographical area in which previously existing powers are exercised. Examples include but are not limited to:

- (a) Establishment of a subsidiary district.
 - (b) Consolidation of two or more districts having identical powers.
 - (c) Merger with a city of a district lying entirely within the boundaries of the city.
- F. The Environmental Assessment Committee shall prepare a list of specific activities which fall within each of the exempt classes, which list shall be on file in the office of the Planning Director of the City of Modesto. Said specific activities shall be categorically exempt unless the decision-making body or the City Council pursuant to an appeal determines otherwise. Said body shall direct the Committee to file a Notice and Certificate of Determination of Exemption from Environmental Assessment, a Notice of a Negative Declaration, or a Notice Requiring an Environmental Impact Report, whichever shall be consistent with its findings.

SECTION IV. PROJECTS REQUIRING ENVIRONMENTAL ASSESSMENTS

The following is a list of types of projects which require an Environmental Assessment. The Environmental Assessment Committee either makes a Negative Declaration or requires an EIR because the project may have a significant effect. The assessment procedures, timing, fees, etc. are set forth in Section V.

A. New Public and Private Projects

All public projects by public agencies and private projects which are discretionary projects shall require environmental assessments excepting those identified in Section III. Using the environmental assessment check list (Exhibit A), if it is found that the project may have a significant effect, an EIR shall be required.

B. Categorical Exemptions That DO NOT apply

Categorical exemption classes 3, 4, 5, and 11 as set forth in Section III E, are qualified by consideration of both where the project is to be located and the cumulative impact of successive projects of the same type in the same place over a period of time. Projects in these classes on lands that abut or are within the Tuolumne River or Dry Creek floodplains are in this qualified category and are not exempt from environmental assessment. Other specific environmental resources or hazards identified by the City from time to time may be mapped, officially adopted and made subject to this qualified category.

SECTION V. ENVIRONMENTAL ASSESSMENT PROCEDURES, TIMING, FEES

A. Initial screening

When a project as defined in Section II is submitted to the City, or when the City intends to carry out a project, an initial screening shall be made by the appropriate department to determine whether or not the project requires an environmental assessment. Those projects requiring environmental assessments shall be reviewed by the Environmental Assessment Committee prior to further processing. If requested by the person or public agency who submitted the project, within seven (7) days thereafter the Committee shall cause to be filed a NOTICE AND CERTIFICATE OF DETERMINATION OF EXEMPTION FROM ENVIRONMENTAL ASSESSMENT, (Exhibit A) for projects which are exempt. For projects requiring environmental assessments, the person or public agency who submitted the project shall submit a completed ENVIRONMENTAL INFORMATION FORM, (Exhibit B).

B. Review of the Environmental Assessment Committee (EAC)

The Environmental Assessment Committee (EAC) shall proceed with project review once it has accepted as complete, the Environmental Information Form.

The EAC shall use the Environmental Checklist (Exhibit C) as the initial study to find whether the project has significant effect on the environment. If the project involves a responsible public agency, the EAC shall consult with that agency. After completing the Environmental Checklist, The EAC shall complete the Environmental Assessment Committee initial study and findings sheet (Exhibit D).

1. If the Environmental Assessment Committee finds that the proposed project will not have a significant effect on the environment, it shall do the following:
 - (a) File Exhibits D, C, B as a package (Findings) with the Stanislaus County Clerk and the person or public agency who submitted the project within seven (7) days following completion of the Committee's review.
 - (b) Notice. Notice of the preparation of a Negative Declaration shall be provided to the public within a reasonable period of time prior to final adoption by the City of the Negative Declaration. Notice shall be given to all organizations and individuals who have previously requested such notice and shall also be given by publication by the City in a newspaper of general circulation in the area affected by the proposed project.
 - (c) If a written public response has been filed with the City Clerk within fifteen (15) days from the date of filing such Findings with the Stanislaus County Clerk, the Committee shall within seven (7) days consider the responses and reconsider its Findings.

- (d) After such reconsideration, or if no written public response has been filed with the City Clerk within said fifteen (15) days, the Committee shall then file Findings with the decision-making body. The decision-making body shall review the Findings, any written public responses and Committee's comments, and take one of two (2) actions:
- (i) Certify the Findings and direct the filing of a Notice of Determination with the Stanislaus County Clerk. If the project requires discretionary approvals from a State agency, the Notice of Determination also shall be filed with the Secretary of Resources.
 - (ii) Determine that an EIR is required and file such Findings with the Stanislaus County Clerk and the person or public agency who submitted the project. The project shall then proceed with the EIR process contained in Section VI of these guidelines.
2. If the Environmental Assessment Committee finds that the proposed project may have a significant effect on the environment, the Committee shall do the following:
- (a) File Exhibits D, C, B as a package (Findings) within seven (7) days following completion of the committee's review.
 - (b) The project shall then proceed in accordance with the EIR process contained in Section VI of these Guidelines unless on appeal to City Council it is determined that the proposed project will not have a significant effect on the environment and that no EIR is required. In that case the City Council shall prepare environmental assessment findings in accordance with said determination to be filed by the City Clerk with the Stanislaus County Clerk pursuant to paragraph B. 1(a) of this section.

C. Special Situations

1. Subsequent EIR. Where an EIR has been prepared, no additional EIR need be prepared unless:
- (a) Substantial changes are proposed in the project which will require major revisions of the EIR, due to the involvement of new environmental impacts not considered in a previous EIR on the project;
 - (b) There are substantial changes with respect to the circumstances under which the project is to be undertaken, such as a change in the proposed location of the project, which will require major revisions in the EIR due to the involvement of new environmental impacts not covered in a previous EIR.
2. Use of a Single EIR. The City may employ a single EIR to describe more than one project, if such projects are essentially the same in terms of environmental impact. Further, the City may use an

earlier EIR prepared in connection with an earlier project to apply to a later project, if the circumstances of the projects are essentially the same. The City may elect to write EIRs in advance for entire programs or regulations, in order to be prepared for project applications to come. Whenever the City chooses to utilize any of these alternatives, however, it must find that the environmental effects of the projects are similar enough to warrant the same treatment in an EIR and that the EIR will adequately cover the impacts of any single project. If these tests are not met, the City should supplement the EIR it prepares for a program to apply it to an individual project.

3. Use of a General Plan EIR With Subsequent Projects. The EIR on a general plan may be used as the foundation document for EIRs subsequently prepared for specific projects within the geographic area covered by the general plan. The subsequent EIRs may reference and summarize material in the EIR on the general plan for the description of the general environmental setting and as much of the description of the environmental impacts as applies to the specific project. Detailed information in the EIR on the specific project may be limited to a description of the project, the specific environmental setting and those impacts which are not adequately described for the specific project in the EIR on the general plan. When a subsequent EIR refers to an EIR on the general plan for part of its description of the environment and the environmental impacts, copies of the EIR on the general plan shall be made available to the public in a number of locations in the community and to any clearinghouses which will assist in public review of the EIR. The purpose of this section is not to restrict analysis of environmental issues but is to avoid the necessity for repeating detail from a General Plan EIR.
4. Multiple and Phased Projects. Where individual projects are, or a phased project is, to be undertaken and where the total undertaking comprises a project with significant environmental effect, the City must prepare a single EIR for the ultimate project. Where an individual project is a necessary precedent for action on a larger project, or commits the City to a larger project, with significant environmental effect, an EIR must address itself to the scope of the larger project. Where one project is one of several similar projects of the City but is not deemed a part of a larger undertaking or a larger project, the City may prepare one EIR for all projects, or one for each project, but shall in either case comment upon the cumulative effect.
5. Staged EIR.
 - (a) Where a large capital project will require a number of discretionary approvals from governmental agencies and one of the approvals will occur more than 2 years before construction will begin, a staged EIR may be prepared covering the entire project in a general form. The staged EIR should evaluate the proposal in light of current and contemplated plans and produce an informed estimate of the environmental consequences of the entire project. The aspect of the project before the

City for approval shall be discussed with a greater degree of specificity.

- (b) When a staged EIR has been prepared, a supplement to the EIR shall be prepared when a later approval is required for the project, and the information available at the time of the later approval would permit consideration of additional environmental impacts, mitigation measures, reasonable alternatives to the project.
- (c) Where a statute such as the Warren-Alquist Energy Resources Conservation and Development Act provides that a specific agency shall be the Lead Agency for a project and requires the Lead Agency to prepare an EIR, a Responsible Agency which must grant an approval for the project before the Lead Agency has completed the EIR may prepare and consider a staged EIR.
- (d) Fees. Fees shall be charged to the project applicant for environmental assessments and EIR's as established by City Council resolution from time to time.

SECTION VI. ENVIRONMENTAL IMPACT REPORTS, TIMING, FEES

A. General

Section V outlines the preliminary steps that must be taken prior to the submission of a Draft EIR.

Section VII specifies the contents required in a Draft EIR and a Final EIR.

B. Processing of Draft EIR

1. Draft EIR Preparation

An initial draft of an EIR shall be prepared by the City. The City shall have the right to request of the project applicant information, data, and other supporting materials. Before completing the initial draft, the City shall consult with all responsible agencies. In addition, the City should also consult directly with any person or organization it believes will be concerned with the environmental effects of the project.

For projects where federal involvement might require preparation of a federal EIS, the City under CEQA should consult with the the appropriate federal agency on the need for an EIS. If both an EIR and EIS are needed, the documents should be prepared jointly where federal regulations or procedures allow. Preparation of a separate EIR and EIS for the same project should be avoided, if possible.

Upon completion of the initial draft of an EIR, a copy shall be provided the project applicant and each member of the EAC. No later than 21 days after receipt of the initial draft of an EIR, the EAC shall determine additional information required, if any. The information, once completed, shall also be considered by the EAC, as necessary. EAC approval of an initial draft of an EIR is necessary to produce a draft EIR.

2. Review of Draft EIR

After Draft EIR has been approved as complete by the Environmental Assessment Committee, the City shall, within 7 days, file a Notice of Completion of Draft EIR (Exhibit E) with the Stanislaus County Clerk and with the Secretary of the California Resources Agency.

The City shall provide public notice of the completion of a Draft EIR at the same time as it send a Notice of Completion to the Resources Agency. Notice shall be given to all organizations and individuals who have previously requested such notice and shall also be given once by publication by the City in a newspaper of general circulation in the area affected by the proposed project.

3. Distribution of Draft EIR

Distribution of copies of Draft EIR shall be made as follows:

- (a) Three copies shall be filed with the City Clerk for the official record and general public review.
- (b) One copy shall be sent to the person or public agency who submitted the project.
- (c) One copy shall be sent to each person and public agency designated by the Environmental Assessment Committee based on the list attached to Draft EIR.
- (d) One copy shall be sent to the responsible agency, if any, who shall file written comments on the Draft EIR with the City Clerk.
- (e) Two copies shall be sent to the Modesto Stanislaus County Library.

4. Public Review of Draft EIR

The public shall have 30 days from the date of filing a Notice of Completion of Draft EIR with the Stanislaus County Clerk to submit written comments on Draft EIR to the City Clerk. The City shall evaluate comments received and prepare Final EIR.

C. Processing of Final EIR

1. Distribution of Final EIR

Distribution of copies of Final EIR shall be made as follows:

- (a) One copy shall be filed with the City Clerk for the official record and for public inspection.
- (b) One copy shall be sent to the person or public agency who submitted the project.
- (c) Copies shall be presented to the City Council, Board of Zoning Adjustment, or Planning Commission, whichever is the decision-making body for the project.

2. Public Hearing

The decision-making body for the project may determine a public hearing is desirable, prior to the adoption of Final EIR, in order to assure adequate public participation in the evaluation of a project.

3. Certification

The decision-making body shall certify the Final EIR and consider the contents thereof when it makes a decision on a project.

4. Filing Notice

After making a decision on the project, the City shall file a Notice of Determination (Exhibit F) with the Stanislaus County Clerk. If the project requires discretionary approval from a State Agency, the Notice shall also be filed with the Secretary for Resources. Such notice shall include:

- (a) The decision of whether the project was approved or disapproved.
- (b) The determination of whether the project will have a significant effect on the environment.
- (c) That Final EIR was prepared pursuant to these Guidelines and the California Environmental Quality Act and certified by the decision-making body.
- (d) Whether or not Findings of Significant Effect and Mitigation Measures have been prepared.

5. Findings.

- (a) If the environmental impact report identifies one or more significant effects of the project the notice of determination shall include one or more of the following written findings for each of those significant effects, accompanied by a statement of the facts supporting each finding. These findings shall be supported by substantial evidence in the record.
 - (1) Changes or alterations have been required in, or incorporated into, the project which mitigate or avoid the significant environmental effects thereof as identified in the final EIR.
 - (2) Such changes or alterations are within the responsibility and jurisdiction of another public agency and not the agency making the finding. Such changes have been adopted by such other agency or can and should be adopted by such other agency.
 - (3) Specific economic, social, or other considerations make infeasible the mitigation measures or project alternatives identified in the final EIR.

D. Fees

Fees shall be charged to the project applicant for costs incurred in EIR Preparation and review and may be charged to members of the public for costs of reproducing a copy of an EIR upon request of a member of the public; as established by City Council resolution from time to time.

SECTION VII. CONTENTS OF ENVIRONMENTAL IMPACT REPORTS

The preparation of an Environmental Impact Report consists of a two-step process: a Draft EIR and Final EIR.

A. General

1. The EIR shall emphasize study of the impacts determined to be significant and can omit further examination of those impacts found to be clearly insignificant in the Initial Study.
2. Environmental Impact Reports shall contain the information outlined in this section. Each element must be covered, and when these elements are not separated into distinct sections, the document shall state where in the document each element is discussed.
3. Each report shall contain a brief summary of the proposed action and its consequences in language sufficiently simple that the issues can be understood by the average member of the lay public. The EIR shall also contain a table of contents or an index.
4. The information contained in an EIR shall include summarized technical data, maps, plot plans, diagrams and similar relevant information sufficient to permit full assessment of significant environmental impacts by reviewing agencies and members of the public. Placement of highly technical and specialized analysis and data in the body of an EIR should be avoided through inclusion of supporting information and analyses as appendices to the main body of the EIR. Appendices to the EIR may be prepared in volumes separate from the basic EIR document, but shall be available for public examination and shall be submitted to all clearinghouses which assist in public review.
5. The EIR should be prepared using a systematic, interdisciplinary approach. The interdisciplinary analysis shall be conducted by competent individuals, but no single discipline shall be designated or required to undertake this evaluation. Preparation of EIRs is dependent upon information from many sources, including the engineering project report and many scientific documents relating to environmental features. The EIR shall reference all documents used in its preparation including where possible, a citation to the page and section number of any technical reports which were used as the basis for any statements in the EIR.
6. The EIR should discuss environmental effects in proportion to their severity and probability of occurrence. Effects dismissed in an Initial Study as clearly insignificant and unlikely to occur need not be discussed further in the EIR unless the City subsequently receives information inconsistent with the finding in the Initial Study. A copy of the Initial Study shall be attached to the EIR to provide the basis for limiting the impacts discussed.

7. An EIR shall contain a statement briefly indicating the reasons for determining that various effects of a project that could possibly be considered significant were not found to be significant and consequently were not discussed in detail in the EIR.
8. Drafting an EIR necessarily involves some degree of forecasting. While foreseeing the unforeseeable is not possible, an agency must use its best efforts to find out and disclose all that it reasonably can.
9. If, after thorough investigation, the City finds that a particular impact is too speculative for evaluation, the City should note its conclusion and terminate discussion of the impact.
10. Incorporation by Reference.
 - (a) An EIR may incorporate by reference all or portions of another document which is a matter of public record or is generally available to the public. Where all or part of another document is incorporated by reference, the incorporated language shall be considered to be set forth in full as part of the text of the EIR.
 - (b) Where part of another document is incorporated by reference, such other document shall be made available to the public for inspection at a public place or public building. The EIR shall state where the incorporated documents will be available for inspection. At a minimum, the incorporated document shall be made available to the public in the office of the Director of Planning and Community Development.
 - (c) Where an EIR uses incorporation by reference, the incorporated part of the referenced document shall be briefly summarized where possible or briefly described if the data or information cannot be summarized. The relationship between the incorporated part of the referenced document and the EIR shall be described.

B. Contents of Draft EIR

A Draft EIR shall contain the following information:

1. Description of Project

The description of the project shall contain the following information, but should not supply extensive detail beyond that needed for evaluation and review of the environmental impact.

- (a) The precise location and boundaries of the proposed project shall be shown on a detailed map, preferably topographic. The location of the project shall also appear on a regional map.
- (b) A statement of the objectives sought by the proposed project.

- (c) A general description of the project's technical, economical and environmental characteristics, considering the principal engineering proposals and including a description of supporting public service facilities.

2. Description of Environmental Setting

An EIR must include a description of the environment in the vicinity of the project, as it exists before commencement of the project, from both a local and regional perspective. Knowledge of the regional setting is critical to the assessment of environmental impacts. Special emphasis should be placed on environmental resources that are rare or unique to that region. Specific reference to related projects, both public and private, both existent and planned, in the region, should also be included, for purposes of examining the possible cumulative impact of such projects.

Describe water quality aspects of the proposed project which have been previously certified by the appropriate state or interstate organization as being in substantial compliance with applicable water quality standards.

3. Environmental Impact

All phases of a project must be considered when evaluating its impact on the environment: planning, acquisition, development and operation. The following subjects shall be discussed, preferably in separate sections or paragraphs. If they are not discussed separately, the EIR shall include a table showing where each of the subjects is discussed.

- (a) **The Significant Environmental Effects Of The Proposed Project.** Describe the direct and indirect significant effects of the project on the environment, giving due consideration to both the short-term and long-term effects. It should include relevant specifics of the area, the resources involved, physical changes, alterations to ecological systems and changes induced in population distribution, population concentration, the human use of the land (including commercial and residential development) and other aspects of the resource base such as water, scenic quality and public services. Cumulative effects shall also be discussed when found to be significant.
- (b) **Any Significant Environmental Effects Which Cannot Be Avoided If The Proposal Is Implemented:** Describe any significant impacts, including those which can be reduced to an insignificant level but not eliminated. Where there are impacts that cannot be alleviated without imposing an alternative design, their implications and the reasons why the project is being proposed, notwithstanding their effect, should be described. Describe significant impacts on any aesthetically valuable surroundings, or on human health.

- (c) Mitigation Measures Proposed To Minimize The Significant Effects: Describe significant, avoidable, impacts, including inefficient and unnecessary consumption of energy, and measures to minimize these impacts. The discussion of mitigation measures shall distinguish between the measures which are proposed by project proponents to be included in the project and other measures that are not included but could reasonably be expected to reduce adverse impacts. This discussion shall include an identification of the acceptable levels to which such impacts will be reduced, and the basis upon which such levels were identified. Where several measures are available to mitigate an impact, each should be discussed and the basis for selecting a particular measure one should be identified. Energy conservation measures, as well as other appropriate mitigation measures, shall be discussed when relevant. Examples of energy conservation measures are provided in Appendix G.
- (d) Alternatives To The Proposed Action: Describe all reasonable alternatives to the project, or to the location of the project, which could feasibly attain the basic objectives of the project, and why they were rejected in favor of the ultimate choice. The specific alternative of "no project" must also always be evaluated, along with the impact. The discussion of alternative shall include alternatives capable of substantially reducing or eliminating any significant environmental effects, even if these alternatives substantially impede the attainment of the project objectives, and are more costly.
- (e) The Growth-Inducing Impact of the Proposed Action: Discuss the ways in which the proposed project could foster economic or population growth, either directly or indirectly, in the surrounding environment. Included in this are projects which would remove obstacles to population growth (a major expansion of a wastewater treatment plant might, for example, allow for more construction in service areas). Increases in the population may further tax existing community service facilities so consideration must be given to this impact. Also discuss the characteristics of some projects which may encourage and facilitate other activities that could significantly affect the environment, either individually or cumulatively. It must not be assumed that growth in any area is necessarily beneficial, detrimental, or of little significance to the environment.
- (f) Limitation on Discussion: The following information needs to be provided only for a Federal EIS or an EIR regarding the adoption, amendment, or enactment of a plan, policy, or ordinance of the City of Modesto:
- (i) The Relationship Between Local Short-Term Uses of Man's Environment and the Maintenance and Enhancement of Long-Term Productivity:

Describe the cumulative and long-term effects of the proposed project which adversely affect the state of the

environment. Special attention should be given to impacts which narrow the range of beneficial uses of the environment or pose long-term risks to health or safety. In addition, the reasons why the proposed project is believed by the sponsor to be justified now, rather than reserving an option for further alternatives, should be explained.

(ii) Any Significant Irreversible Environmental Changes Which Would be Involved in the Proposed Action Should it be Implemented:

Uses of nonrenewable resources during the initial and continued phases of the project may be irreversible since a large commitment of such resources makes removal or nonuse thereafter unlikely. Primary impacts and, particularly, secondary impacts (such as a highway improvement which provides access to a nonaccessible area) generally commit future generations to similar uses. Also, irreversible damage can result from environmental accidents associated with the project. Irrecoverable commitments of resources should be evaluated to assure that such current consumption is justified.

4. Effects Found Not To Be Significant.

An EIR shall contain a statement briefly indicating the reasons that various possibly significant effects of a project were determined not to be significant and were therefore not discussed in detail in the EIR. Such a statement may be contained in an attached copy of an Initial Study.

5. Organizations and Persons Consulted

The identity of all federal, state or local agencies, other organizations and private individuals consulted in preparing Draft EIR, and the identity of the person, firm or agency preparing Draft EIR, by contract or other authorization, must be given.

6. Initial Study and Findings

Exhibits D, C, and B shall be attached as an Appendix, as part of the Draft EIR.

C. Contents of Final EIR

1. The Final EIR shall consist of:

- (a) The Draft EIR or a revision of the draft.
- (b) Comments and recommendations received on the Draft EIR either verbatim or in summary.

- (c) A list of persons, organizations and public agencies commenting on the Draft EIR.
 - (d) The responses of the Lead Agency to significant environmental points raised in the review and consultation process .
2. The response of the City to comments received may take the form of a revision of Draft EIR or may be an attachment to Draft EIR. The response shall describe the disposition of significant environmental issues raised (e.g. revisions to the proposed project to mitigate anticipated impacts or objections). In particular the major issues raised when the City's position is at variance with recommendations and objections raised in the comments, must be addressed in detail giving reasons why specific comments and suggestions were not accepted, and factors of overriding importance warranting an override of the suggestions.
 3. Comments on Draft EIR received either through the review process or independently shall be kept on file in the office of the City Clerk, City Hall, 801 Eleventh Street, Modesto, California, for a reasonable period of time and made available for public inspection at said office. A notice of the availability of such comments for inspection shall be included in Final EIR.

City of Modesto
NOTICE AND CERTIFICATION OF DETERMINATION
OF EXEMPTION FROM ENVIRONMENTAL ASSESSMENT

Filed with Stanislaus
County Clerk

To: Stanislaus County Clerk

From: City of Modesto

Subject: Notice and certification of determination
of Exemption from Environmental Assessment.

E. A. No. _____

Project Title	
Contact Person	Telephone Number
Project Location	
Project Description	

This is to advise that the City of Modesto has determined that the above described project is exempt from environmental assessment

Exempt Status: (Check one)

- Ongoing Project (Section III A)
- Feasibility or Planning Study (Section III B)
- Emergency Project (Section III C)
- Ministerial Project (Section III D)
- Categorical Exemption (Section III E) State class number and title: _____

Reason why project is exempt: _____

SIGNATURE

TITLE

DATE

Date Received for Filing

GENERAL INFORMATION

1. Type of Project: _____

2. Name, address and telephone number of developer or project sponsor: _____

3. Address or location of project: _____

4. Name, address and telephone number of owner: _____

5. List and describe any permits and other public approvals required for this project by State and Federal agencies: _____

PROJECT DESCRIPTION (Supplemental pages should be added where additional space is required to adequately answer items 7 thru 25. If item does not apply, indicate by N/A)

6. Attach plot plan. (May include information required by Items 8 thru 15)
7. Site Size.
8. Square footage of buildings or structures.
9. Number of floors of construction.
10. Amount of off-street parking provided.
11. Anticipated incremental development.
12. If residential, include the number of units, schedule of unit sizes by bedrooms.
13. If commercial, indicate the use.
14. If industrial, indicate type or character of products or use.
15. If institutional, indicate the major function.

Are the following items applicable to the project or its effects? Discuss all items checked yes (Use supplemental pages as required).

Yes No

- 16. Project is within 200 feet of Dry Creek or the Tuolumne River.
- 17. Project changes character from that identified in the Urban Area General Plan.
- 18. Project produces significant amounts of solid waste or litter.
- 19. Project produces dust, ash, smoke, fumes or odors in vicinity.
- 20. Project produces changes in existing noise or vibration levels in the vicinity.
- 21. Project produces changes in stream or ground water quality or quantity, or alteration of existing drainage patterns.
- 22. Site on filled land or on slope of 10 percent or more.
- 23. Use or disposal of potentially hazardous materials, such as toxic substances, flammables or explosives.
- 24. Change in demand for public services (police, fire, water, sewage, schools, etc.) from that anticipated by Urban Area General Plan.
- 25. Related to a larger project or series of projects.

ENVIRONMENTAL SETTING (Attach additional pages as necessary)

- 26. Describe the project site as it exists before the project. Describe any existing structures on the site, and the use of the structures. Photographs of the site may be used to supplement descriptions. Snapshots or polaroid photos will be accepted.
- 27. Describe the surrounding zoning and land use.

CERTIFICATION: I hereby certify that the statements furnished above and in the attached exhibits present the data and information required for this initial evaluation to the best of my ability, and that the facts, statements and information presented are true and correct to the best of my knowledge and belief.

Date _____

(Signature)

I. ENVIRONMENTAL IMPACTS BEYOND THOSE ANTICIPATED BY DEVELOPMENT IN ACCORDANCE WITH THE URBAN AREA GENERAL PLAN (Discussion of all "Yes" and "Maybe" answers are required on attached sheets if negative declaration is filed. Discussion is optional if EIR is required.)

	<u>Yes</u>	<u>Maybe</u>	<u>No</u>
1. <u>Earth.</u> Will the project significantly result in:			
a. The destruction, covering or modification of any unique geologic or physical features?	___	___	___
b. The increase in wind or water erosion of soils, either on or off the site?	___	___	___
c. Changes in siltation or deposition which may modify the channel of a river or stream?	___	___	___
2. <u>Air.</u> Will the project significantly result in:			
a. Air emissions or deterioration of ambient air quality?	___	___	___
b. The creation of objectionable odors?	___	___	___
3. <u>Water.</u> Will the project significantly result in:			
a. Changes in absorption rates, drainage patterns or the rate and amount of surface water runoffs?	___	___	___
b. Alterations to the course or flow of flood waters?	___	___	___
c. Discharge into surface waters, or the alteration of surface water quality, including but not limited to temperature, dissolved oxygen or turbidity?	___	___	___
d. Change in the quantity of ground waters, either through direct additions or withdrawals?	___	___	___
4. <u>Plant Life.</u> Will the project significantly result in:			
a. Reduction of the numbers of any unique, rare or endangered species of plants?	___	___	___
b. Reduction in acreage of any agricultural crop?	___	___	___
5. <u>Animal Life.</u> Will the project significantly result in:			
a. Reduction of the numbers of any unique, rare or endangered species of animals?	___	___	___
b. Deterioration to existing fish or wildlife habitat?	___	___	___

Questions are tested against General Plan Standards. Yes and maybe answers suggest environmental impacts beyond those anticipated by the General Plan.

- | | <u>Yes</u> | <u>Maybe</u> | <u>No</u> |
|---|------------|--------------|-----------|
| 6. <u>Noise.</u> Will the project significantly increase existing noise levels? | --- | --- | --- |
| 7. <u>Light and Glare.</u> Will the project produce unusual light or glare? | --- | --- | --- |
| 8. <u>Land Use.</u> | | | |
| a. Is the project outside the adopted Urban Area General Plan? | --- | --- | --- |
| b. Could the project cause or result in growth beyond that anticipated by the Urban Area General Plan or neighborhood zoning and development plan? | --- | --- | --- |
| c. Could the project cause a change in land use not anticipated by the Urban Area General Plan or a neighborhood zoning and development plan? | --- | --- | --- |
| d. Could the project conflict with the Urban Area General Plan or a neighborhood zoning and development plan? | --- | --- | --- |
| e. Could the project adversely affect the functioning of an established neighborhood as delineated in the General Plan? | --- | --- | --- |
| 9. <u>Natural Resources.</u> Will the project result in: | | | |
| a. Significant increase in the rate of use of any natural resources? | --- | --- | --- |
| b. Significant depletion of any nonrenewable natural resources? | --- | --- | --- |
| 10. <u>Hazard.</u> Does the project involve a risk of an explosion or the release of hazardous substances (including, but not limited to, oil, pesticides, chemicals or radiation) in the event of an accident or upset conditions? | --- | --- | --- |
| 11. <u>Population.</u> Will the project significantly alter the location, distribution, density, or growth rate of the population of an area? | --- | --- | --- |
| 12. <u>Housing.</u> Will the project significantly affect existing housing, or create a demand for additional housing? | --- | --- | --- |
| 13. <u>Transportation/Circulation.</u> Will the project result in significant: | | | |
| a. Generation of additional vehicular movement? | --- | --- | --- |

Questions are tested against General Plan Standards. Yes and maybe answers suggest environmental impacts beyond that anticipated by the General Plan.

- b. Impact on existing parking facilities, or demand for new parking? ___ ___ ___
- c. Impact upon existing transportation systems? ___ ___ ___
- d. Alterations to present patterns of circulation or movement of people and/or goods? ___ ___ ___
- e. Alterations to rail or air traffic? ___ ___ ___
- f. Increase in traffic hazards to motor vehicles, bicyclists or pedestrians? ___ ___ ___

- 14. Public Services. Will the project have a significant effect upon, or result in a need for significantly new or altered governmental services in any of the following areas:
 - a. Fire protection? ___ ___ ___
 - b. Police protection? ___ ___ ___
 - c. Schools? ___ ___ ___
 - d. Parks or other recreational facilities? ___ ___ ___
 - e. Maintenance of public facilities? ___ ___ ___
 - f. Other governmental services? ___ ___ ___

- 15. Energy. Will the project result in:
 - a. Use of substantial amounts of fuel or energy? ___ ___ ___
 - b. Substantial demand upon existing sources of energy, or require the development of new sources of energy? ___ ___ ___

- 16. Utilities. Will the project result in a significant need for new systems, or alterations to the following utilities:
 - a. Power or natural gas? ___ ___ ___
 - b. Communications systems? ___ ___ ___
 - c. Water? ___ ___ ___
 - d. Sewer or septic tanks? ___ ___ ___
 - e. Storm water drainage? ___ ___ ___
 - f. Solid waste and disposal? ___ ___ ___

- 17. Health. Will the project result in the creation of any health hazard or potential health hazard? ___ ___ ___

Questions are tested against General Plan Standards. Yes and maybe answers suggest environmental impacts beyond that anticipated by the General Plan.

- | | | | |
|---|---|---|---|
| 18. <u>Aesthetics.</u> Will the project adversely affect an area of important aesthetic value? | — | — | — |
| 19. <u>Recreation.</u> Will the project result in an impact upon the quality or quantity of existing recreational facilities? | — | — | — |
| 20. <u>Archeological/Historical.</u> Will the project result in an alteration of a significant archeological or historical site, structure, object or building? | — | — | — |
| 21. <u>Mandatory Findings of Significance.</u> | | | |
| a. Does the project have the potential to degrade the quality of the environment, or curtail the diversity in the environment? | — | — | — |
| b. Does the project have the potential to achieve short-term, to the disadvantage of long-term, environmental goals? | — | — | — |
| c. Does the project have impacts which are individually limited, but cumulatively considerable? | — | — | — |
| d. Does the project have environmental effects which will cause substantial adverse effects on people, either directly or indirectly? | — | — | — |

Questions are tested against General Plan Standards. Yes and maybe answers suggest environmental impacts beyond that anticipated by the General Plan.

II. DISCUSSION OF ENVIRONMENTAL EVALUATION

ENVIRONMENTAL ASSESSMENT COMMITTEE
INITIAL STUDY AND FINDINGS

Filed with Stanislaus
County Clerk

Type of Project:

Location:

Brief Description of Proposed Project:

15 Days for Public
Response Ends:

Date: _____

E. A. No. _____

Findings:

- Negative Declaration - The project will not have a significant effect on the environment.
- Negative Declaration - Although the proposed project could have a significant effect on the environment, there will not be a significant effect in this case because of the mitigation measures or explanation given on the attached sheet.
- EIR Required - - - - - The project may have a significant effect on the environment and an Environmental Impact Report is required.

Public Response to Negative Declaration:

The Environmental Assessment Committee prepares the Initial Study, copies of which may be obtained from the City Clerk, City of Modesto. Anyone wishing to respond to the finding of a negative declaration may do so within 15 days of the date of the filing of these Findings with the Stanislaus County Clerk. This response must be in writing and filed with the City Clerk, City of Modesto, P. O. Box 642, Modesto, CA 95353, and shall name the project as above and the date of filing these findings with the Stanislaus County Clerk.

CITY OF MODESTO ENVIRONMENTAL ASSESSMENT COMMITTEE:

Ross Campbell, Director of Public Works, Chairman

William Nichols, Director of Planning, Secretary

J. David Fitzsimons, Assistant City Attorney

James Mankin, Director of Environmental Health

Date: _____

Jan. '77

State of California
The Resources Agency
SECRETARY FOR RESOURCES
1416 Ninth Street, Room 1311
Sacramento, California 95814

County Clerk

**NOTICE OF COMPLETION
DRAFT ENVIRONMENTAL IMPACT REPORT**

City		Department		
CITY OF MODESTO				
Project Title				
Address		City	County	Zip
P. O. Box 642		Modesto	Stanislaus	95353
Contact Person		Area Code	Phone	Ext
		209	524-4011	
PROJECT DESCRIPTION				
Project Location City		Project Location County		
Modesto		Stanislaus		
Time Period Provided for Review				
Address Where Copy of Draft EIR is Available				
City Clerk, City of Modesto, P. O. Box 642, Modesto CA 95353				

o: 1) Secretary for Resources
1416 Ninth Street, Room 1311
Sacramento, Calif. 95814

2) Stanislaus County Clerk

From: City of Modesto

Subject: Notice of Determination, Environmental Review

E.A. No. _____

Project Title	
State Clearinghouse Number (If submitted to State Clearinghouse)	
Contact Person	Telephone Number
Project Location	
Project Description	

This is to advise that the City of Modesto has made the following determinations regarding the above described project:

- The project has been approved disapproved Agency _____
Resolution No. _____
Date _____
- The project will will not have a significant effect on the environment.
- An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA. and was certified by the decision-making body.
 A Negative Declaration was prepared for this project pursuant to the provisions of CEQA. A copy of the Negative Declaration is attached.
- Findings of Significant Effect and Mitigating Measures
 Statement attached
 Not applicable

Date Received for Filing

Signature _____
Title _____
Date _____

I. INTRODUCTION

The goal of conserving energy implies the wise and efficient use of energy. The means of achieving this goal include:

- (1) decreasing overall per capita energy consumption
- (2) decreasing reliance on natural gas and oil, and
- (3) increasing reliance on renewable energy sources.

In order to assure that energy implications are considered in project decisions, the California Environmental Quality Act requires that EIRs include a discussion of the potential energy impacts of proposed projects, with particular emphasis on avoiding or reducing inefficient, wasteful and unnecessary consumption of energy.

Energy conservation implies that a project's cost effectiveness be reviewed not only in dollars, but also in terms of energy requirements. For many projects, lifetime costs may be determined more by energy efficiency than by initial dollar costs.

II. EIR CONTENTS

Potentially significant energy implications of a project should be considered in an EIR. The following list of energy impact possibilities and potential conservation measures is designed to assist in the preparation of an EIR. In many instances specific items may not apply or additional items may be needed.

A. Project Description may include the following items:

1. Energy consuming equipment and processes which will be used during construction, operation and/or removal of the project. If appropriate, this discussion should consider the energy intensiveness of materials and equipment required for the project.
2. Total energy requirements of the project by fuel type and end use.
3. Energy conservation equipment and design features.
4. Initial and life-cycle energy costs or supplies.

B. Environmental Setting may include existing energy supplies and energy use patterns in the region and locality.

C. Environmental Impacts may include:

1. The project's energy requirements and its energy use efficiencies by amount and fuel type for each stage of the project's life cycle including construction, operation, maintenance and/or removal. If appropriate, the energy intensiveness of materials may be discussed.

2. The effects of the project on local and regional energy supplies and on requirements for additional capacity.

3. The effects of the project on peak and base period demands for electricity and other forms of energy.

4. The degree to which the project complies with existing energy standards.
5. The effects of the project on energy resources.

D. Mitigation Measures may include:

1. Potential measures to reduce wasteful, inefficient and unnecessary consumption of energy during construction, operation, maintenance and/or removal. The discussion should explain why certain measures were incorporated in the project and why other measures were dismissed.
2. The potential of siting, orientation, and design to minimize energy consumption.
3. The potential for reducing peak energy demand.
4. Alternate fuels (particularly renewable ones) or energy systems.
5. Energy conservation which could result from recycling efforts.

E. Alternatives should be compared in terms of overall energy consumption and in terms of reducing wasteful, inefficient and unnecessary consumption of energy.

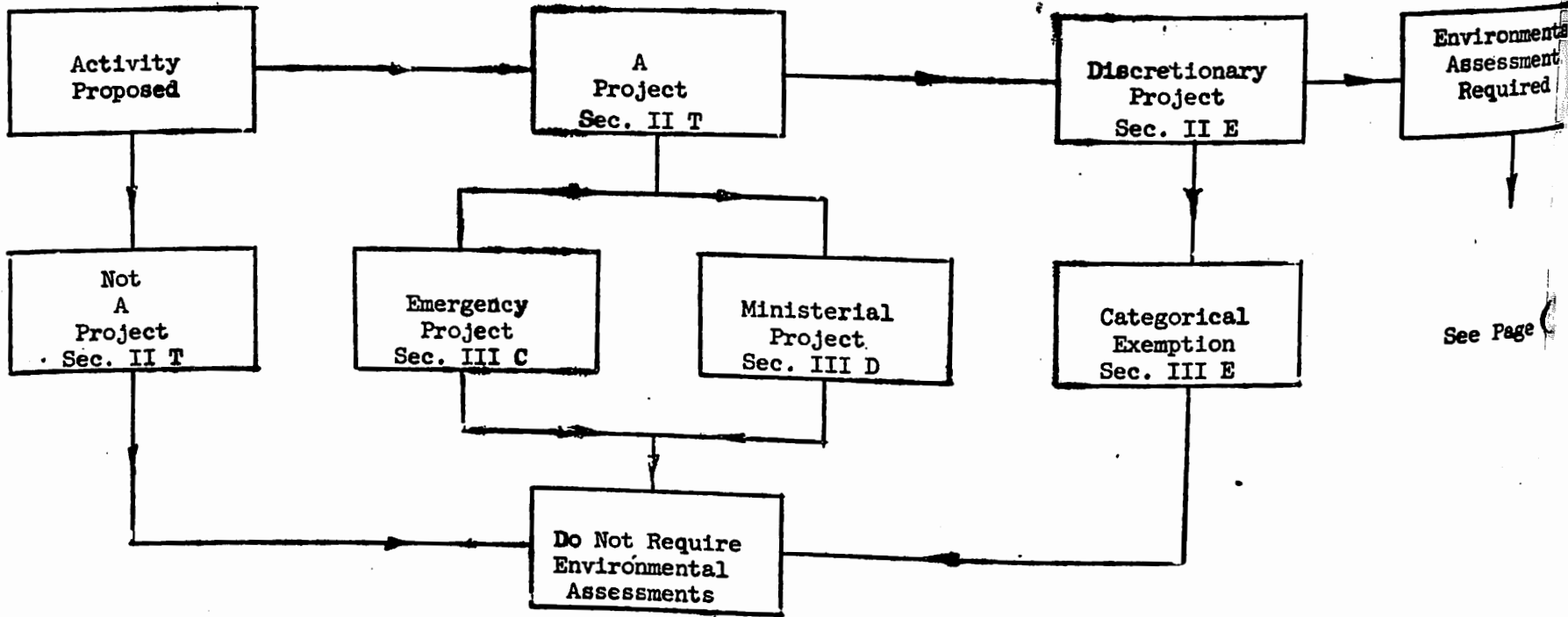
F. Unavoidable Adverse Effects may include wasteful, inefficient and unnecessary consumption of energy during the project construction, operation, maintenance and/or removal that cannot be feasibly mitigated.

G. Irreversible Commitment of Resources may include a discussion of how the project preempts future energy development or future energy conservation.

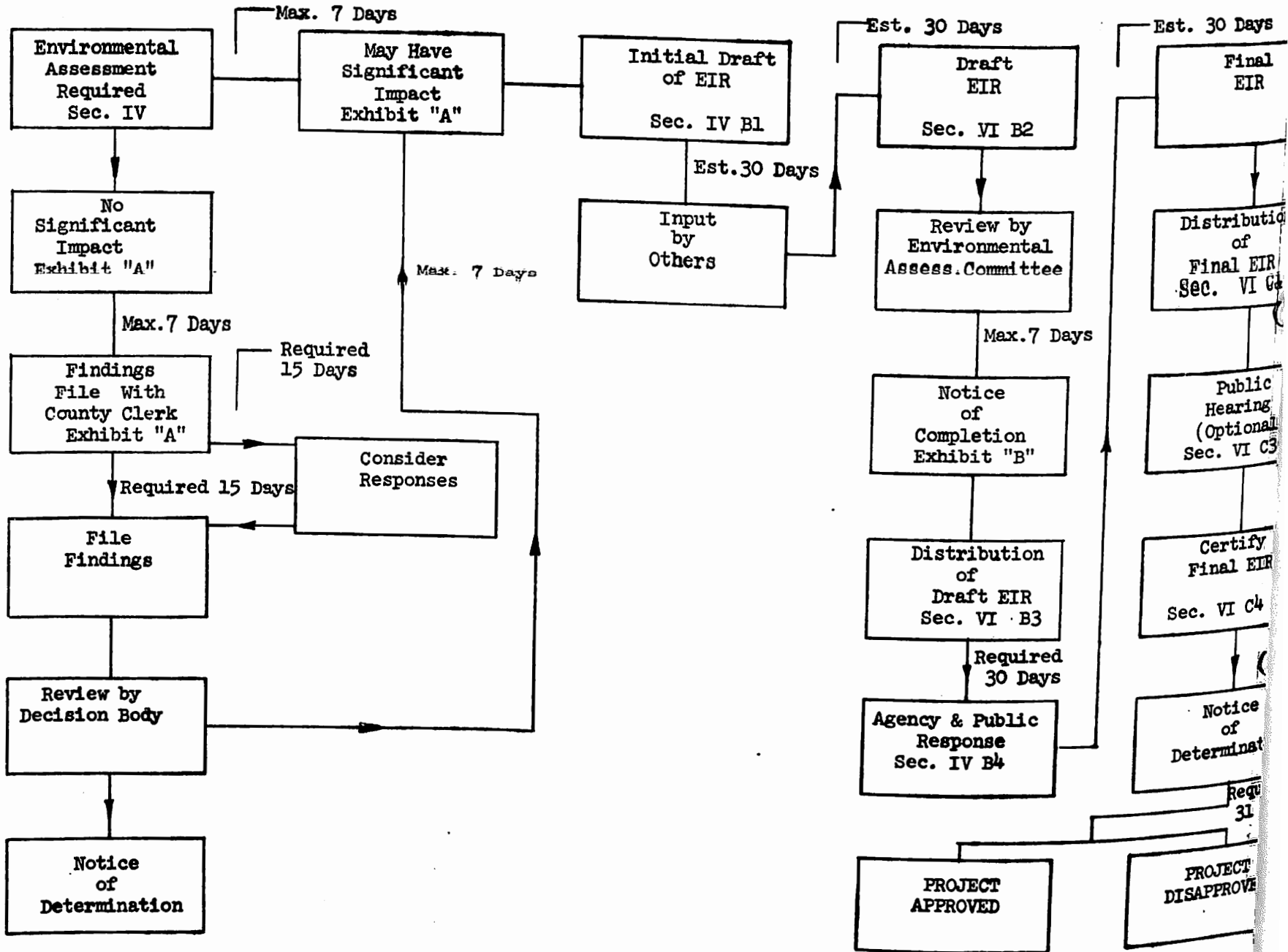
H. Short-Term Gains versus Long-Term Impacts can be compared by calculating the energy costs over the lifetime of the project.

I. Growth Inducing Effects may include the estimated energy consumption of growth induced by the project.

ENVIRONMENTAL IMPACT REPORT PROCESS
FLOW CHART



**ENVIRONMENTAL IMPACT REPORT PROCESS
FLOW CHART**



Page 40

MODESTO CITY COUNCIL
RESOLUTION NO. 77-81

A RESOLUTION APPROVING THE FINAL MAP OF THE
EASTRIDGE NO. 5
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Paul M. Zagaris and Liberty Zagaris, husband and wife

~~It~~ (are) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 9.518 acres, known as the Eastridge No. 5 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 17th day of February, 1976, 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 Eastridge No. 5 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 24th day of January, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian, Newton

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. 77-82

A RESOLUTION APPROVING THE FINAL MAP OF THE
WOODGLEN PARK NO. 2
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Joaquin Construction Co., Inc., a corporation, and

Norman J. Winsor and Lola Jean Winsor, husband and

wife,

~~It~~ (are) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 17.998 acres, known as the Woodglen Park No. 2 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, 1974, 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 Woodglen Park 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 24th day of January, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian, Newton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

A RESOLUTION APPROVING THE FINAL MAP OF THE
SYLVAN MEADOWS EAST NO. 4
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Stone Bros. & Associates, a partnership,

~~It~~ (are) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 18.507 acres, known as the Sylvan Meadows East No. 4 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 17th day of August, 1976, 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 Sylvan Meadows East No. 4 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 24th day of January, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian, Newton

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. 77-84

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO DECLARING ITS INTENTION TO AMEND SECTIONS 6-3.09 AND 6-3.11 OF CHAPTER 3 OF TITLE VI OF THE MODESTO MUNICIPAL CODE AND TO REPEAL SECTION 6-3.10 THEREOF, REGARDING BUSINESS IMPROVEMENT AREA A OF THE CITY OF MODESTO, FIXING THE TIME AND PLACE FOR HEARING AND GIVING NOTICE THEREOF.

The Council of the City of Modesto, California, does hereby resolve, determine and order as follows:

SECTION 1. AUTHORITY. The proceedings herein taken are taken pursuant to the authority of the "Parking and Business Improvement Area Law of 1965", being Section 36000 et seq. of the Streets and Highways Code of the State of California.

SECTION 2. INTENTION. The City Council hereby declares its intention, in accordance with the provisions of said law, to amend Sections 6-3.09 and 6-3.11 of Chapter 3 of Title VI of the Modesto Municipal Code and to repeal Section 6-3.10 thereof regarding Business Improvement Area A of the City of Modesto.

SECTION 3. AMENDMENT OF CODE. Modesto Municipal Code Section 6-3.09 entitled "Proposed Uses" is hereby proposed to be amended as follows: (The wording which is underlined would be added.)

SEC. 6-3.09. PROPOSED USES. The uses to which the proceeds from the additional tax revenue realized from the additional levy of license tax imposed by this chapter shall be put are:

- (a) Decoration of any public place in the "Area".
- (b) Promotion of public events which are to take place on or in public places in the "Area".
- (c) Furnishing of music in any public place in the "Area".
- (d) The general promotion of retail trade activities in the "Area".
- (e) The acquisition, construction or maintenance of parking facilities for the benefit of the "Area".

SECTION 4. AMENDMENT OF CODE. Modesto Municipal Code Section 6-3.11 entitled "Advisory Board" is hereby proposed to be amended as follows: (The wording which is stricken out is now in the Section and would be removed. The wording which is underlined would be added.)

SEC. 6-3.11. ADVISORY BOARD. For the purpose of advising the Council and making recommendations as to how the revenue derived from the additional levy of license tax imposed by this chapter shall be used within the scope of the purposes set forth in Section 6-3.09 of this chapter, and to have and perform such other powers and duties as the Council may determine, there is hereby created an advisory board consisting of ~~fifteen-(15)~~ nine (9) members to be appointed by the Mayor with the concurrence of the Council, said members to be persons who have businesses within the "Area", and pay an additional levy of license tax as provided for by this chapter.

SECTION 5. REPEALS. Modesto Municipal Code Section 6-3.10 entitled

"Limitation on Expenditure" is hereby proposed to be repealed. Section 6-3.10 provides as follows:

SEC. 6-3.10. LIMITATION ON EXPENDITURE. Not more than forty (40%) per cent of the proceedings from the additional tax revenue realized from the additional levy of license tax imposed by this chapter shall be expended for the decoration of or the furnishing of music in public places in the "Area".

SECTION 6. TIME AND PLACE OF HEARING: NOTICE. Notice is hereby given that the 7th day of February, 1977, at the hour of 4:20 o'clock P.M. in the Council Chambers of the City Council in the City Hall, located at 801 - 11th Street in the City of Modesto, California, is the time and place fixed for the hearing on the proposed amendments to Sections 6-3.09 and 6-3.11 and repeal of Section 6-3.10 of Chapter 3 of Title VI of the Modesto Municipal Code regarding Business Improvement Area A of the City of Modesto. Any person interested in and/or objecting to the amendments or repeal proposed hereby or any other matter set forth in this resolution of intention, may appear before the Council at said time and place above specified and be heard.

SECTION 7. PUBLICATION AND MAILING OF NOTICE. The City Clerk shall cause this resolution of intention to be published at least once in The Modesto Bee, a newspaper of general circulation, printed and published in said City, the first publication to be at least ten (10) days prior to the date of said hearing.

The City Clerk shall also mail a copy of this resolution, postage prepaid, to each business in Business Improvement Area A of the City of Modesto as described in Section 6-3.03 of Chapter 3 of Title VI of the Modesto Municipal Code, which mailing shall be completed at least ten (10) days prior to the date of said hearing, all in accordance with Sections 36022 and 36061 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 January, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian, Newton

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. 77- 85

A RESOLUTION AND ORDER OF THE COUNCIL OF THE CITY OF MODESTO PROVIDING FOR A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, MARCH 8, 1977, AND DESIGNATING PRECINCTS AND POLLING PLACES AND APPOINTING ELECTION OFFICERS FOR SAID GENERAL MUNICIPAL ELECTION.

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

(1) Pursuant to the Charter of the City of Modesto, a general municipal election shall be held on Tuesday, March 8, 1977, in the City of Modesto and in the Modesto City School District of Stanislaus County and the Modesto High School District of Stanislaus County for the election of the following officers:

(a) One (1) Councilmember (Chair No. 2) for a full term of four (4) years.

(b) One (1) Councilmember (Chair No. 4) for a full term of four (4) years.

(c) One (1) Councilmember (Chair No. 5) for a full term of four (4) years.

(d) Four (4) members of the Board of Education for the full term of four (4) years each.

(e) One (1) member of the Board of Education for an unexpired term of two (2) years.

(2) The duties of the election officers appointed hereby in the conduct of said election shall be the same as the duties prescribed by the Elections Code of the State of California for officers of general elections. If the officers appointed hereby do not attend at the opening of the polls on the morning of the election, the electors of the precinct who are present at the time may appoint a Board of Election or supply the place of any absent member thereof.

(3) Said election shall be held in all respects in conformity with the general election laws of the State of California insofar as the same may be applicable to and in conformity with the Charter of the City of Modesto. The polls at the polling places hereinafter designated shall be kept open continuously from 7:00 o'clock A.M. until 8:00 o'clock P.M. of said day of election, when the polls shall be closed (except as provided in Section 14436 of the Elections Code), and the election officers shall thereupon proceed to canvass the ballots cast thereat.

(4) The returns of the election shall be made out and signed by the election officers and shall be by them deposited with the City Clerk, together with the ballots cast at the election; and the City Clerk is hereby ordered to and shall canvass said returns at the office of the Stanislaus County Clerk at County Center No. 3 located at Scenic Drive and Old Oakdale Road, Modesto, California, pursuant to the Elections Code of the State of California, Section 22932.5. Upon completion of the canvass, the City Clerk shall certify the results of the election to the Council and the Council shall meet at its usual meeting place and confirm said canvass by the City Clerk on Tuesday, March 15, 1977, at the hour of 4:00 o'clock P.M. and declare the results of the election.

(5) For the purpose of holding said election, the said City of Modesto and those portions of the Modesto City School District of Stanislaus County and the Modesto High School District of Stanislaus County lying within the corporate limits of the City of Modesto, and those portions of the Modesto City School District of Stanislaus County and the Modesto High School District of Stanislaus County, which lie outside of the corporate limits of the City of Modesto, shall be and the same are hereby precincted and established into Eighty (80) voting precincts consisting of consolidations of the regular election precincts in the City of Modesto and the Modesto City School District of Stanislaus County and the Modesto High School District of Stanislaus County established for the holding of State and county elections; that the county election precincts be consolidated as shown on Exhibit "A" attached hereto and made a part hereof; that the polling places for the respective precincts shall be the places designated on Exhibit "A"; and that the persons named in Exhibit "A" have been appointed officers of election for their respective voting precincts.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of January, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian, Newton

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

GENERAL MUNICIPAL ELECTION AND
GOVERNING BOARD
MARCH 8, 1977

SPECIAL 43001 WESLEY UNITED
M 1-74 METHODIST CHURCH
300 TRASK LANE
MODESTO, CALIF

SPECIAL 43003 J. MARSHALL SCHOOL
M 4-63 HALL WAY
515 BUTTER
MODESTO, CALIF

INSPECTOR:

GREER, MRS GWEN E. DEM
217 RENEE DR, MODESTO M 74
PHONE 529-1683 95351

CARRAWAY MRS DOROTHY V. DEM
614 PLACID LANE, MODESTO M 4
PHONE 522-3544 95351

JUDGES:

BAYNOR, MRS DEBRA K. DEM
213 RENEE, MODESTO M 74
PHONE 521-7959 95351

ROBERTS, MRS CARYL V. DEM
433 NOBEDALE, MODESTO M 4
PHONE 523-0607 95351

BAHR, MRS ANNA M. DEM
2200 ADA, MODESTO M 1
PHONE 522-7538 95351

MARLETT, MRS VERA M. REP
1630 VICTOR WY, MODESTO M 63
PHONE 523-7683 95351

MCCFARIN, MRS FAYE A. REP
2306 CAROL, MODESTO EMP1
PHONE 522 2003 95351

BERRILL, MRS RUTH E. DEM
1605 KAZMIR CT, MODESTO M 4
PHONE 522-6766 95351

SPECIAL 43002 ST PAUL'S EPISCOPAL
M 2 CHURCH
1528 OAKDALE
MODESTO, CALIF

SPECIAL 43004 MANCINI HALL
M 5 716 TUOLUMNE BLVD
MODESTO, CALIF

GINGRAS, MRS OPAL E. H.P.
1121 NUT TREE LN, MODESTO M 75
PHONE 926-9874 95355

ICOLA, MRS LOLA A. REP
605 TUOLUMNE, MODESTO M 7
PHONE 523-4614 95351

BUNTAN, MRS NORA J. DEM
2304 BROCKWAY DR, MODESTO M 2
PHONE 523-7863 95355

CLAY, MRS MARY E. DEM
225 SUNSET, MODESTO M 5
PHONE 522-5052 95351

ORTIZ, MRS CAROL A. REP
2229 McRITCHIE WY, MODESTO M 2
PHONE 521-5595 95355

DUERFELDT, MRS EDNA B. REP
221 MADERA, MODESTO M 5
PHONE 523-1274 95351

TARONE, MRS ELLEN S. REP
2701 E ORANGEBURG, MODESTO M 2
PHONE 523-0156 95355

BILICH, MRS EVELYN F. DEM
209 MADERA, MODESTO M 5
PHONE 523-1253 95351

SPECIAL 43005 WASHINGTON SCHOOL
M 6-7 HALL-705 S WASHINGTON
MODESTO, CALIF

SPECIAL 43007 E. A. WOLTER, GARAGE
M 9-89-92 1512 DEL MONTE
MODESTO, CALIF

STARR, MRS ANNA L. DEN
304 HAZE BLVD, MODESTO H 6
PHONE 523-0921 95351

HARMON, MRS MARY A. DEN
1529 DEL MONTE, MODESTO H 9
PHONE 523-2427 95350

BOYD, MRS NADEL C. DEN
208 LOCUST, MODESTO H 6
PHONE 522-8721 95351

SCHURNAN, MRS GLADYS O. REP
1521 DEL MAR, MODESTO H 9
PHONE 523-8941 95350

HOSTETTER, PAUL DEN
707 3RD, MODESTO H 7
PHONE 523-9740 95351

WOLTER, MRS MILDRED L. REP
1512 DEL MONTE, MODESTO H 9
PHONE 523-3175 95350

HOSTETTER, MRS EDNA L. DEN
707 3RD, MODESTO H 7
PHONE 523-9740 95351

CLARK, MRS MARYLEE B. REP
830 DEL REY, MODESTO H 9
PHONE 524-0597 95350

SPECIAL 43006 FRANKLIN SCHOOL-ENTRY
H 8 120 SOUTH EMERALD
MODESTO, CALIF.

SPECIAL 43008 MODESTO TELEVISION
H 10 1225 TULLY RD
MODESTO, CALIF

SCATENA, MRS MARIE B. DEN
327 LEON, MODESTO H 5
PHONE 522-7396 95351

CAYLOR, MRS WILNA L. DEN
1214 DEL REY, MODESTO H 13
PHONE 523-6711 95350

DENNY, MRS HELEN C. DEN
1005 E RUMBLE, MODESTO H 47
PHONE 524-0489 95350

LYSTRA, MRS LILY H. DEN
1402 MAPLEWOOD, MODESTO H 10
PHONE 523-7138 95350

MORRIS, MRS JUNE V. DEN
1107 ALAMEDA, MODESTO H 8
PHONE 523-8259 95351

VAN AALSBERG, MRS ALMA N. REP
1513 MAPLEWOOD, MODESTO H 10
PHONE 522-4525 95350

MORGAN, MRS BETTY E. DEN
508 LONGFELLOW, MODESTO H 8
PHONE 529-2968 95351

ARMSTRONG, MRS SOPHIA J. DEN
1401 ASHWOOD DR, MODESTO H 10
PHONE 523-7485 95350

SPECIAL 43009 GARRISON SCHOOL RM 24
H 11-12 1811 TERESA
MODESTO, CALIF

SPECIAL 13011 EVERETT SCHOOL RM 9A
H 14-62 1530 MT VERNON
MODESTO, CALIF

DUARTE, MRS RUBY F. DEM
1736 W ORANGEBURG, MODESTO H 12
PHONE 523-1470 95350

BLAKEMORE, MRS NAOMI S. DEM
2317 MONTE VERDE, MODESTO H 40
PHONE 523-9426 95350

SOLANO, MRS EVELYN D. DEM
1328 N 9TH-NO 10, MODESTO H 12
PHONE 529-3706 95354

SATYER, MRS BEVERLY DEM
1302 MT VERNON, MODESTO H 14
PHONE 529-3978 95350

RIEDEL, MRS LYNLLA M. DEM
1513 CHERYWOOD, MODESTO H 11
PHONE 523-8200 95350

SCHMIDT, MRS PATRICIA REP
2114 NORMAN WAY, MODESTO H 62
PHONE 529-3109 95350

BRENDEMUHL, MRS FANNETTA DEM
1302 PEARL, MODESTO H 11
PHONE 522-0680 95350

SCHNEIDER, MRS CATHERINE DEM
1604 PIMLICO, MODESTO H 62
PHONE 521-1834 95350

SPECIAL 43010 TRINITY UNITED
H 13 PRESBYTERIAN CHURCH
1600 CARVER
MODESTO, CALIF

SPECIAL 43012 VICTORIA SABEAN, GAR
H 15 1609 BRENTWOOD CT
MODESTO, CALIF

PICCITELLO, MRS AUDREY M. DEM
1606 SILKWOOD, MODESTO H 13
PHONE 524-9595 95350

SABEAN, MRS VICTORIA L. REP
1609 BRENTWOOD CT, MODESTO H 15
PHONE 95350

GARVEY, MRS THELMA J. REP
1514 NUTWOOD DR, MODESTO H 13
PHONE 523-1588 95350

HOPE, MRS BETTY F. REP
2952 HEMMINGER WY, MODESTO H 15
PHONE 529-8859 95350

MELKER, MRS LOIS A. REP
1212 GIOVANNINA DR, MODESTO H 48
PHONE 529-4588 95355

SUMNER, MRS JANET M. DEM
2817 LEVON, MODESTO H 15
PHONE 522-6690 95350

ALLEN, MRS EDNA E. DEM
1609 BARKWOOD DR, MODESTO H 13
PHONE 529-2383 95350

RIOS, MS ANA M. DEM
2840 LEVON D, MODESTO H 15
PHONE 527-1262 95350

SPECIAL 43013 FIRE HOUSE
M 19-88 637 EL VISTA
MODESTO, CALIF

SPECIAL 43015 WILSON SCHOOL LIBRARY
M 22-23 201 WILSON
MODESTO, CALIF

PRATT, MRS DORIS L.
2106 ENCINA, MODESTO
PHONE 522-6073 95351

DEM
M 17

LUCKS, MRS LIVIA M.
211 LAS PALMAS, MODESTO
PHONE 524 0163 95351

DEM
M 22

LAMB, MRS MARIE B.
2053 HADDON, MODESTO
PHONE 522-9441 95351

DEM
M 19

PAGE, MRS MADELINE C.
406 N SANTA ROSA, MODESTO
PHONE 527-0989 95351

DEM
M 22

NIELSEN, MRS ETHEL S.
213 CANNON, MODESTO
PHONE 523-5340 95351

REP
M 23

MITCHELL, MRS DORIS R.
231 BUENA VISTA, MODESTO
PHONE 523-5917 95351

DEM
M 23

HEYDEN, MRS JENNY G.
2016 HADDON, MODESTO
PHONE 522-5568 95351

DEM
M 23

HOPKINS, MRS NORMA J.
211 BONITA, MODESTO
PHONE 522-1469 95351

DEM
M 23

SPECIAL 43014 LA LOMA GRACE
M 20-21-65 BRETHERN CHURCH
1315 LA LOMA AVE
MODESTO, CALIF

SPECIAL 43016 JOHN HUIR SCHOOL-HALL
M 28 1215 LUCERN
MODESTO, CALIF

HAMILTON, MRS HILDA E.
413 N SANTA ANA, MODESTO
PHONE 522-7577 95351

REP
M 21

COPELAND, MRS EDITH W.
613 CASTLE, MODESTO
PHONE 522-6026 95350

DEM
M 23

RAPER, MRS CANTINA
317 N SANTA ANA, MODESTO
PHONE 523-8332 95351

DEM
M 21

COATES, MRS GEORGIA L.
609 CASTLE, MODESTO
PHONE 522-6723 95350

DEM
M 23

WELCH, MRS VIOLA F.
208 ROWLAND, MODESTO
PHONE 523-7328 95351

REP
M 21

ADAM, MRS ETHEL
705 CASTLE, MODESTO
PHONE 522-7192 95350

REP
M 28

TINGLEY, MRS ETHEL M.
1323 PAUL, MODESTO
PHONE 523-6183 95351

REP
M 20

LOPEZ, MRS MURIEL C.
722 AUBURN, MODESTO
PHONE 523-0942 95350

REP
M 28

LILLY, MRS DOROTHY E.
345 ROSINA, MODESTO
PHONE 523-8708 95351

DEM
M 65

SPECIAL 43017 MODESTO COMMUNITY
M 29 SERVICE CENTER
800 E MORRIS
MODESTO, CALIF

SPECIAL 43019 GENEVA PRESBYTERIAN
M 31-54 CHURCH-REC. HALL
1003 COFFEE RD
MODESTO, CALIF

RANDOLPH, MRS EVELYN
315 HIGH, MODESTO
PHONE 523-4962 95354
REP
M 29

HOOFFER, MRS DOROTHY E.
809 EL VECINO, MODESTO
PHONE 524-3681 95350
REP
M 31

ESTES, MRS GERTRUDE J.
302 MELROSE, MODESTO
PHONE 529-3106 95354
DEN
M 29

HUGHES, MRS PATRICIA A.
811 HIGH, MODESTO
PHONE 522-3645 95354
DEN
M 31

VACCA, MRS MARGARET E.
114 JOHN MUIR CT, MODESTO
PHONE 522-6752 95350
DEN
M 29

OLSON, MRS REBECCA J.
1225 MULTNOMAH DR, MODESTO
PHONE 524-4697 95350
DEN
M 54

LEHMAN, MRS MARTHA
250 KIMBLE, MODESTO
PHONE 522-2924 95354
DEN
M 29

EVANS, MRS RUTH A.
1117 HALFMOON, MODESTO
PHONE 524-0077 95350
REP
M 54

SPECIAL 43018 CALVARY LUTHERAN CHR
M 30 547 ROSE
MODESTO, CALIF

SPECIAL 43020 MODESTO COMMUNITY
M 32 SERVICE CENTER
800 E MORRIS
MODESTO, CALIF

MANNING, MRS ELSIE M.
1204 CLIFTON DR, MODESTO
PHONE 522-8344 95355
REP
M 30

OBERT, MRS FLORENCE
600 HIGH, MODESTO
PHONE 523 7400 95354
DEN
M 32

HILLIGROSS, MRS OPAL M.
1717 CRESTVIEW, MODESTO
PHONE 522-5402 95355
REP
M 30

OLSON, MRS ETHELYN I.
132 CHABOT CT, MODESTO
PHONE 524 0084 95354
REP
M 32

NIELSEN, MRS DIANA M.
1316 GREENBRIER LN, MODESTO
PHONE 522-4470 95355
REP
M 30

CIRAOLO, MRS VIOLA R.
223 LUCERN, MODESTO
PHONE 522-1379 95354
REP
M 32

MYRICK, MRS PATRICIA S.
1712 CRESTVIEW DR, MODESTO
PHONE 529-4787 95355
REP
M 30

SENIUK, MRS ELAINE G.
510 CHABOT AVE, MODESTO
PHONE 523-6534 95354
DEN
M 32

SPECIAL 43021 G. FREITAS GARAGE
N 33-83 1404 ROOSEVELT
MODESTO, CALIF

SPECIAL 43023 BEARD SCHOOL-LIBRARY
N 40-41 915 BOWEN
MODESTO, CALIF

FREITAS, MRS MARY R. REP
1404 ROOSEVELT, MODESTO N 38
PHONE 522-8100 95350

WAIT, MRS TWILA S. DEM
1029 MT VERNON, MODESTO N 41
PHONE 522-2379 95350

FRASER, MRS IDA H. DEM
309 W GRANGER, MODESTO N 39
PHONE 524-3772 95350

BARNES, MISS FAYE DEM
1824 COLLEGE, MODESTO N 41
PHONE 529-1431 95350

DAVIS, MRS MARY A. REP
1629 BRONSON, MODESTO N 33
PHONE 523-0859 95350

THRELFALL, MRS PHYLLIS J. DEM
1140 MT VERNON, MODESTO N 40
PHONE 522-6396 95350

PEER, MRS ELLA W. REP
1725 ARDMORE, MODESTO N 83
PHONE 522-5828 95350

JOLLEY, MRS HARRIET T. REP
1817 MONTICELLO, MODESTO N 40
PHONE 523-1540 95350

SPECIAL 43022 COLLEGE AVE BAPTIST
N 39 CHURCH-1539 COLLEGE
MODESTO, CALIF

SPECIAL 43024 N MODESTO CH OF GOD
N 42-43 1918 SHERWOOD
MODESTO, CALIF

SANFORD, MRS HILDRED DEM
1430 TULLY, MODESTO N 39
PHONE 524-0774 95350

GACKA, MRS NORMA B. DS
501 BRIGGSHORE, MODESTO N 42
PHONE 522-2738 95350

SANFORD, WALTER H. DEM
1430 TULLY, MODESTO N 39
PHONE 524-0774 95350

JOHNSTON, MRS HAZEL M. REP
1824 MONTE VERDE, MODESTO N 40
PHONE 526-0477 95350

LAWRENCE, MRS RUTH M. DEM
1404 ALBANY, MODESTO N 39
PHONE 523-1179 95350

SOLGSON, MRS EVELYN S. DEM
709 FLEETWOOD, MODESTO N 43
PHONE 523-0301 95350

NYGAARD, MRS MARGARET E. DEM
1510 CONCORD, MODESTO N 39
PHONE 523-1658 95350

BENNINGFIELD, MRS LEONA J. REP
2601 SHERWOOD, MODESTO N 43
PHONE 523-1596 95350

SPECIAL 43025 S. KOSKI, GAR
M 48 2620 SURREY
MODESTO, CALIF

SPECIAL 43027 ORANGEBURG AVE
M 51-82 BAPTIST CHURCH
313 ORANGEBURG
MODESTO, CALIF

DOVE, MRS HARJORY B.
2628 SURREY, MODESTO
PHONE 526-1603 95355

REP
M 48

SELL, MRS RUTH H.
1237 NELSON, MODESTO
PHONE 523-2710 95350

DEM
M 51

KOSKI, MRS STEPHANIE H.
2620 SURREY, MODESTO
PHONE 524-1806 95355

D S
M 48

SAMPLE, MRS HAZEL
313 DAWN DR, MODESTO
PHONE 522-0230 95350

DEM
M 51

COKER, MRS DONNA J.
925 PROVIDENCE, MODESTO
PHONE 526-1116 95355

REP
M 48

ATKINSON, MRS HADEL
1316 EL VECINO, MODESTO
PHONE 522-9376 95350

REP
M 82

SOUZA, MRS HALISSA J.
2621 SURREY, MODESTO
PHONE 526-0595 95355

DEM
M 48

SMITH, MRS BERTHIA M.
1500 SUNRISE, MODESTO
PHONE 523-4741 95350

DEM
M 82

SPECIAL 43026 G.D. ALWAY, RES
M 50 217 PALM
MODESTO, CALIF.

SPECIAL 43028 COUNTY AUDITORIUM
M 52-60-81 CENTER NO. 3
2115 SCENIC DR
MODESTO, CALIF

ALWAY, MRS RUTH L.
217 PALM, MODESTO
PHONE 521-0328 95350

REP
M 50

MARXWILLER, MRS NORMA G.
2001 SCENIC, MODESTO
PHONE 523-6279 95355

DEM
M 52

JOHNSON, MRS ANNETTA C.
225 CORSON, MODESTO
PHONE 522-6059 95350

REP
M 50

HALL, MRS HARRIEN K.
1913 CAMELOT CT, MODESTO
PHONE 522-1310 95355

REP
M 52

BIEDENING, FRED
139 PALM, MODESTO
PHONE 523-7142 95350

DEM
M 50

BRUCE KAMP, MRS MARY A.
1705 ANGELENE DR, MODESTO
PHONE 524-1591 95355

REP
M 60

BARHITE, MRS JOYCE A.
206 HINTZE, MODESTO
PHONE 522-6319 95350

REP
M 50

CARNES, MRS NITA J.
1701 IRENE, MODESTO
PHONE 527-6117 95355

DEM
M 60

MARXWILLER, MRS MARILEE
1900 LAFAYETTE, MODESTO
PHONE 522-2948 95355

REP
M 81

SPECIAL 47029 PRESCOTT BIBLE CHURCH
M 16-17 3000 PRESCOTT RD
MODESTO, CALIF

SPECIAL 47031 JOHN CADRETT, GAR
M 68-95-96 1556 MARSHA
MODESTO, CALIF

KLADROTH, MRS WANDA
2325 QUEENAIRE LN, MODESTO
PHONE 529-3462 95350

REP
M 17

CADRETT, MRS MARY A.
1556 MARSHA, MODESTO
PHONE 522-7659 95350

DEM
M 68

ZIMMERMAN, MRS SUE
2417 QUEENAIRE LN, MODESTO
PHONE 522-2993 95350

REP
M 17

WHITMORE, MRS IRENE M.
1545 MARSHA, MODESTO
PHONE 526-9549 95350

REP
M 68

WATSON, MRS BETTY S.
1921 ESTEP DR, MODESTO
PHONE 524-0333 95350

DEM
M 16

CRAYTOR, MRS LINDA S.
3617 CHEROKEE LN, MODESTO
PHONE 527-1058 95350

DEM
M 96

HAYER, MRS AGNES A.
2205 SKYLANE WY, MODESTO
PHONE 522-5177 95350

REP
M 16

MARTIN, MRS BRENDA A.
3624 CHEROKEE LN, MODESTO
PHONE 523-3423 95350

DEM
M 96

SPECIAL 47030 CHRYSLER SCHOOL
M 64-67 UNIT C-STOREROOM
2918 CONANT
MODESTO, CALIF

SPECIAL 47032 PRESCOTT SR
M 69-84-90-97 ELEMENTARY SCHL
2243 W RUMBLE
MODESTO, CALIF

LEIST, MRS TREVA S.
2127 EICHER, MODESTO
PHONE 529-0160 95350

DEM
M 67

HEFLEY, HENRY A.
1721 APPLGATE DR, MODESTO
PHONE 521-7908 95350

DEM
M 17

GEIS, MRS DOMINIC
2723 WHITCOMB, MODESTO
PHONE 524-2369 95350

REP
M 64

HEFLEY, MRS EMILY C.
1721 APPLGATE DR, MODESTO
PHONE 521-7908 95350

DEM
M 17

MILLER, MRS LILLIAN M.
2324 WHITCOMB WAY, MODESTO
PHONE 524-0563 95350

REP
M 64

HOOVER, MRS BEATRICE A.
2621 PRESCOTT 24, MODESTO
PHONE 522-1304 95350

REP
M 67

LIST, MRS LINDIE M.
1620 JAMAICA CT, MODESTO
PHONE 524-4215 95350

REP
M 62

HOSKINSON, MRS TONNIE E.
2621 PRESCOTT-NO 194, MODESTO
PHONE 527-1298 95350

DEM
M 67

SPECIAL 43033 DON'S MOBILE GLASS
H 3-24-25 1424 H ST
MODESTO, CALIF

SPECIAL 43035 BOY SCOUT CLUB HOUSE
H 27 ENSLEN PARK
400 ENSLEN AVE
MODESTO, CALIF

GROSS, MRS BERNICE
1218 G ST, MODESTO
PHONE 522-3149 95354
DEM
H 25

SMITH, MRS BETTE B.
415 STANORE, MODESTO
PHONE 522-2940 95354
REP
H 27

HAUSCHILDT, MRS HENRIETTA
1219 E ST, MODESTO
PHONE 522-9149 95354
DEM
H 25

CASE, ALFRED F.
218 ELMWOOD CT, MODESTO
PHONE 522-7184 95354
REP
H 27

ORVIS, MRS EILEEN
140 LOMA VISTA, MODESTO
PHONE 522-4978 95351
DEM
H 24

WIELAND, MRS KATHLEEN
310 MAGNOLIA, MODESTO
PHONE 522-2055 95354
DEM
H 27

CLARK, MRS DOROTHY A.
149 HORTON BLVD, MODESTO
PHONE 522-9435 95354
REP
H 24

DRENNAN, MRS LYDIA B.
718 WRIGHT, MODESTO
PHONE 523-1067 95354
DEM
H 27

SPECIAL 43034 H I D BUILDING
H 26 1231 11TH ST
MODESTO, CALIF

SPECIAL 43036 EMANUEL LUTHERAN CH
H 33 JESUS ROOM
324 COLLEGE
MODESTO, CALIF

FELT, MRS GWENDOLYN G.
135 HACKBERRY, MODESTO
PHONE 522-4819 95354
REP
H 26

HAMMOND, MRS NORMA S.
1235 PRINCETON, MODESTO
PHONE 523-0427 95350
REP
H 33

UNRUH, MRS FERN I.
107 HACKBERRY, MODESTO
PHONE 523-8112 95354
REP
H 26

JOHANNEN, MRS PEARL
1212 PRINCETON, MODESTO
PHONE 523-4084 95350
REP
H 33

BERTHELSON, MRS ARLEVA
120 COLLEGE, MODESTO
PHONE 522-1394 95350
DEM
H 26

ALAMSHA, MRS HELEN B.
1225 TRINITY, MODESTO
PHONE 529-9227 95350
REP
H 33

STREETER, MRS WATTIE E.
900 17TH ST, NO 910, MODESTO
PHONE 522-6590 95354
REP
H 26

DODDORVOLNY, MRS VIOLET P.
406 COLLEGE, MODESTO
PHONE 522-7079 95350
REP
H 33

SPECIAL 43037 ENSLEN SCHOOL ROOM 1
N 34
515 COLDWELL
MODESTO, CALIF

SPECIAL 43039 GRACE LUTHERAN CHURCH
N 36
PARISH HALL
617 W ORANGEBURG
MODESTO, CALIF

BACCIARINI, MRS ANNA E.
684 GEER CT, MODESTO
PHONE 523-8960
95354
DEM
N 34

KERN, MRS LUCILLE H.
211 MARIAN, MODESTO
PHONE 522-5826
95350
REP
N 36

EDWARDS, MRS HELEN I.
664 GEER CT, MODESTO
PHONE 523-0572
95354
REP
N 34

COIL, MRS AGNES N.
422 MENSINGER, MODESTO
PHONE 522-7148
95350
REP
N 36

VAN ANTWERPEN, MRS THELMA
805 GEER, MODESTO
PHONE 523-8611
95354
REP
N 34

ARCHIBALD, MRS HARTHA J.
1308 BRADY, MODESTO
PHONE 521-1875
95350
REP
N 36

McCOWN, MRS JOYCE T.
930 MAGNOLIA, MODESTO
PHONE 529-2632
95354
REP
N 34

REDDY, MRS VERTA
1231 BRADY, MODESTO
PHONE 523-8162
95350
DEM
N 36

SPECIAL 43038 J. BERDOT, GARAGE
N 35
911 HELMS LANE
MODESTO, CALIF

SPECIAL 43040 ROOSEVELT JR HI SCH
N 37
HALL-1330 COLLEGE
MODESTO, CALIF

BERDOT, MRS HELEN J.
911 HELMS LN, MODESTO
PHONE 523-6545
95350
DEM
N 35

SCANLON, MRS DORIS L.
1112 ULRICH, MODESTO
PHONE 524-3246
95350
REP
N 37

HIRSELAND, MRS MARY F.
915 COLDWELL, MODESTO
PHONE 522-5115
95350
DEM
N 35

WALLACE, MRS PHALA A.
1037 W ROSEBURG, MODESTO
PHONE 524-5630
95350
REP
N 37

CORRIGAN, MRS EVELYN D.
922 HELMS LN, MODESTO
PHONE 522-8301
95350
DEM
N 35

HARDING, MRS HEDY M.
1224 MILLS, MODESTO
PHONE 523-0290
95350
REP
N 37

KINSER, MRS WILDRED S.
1140 MILLS, MODESTO
PHONE 523-4222
95350
REP
N 35

SCHMITZ, MRS VIOLA A.
620 HILTON, MODESTO
PHONE 526-1403
95350
REP
N 37

SPECIAL 41041 CAPISTRANO SCHOOL
N 53-86-87. CONFERENCE ROOM
400 CAPISTRANO
MODESTO, CALIF

SPECIAL 42043 ABSENTEE POLL
N 61 NO POLLING PLACE-VOTE
ABSENTEE IN ACCORDANCE WITH SECTION
14620.5 OF ELECTION CODE

KOSKI, MRS NANCY F. REP
2656 EL GRECO DR, MODESTO N 53
PHONE 524-1136 95351

WHITE, MRS LEOTA J. DEM
2729 SANTIAGO DR, MODESTO N 53
PHONE 522-7075 95351

HOWARD, MRS FREEDA REP
2708 BARCELONA DR, MODESTO N 53
PHONE 521-9223 95351

NELSON, MRS PATRICIA J. REP
2736 LA PALMA DR, MODESTO N 53
PHONE 521-6000 95351

SPECIAL 41042 B. SATARIANO, RES
N 75 3112 E ORANGEBURG
MODESTO, CALIF

SPECIAL 48044 JOHN LAGUE, GARAGE
N 18-85 1432 GLEN AULEN
MODESTO, CALIF

SATARIANO, MRS BETTY A. REP
3112 E ORANGEBURG, MODESTO N 75
PHONE 524-0165 95355

LAGUE, MRS BARBARA E. REP
1432 GLEN AULEN, MODESTO N 18
PHONE 524-3378 95350

GARCIA, MRS SHIRLEY A. DEM
P O BOX 4271, MODESTO N 75
PHONE 529-1610 95352

ARNO, MRS MARGARET K. DEM
3009 DEAKNA WAY, MODESTO N 18
PHONE 522-0080 95350

TATPE, LUIS A. D 8
1504 VIRLEE DR, MODESTO N 75
PHONE 527-1938 95355

DAVIS, MRS EILEEN F. REP
3104 GAYLAND DR, MODESTO N 18
PHONE 522-3466 95350

PHILLIPS, MRS BARBARA A. REP
924 FRAZINE, MODESTO ENP3
PHONE 523-1659 95351

SELIGER, MRS JEAN A. DEM
1428 GLEN AULEN DR, MODESTO N 18
PHONE 523-9293 95350

SPECIAL 48045 WOODROW SCHOOL
H 44-55 800 WOODROW AVE
MODESTO, CALIF

SPECIAL 48047 SOMERSET SCHOOL-LIBRY
H 46-57 1037 FLOYD
MODESTO, CALIF

DOORNWARD, MRS DONNA E. REP
3213 SHERWOOD, MODESTO H 55
PHONE 522-2976 95350

CLINE, MRS CHERYL R. REP
1005 TANOE DR, MODESTO H 46
PHONE 523-5096 95350

WALKER, MRS ANITA I. DEN
408 WOODROW, MODESTO H 55
PHONE 522-3221 95350

VIETHS, MRS MARJORIE A. DEN
1014 REDONDO CT, MODESTO H 46
PHONE 523-5360 95350

SMITH, MRS GRACE A. DEN
920 WOODROW, MODESTO H 44
PHONE 523-2313 95350

ADKINS, MRS JEANETTE R. REP
420 CHARLES, MODESTO H 57
PHONE 95350

PACK, MRS BETTY J. DEN
1108 TELLINGTON DR, MODESTO H 44
PHONE 529-4604 95350

WOLTER, MRS ELLA H. DEN
501 BRODERICK, MODESTO H 57
PHONE 526-2070 95350

SPECIAL 48046 STANDIFORD SCHOOL
H 45-66-73 605 TOKAY
MODESTO, CALIF

SPECIAL 48048 SHERWOOD SCHOOL
H 47-71 819 E RUMBLE
MODESTO, CALIF

HUBBARD, MRS EVELYN L. DEN
2720 SUNRISE, MODESTO H 78
PHONE 522-7945 95350

RUCH, MRS CATHARINE S. REP
3016 HIGHGATE, MODESTO H 47
PHONE 523-0177 95350

FUXA, MRS MARIE E. N.P.
218 BRIAN CT, MODESTO H 45
PHONE 524-5996 95350

HOSEGOOD, MRS JOYCE B. REP
928 TERRACE PL, MODESTO H 47
PHONE 523-9626 95350

MELROSE, MRS GERALDINE DEN
701 NORWEGIAN, MODESTO H 66
PHONE 523-5841 95350

GUSTAFSON, MRS CLARICE C. REP
1009 STRATFORD LN, MODESTO H 47
PHONE 523-1627 95350

WOODY, MISS MARIE D S
2008 O'FARRELL, MODESTO H 66
PHONE 523-6921 95350

HESS, MRS MARY E. DEN
1111 SYLVAN MEADOWS DR, MODESTO H 71
PHONE 527-1694 95350

SPECIAL 48049 Y.M.C.A. BUILDING
H 56-78 2700 McHENRY AVE.
MODESTO, CALIF

SPECIAL 48051 SYLVAN SCHOOL
H 59-70 2908 COFFEE RD
MODESTO, CALIF

GRANQUIST, MRS GEORGIA DEM
220 EMERSON, MODESTO M 56
PHONE 524-1924 95350

BARRETT, MRS LOIS P. REP
3908 SURFSIDE DR, MODESTO M 70
PHONE 523-6619 95355

LANG, MRS JUDITH K. REP
2604 MAC GREGOR CT, MODESTO M 56
PHONE 526-4430 95350

BINGHAM, MRS DOROTHY M. DEM
3916 SURFSIDE DR, MODESTO M 70
PHONE 521-6541 95355

WILBURN, MRS EVELYN K. DEM
2713 WESTCHESTER LN, MODESTO M 78
PHONE 524-1108 95350

CONVERSE, MRS GARNETT REP
1421 E RUMBLE, MODESTO M 59
PHONE 523-5940 95355

CORRIN, MRS TERESE A. DEM
800 E RUMBLE, MODESTO M 78
PHONE 523-2983 95350

ROMANDIA, MRS DEFLA C. DEM
1604 DORSET LN, MODESTO M 59
PHONE 529-5395 95355

SPECIAL 48050 BOY SCOUT COVELL
H 58-77 SERVICE CENTER
1324 CELESTE DRIVE
MODESTO, CALIF

SPECIAL 48052 GREENWOOD CHURCH
H 72-80-98 605 STANDIFORD
MODESTO, CALIF

GROTE, MRS JEANNE C. REP
1016 ORCHID, MODESTO M 60
PHONE 522-7017 95355

COLEMAN, MRS BARBARA J. REP
3616 POINSETTIA, MODESTO M 72
PHONE 522-0151 95350

GROTE, HARVEY F. DEM
1016 ORCHID, MODESTO M 60
PHONE 522-7017 95355

USELTON, MRS JEAN DEM
3405 APPLEWOOD WY, MODESTO M 59
PHONE 526-8499 95350

SHERLOCK, MRS GERTRUDE R. REP
1909 MARCUS DR, MODESTO M 77
PHONE 522-2824 95355

FERRIS, MRS VERNA L. DEM
3617 POINSETTIA, MODESTO M 72
PHONE 521-1129 95350

RENNICK, MISS ISABEL DEM
1816 BRADFORD CT, MODESTO M 77
PHONE 523-3009 95355

KIDD, MRS CHARLOTTE R. DEM
3729 HARGOLD LN, MODESTO M 72
PHONE 522-3800 95350

SPECIAL 48053 SYLVAN UNION SCHL DIST
N 79-91-93 ADMINISTRATION BLDG
94 605 SYLVAN
MODESTO, CALIF

SPECIAL 50055 ABSENTEE POLL
N 49 NO POLLING PLACE-VOTE
ABSENTEE IN ACCORDANCE WITH SECTION
14620.5 OF ELECTION CODE

BROWN, MRS VERA E. DEN
4301 TULLY RD, MODESTO CCT13
PHONE 545-0534 95350

HUBBARD, MRS MARGIE L. DEN
3700 CORTE MADERA DR, MODESTO N 93
PHONE 523-9742 95550

HANNAH, MRS NATALIE J. REP
500 STANDIFORD, MODESTO N 79
PHONE 523-1908 95350

CARPENTER, MRS LA FRANCES P. REP
400 STANDIFORD, MODESTO N 79
PHONE 522-0993 95350

SPECIAL 48054 BOY SCOUT COVELL
N 76 SERVICE CENTER
1324 CELESTE DRIVE
MODESTO, CALIF

SPECIAL 43056 ORVILLE WRIGHT SCHOOL
AIRPORT 1-2-3 ENTRY-1602 MONTEREY
MODESTO, CALIF

McSPARIN, MRS SHARON A. REP
1305 HADDON, MODESTO N 21
PHONE 526-9254 95351

LOVE, MRS DOROTHY D. DEN
1714 BONNIE BRAE, MODESTO AP 1
PHONE 521-9367 95351

HOLCOMB, MRS RUBY L. REP
1832 LOBERO LN, MODESTO N 76
PHONE 527-0775 95355

DAVIS, MRS NELLIE M. DEN
805 KERR, MODESTO AP 1
PHONE 523-6993 95351

HOLCOMB, STERLING C. REP
1832 LOBERO LN, MODESTO N 76
PHONE 527-0775 95355

ARMSTRONG, MRS LOIS B. REP
503 S SANTA ANA, MODESTO AP 2
PHONE 522-8451 95351

ENGELHARDT, MS LOIS Y. DEN
1925 LANCEY DR, MODESTO N 76
PHONE 521-8058 95355

RODRIGUES, MRS MILDRED A. DEN
318 S SANTA ANA, MODESTO AP 3
PHONE 522-3445 95351

SPECIAL 43057 RICHARD H. HAM, RES
COFFEE 1 1241 E MORRIS
MODESTO, CALIF

SPECIAL 43059 ORANGEBURG AVE
COFFEE 4 BAPTIST CHURCH
313 ORANGEBURG
MODESTO, CALIF

HAM, MRS MARY ANN L. REP
1241 E MORRIS, MODESTO COF1
PHONE 523-5196 95355

ARNERICH, MRS ROBERTA DEN
1116 CAMBRIDGE, MODESTO N 54
PHONE 523-7502 95350

HAM, RICHARD H. REP
1241 E MORRIS, MODESTO COF1
PHONE 523-5196 95355

TORVEND, MRS ANGELA J. DEN
530 EL CAJON, MODESTO N 28
PHONE 522-5468 95350

NEWBY, MRS DOROTHY M. REP
1328 LUCERN, MODESTO COF1
PHONE 522-8629 95355

RIX, MRS DOROTHY E. DEN
1143 GRANTLAND CT, MODESTO N 28
PHONE 523-5201 95350

HEIKE, ALFRED E. REP
901 COFFEE, MODESTO N 31
PHONE 523-4705 95355

WILCOX, MRS MILDRED E. DEN
913 NORWEGIAN, MODESTO N 66
PHONE 522-0864 95350

SPECIAL 43058 FREE METHODIST CHURCH
COFFEE 3 1520 ROSE
MODESTO, CALIF

SPECIAL 43060 WESLEY METHODIST
COFFEE 6 CHURCH
EMPIRE 1 300 TRASK LANE
MODESTO, CALIF

TUCKER, MRS AMY G. REP
1339 E COOLIDGE, MODESTO COF3
PHONE 522-1286 95355

SHANK, MRS GRACE M. DEN
2312 VIOLA, MODESTO EMP1
PHONE 522-1525 95351

PRICE, MRS CLAIRE M. REP
1621 E COOLIDGE, MODESTO COF3
PHONE 522-6793 95355

HANNE, MRS DOROTHY G. REP
301 CLOVERDALE, MODESTO EMP1
PHONE 523-9417 95351

GOWANS, MRS VELET R. REP
1441 QUEENS, MODESTO COF3
PHONE 523-0817 95355

DE WEES, MRS GERTRUDE L. DEN
2043 ELLIS, MODESTO COF6
PHONE 523-6221 95351

SCHWIDT, MRS HELEN N. REP
1506 GARY LANE, MODESTO COF3
PHONE 523-9895 95355

LIPKO, MRS MARION J. REP
2055 LANCE, MODESTO COF6
PHONE 522-8878 95351

SPECIAL 43061 SONOMA SCHOOL
McHENRY 1-6 1325 SONOMA AVE
MODESTO, CALIF

SPECIAL 43063 BURBANK PARADISE
PARADISE 6-7 CLUBHOUSE
1325 BEVERLY DR
MODESTO, CALIF

JACKSON, MRS HAZEL L. DEM
2905 PARKVIEW DR, MODESTO No 6
PHONE 529-9111 95355

BRILL, MRS FRANCES I. REP
1643 VICTORIA, MODESTO PA 7
PHONE 522-0517 95351

CHRISTIANSSEN, MRS EVELYN REP
2405 E ORANGEBURG, MODESTO No 6
PHONE 523-0229 95355

FUNK, MRS GLADYS REP
1561 VERNON, MODESTO PA 7
PHONE 523-8468 95351

DRASDEK, MRS CORINNE H. REP
1004 CLARKSBURG, MODESTO No 1
PHONE 522-7025 95355

MOORE, MRS LAVERNE D. REP
1649 VINEYARD HAVEN, MODESTO PA 6
PHONE 523-7392 95351

MEYER, MRS DOLORES REP
1009 RUTLEDGE PL, MODESTO No 1
PHONE 522-4948 95355

BENTLEY, MRS ROSEMARY DEM
1332 OHIO, MODESTO PA 6
PHONE 524-1578 95351

SPECIAL 43062 HOUSING AUTHORITY BLD
PARADISE 3 1701 ROBERTSON ROAD
4-5 MODESTO, CALIF

SPECIAL 43064 KING KENNEDY MEN CENT
PARADISE 8-9 601 S FRANKLIN
MODESTO, CALIF

CHEEK, MRS DELLA K. DEM
2032 VERNON, MODESTO PA 4
PHONE 523-5369 95351

DAVISON, MRS ALICE DEM
612 CALIFORNIA, MODESTO PA 9
PHONE 523-5710 95351

BERNARD, MRS MARY J. DEM
1724 ROBERTSON RD, MODESTO PA 4
PHONE 523-6602 95351

SPENKER, MRS MARY A. REP
1042 CALIFORNIA, MODESTO PA 6
PHONE 522-3915 95351

GOODIN, MRS ELFANOR DEM
2351 RIDGE RD, MODESTO PA 3
PHONE 522-6634 95351

WATSON, MRS ALICE H. REP
1308 HARRIS, MODESTO PA 8
PHONE 522-7318 95351

PEDEGO, MRS SIGNA H. DEM
603 COLORADO, MODESTO PA 5
PHONE 522-6343 95351

MARTIN, MRS MARY L. DEM
905 TURNER, MODESTO PA 8
PHONE 526-0110 95351

SPECIAL 43065 MAZE BLVD CHRISTIAN
PARADISE 10 CHURCH-EDUCATIONAL
12 BLDG-725 MAZE ROAD
MODESTO, CALIF

SPECIAL 46067 SHILOH SCHOOL
PARADISE 1 6631 PARADISE ROAD
MODESTO, CALIF

MORGAN, MRS DORIS A. DEM
1200 HUNTINGTON DR, MODESTO M 46
PHONE 522-7957 95350

SCIARINI, MRS IDA M. DEM
6213 PARADISE, MODESTO PA 1
PHONE 522-7949 95351

CLARK, MRS VERNIE M. REP
1632 SHIRLEY CT, MODESTO PA10
PHONE 522-0516 95351

SILVA, MRS MARY A. REP
7904 PARADISE, MODESTO PA 1
PHONE 522-3821 95351

SUTTON, MRS GENEVIEVE P. DEM
919 ELM, MODESTO PA10
PHONE 524-1761 95351

BIZZINI, MRS MARIE B. DEM
7513 PARADISE, MODESTO PA 1
PHONE 522-7883 95351

BENSON, MRS DOROTHY M. REP
603 ELM, MODESTO PA10
PHONE 522-0409 95351

EHRLER, MRS ANN E. DEM
5919 PARADISE, MODESTO PA 1
PHONE 522-1926 95351

SPECIAL 45066 SALIDA C.C.D. CENTER
SALIDA 1-2 4630 PARK
SALIDA, CALIF

SPECIAL 47068 STANISLAUS UNION SCH
COFFEE 10 HALLWAY
McHENRY 3 1931 KIERNAN
PRES 1-2-3 MODESTO, CALIF

CONNACHER, MRS BEVERLY M. REP
P O BOX 762, SALIDA S 1
PHONE 545-0682 95368

OHLAND, MRS ROBERTA J. REP
4609 DALE RD, MODESTO PR 1
PHONE 545-0672 95350

KNIGHT, MRS MADELINE B. DEM
P O BOX 856, SALIDA S 1
PHONE 545-0031 95368

VAN KONYNENBURG, MRS CHRISTINA REP
3724 DALE RD, MODESTO PR 1
PHONE 522-1760 95350

BECK, MRS MARJORIE E. REP
6718 BECKWITH, MODESTO S 2
PHONE 545-0830 95350

MOORE, MRS PATRICIA S. REP
417 STEWART, MODESTO Mc 3
PHONE 524-0324 95350

BOER, MRS DENA J. REP
P O BOX 1129, SALIDA S 2
PHONE 545-0202 95351

ASHBY, MRS LYNNE M. DEM
201 CRAWFORD, MODESTO Mc 3
PHONE 523-6556 95350

SPECIAL 43069 INDUSTRIAL FIRE HOUSE
CASWELL 5-6 148 IMPERIAL
MODESTO, CALIF

SPECIAL 43071 INDUSTRIAL FIRE HOUSE
CERES 11 830 PECOS
CLUB 3 MODESTO, CALIF.
PAGE 2

UNDERWOOD, MRS CARLA J.
520 IMPERIAL, MODESTO
PHONE 537-3484 95351
DEM
CA 6

HAFELY, MRS ELIZABETH P.
2637 RIVER ROAD, MODESTO
PHONE 537-4673 95351
REP
CLUB 2

HAMMONS, MRS JOYCE
324 GLENN, MODESTO
PHONE 537-9097 95351
DEM
CA 6

TRAVIS, MRS MILDRED L.
1013 E RIVER, MODESTO
PHONE 529-6177 95351
DEM
PAGE 2

WALLS, MRS EUPHA N.
1608 SPOKANE, MODESTO
PHONE 537-1917 95351
DEM
CA 5

TIURA, MRS GERTRUDE M.
1305 RIVER RD, MODESTO
PHONE 523-3872 95351
REP
CLUB 3

WADKINS, MRS GEORGIA D.
1618 SPOKANE, MODESTO
PHONE 537-0250 95351
REP
CA 5

SUTTON, MISS ETHEL M.
1433 HOLM, MODESTO
PHONE 524-3414 95351
REP
CLUB 3

SPECIAL 43070 FAIRVIEW SCHOOL
CASWELL 7 NURSES' ROOM
2169 WHITMORE
MODESTO, CALIF.

SPECIAL 43072 SHACKELFORD SCHL : ICR
PAGE 1 100 SCHOOL STREET
MODESTO, CALIF.

LEE, MRS FRANCES E.
3230 VIVIAN, MODESTO
PHONE 537-4193 95351
REP
CA 7

REED, MRS JANET M.
1405 RIVER RD, MODESTO
PHONE 524-0378 95351
REP
CLUB 3

DAYA, MRS INEZ
2043 W WHITMORE, MODESTO
PHONE 537-3580 95351
DEM
CA 7

CUSEY, BERNIE
1405 RIVER, MODESTO
PHONE 524-0378 95351
REP
CLUB 3

LEE, MRS GLORIA E.
3500 VIVIAN, MODESTO
PHONE 537-2241 95351
REP
CA 7

POWELL, MRS MINNIE B.
1330 ALAMO, MODESTO
PHONE 523-2457 95351
DEM
PAGE 1

GIBSON, MRS HELEN A.
1755 POLAND, MODESTO
PHONE 537-0593 95351
DEM
CA 7

PENA, MRS CLOTILDA E.
821 LOMBARDO, MODESTO
PHONE 524-3282 95351
DEM
PAGE 2

SPECIAL 41073 EMPIRE FIRE HOUSE
EMPIRE 2-3 . 4845 YOSEMITE BLVD
McHENRY 5 EMPIRE, CALIF

SPECIAL 42075 HART-RANSON SCHOOL
HART RANS 1-2 MULTIPURPOSE ROOM
3930 SHOENAKE AVE
MODESTO, CALIF

GLICK, MRS HANNAH F.
P O BOX 6, EMPIRE
PHONE 523-2207 95319
324-5201

REP
EMP3

WENGER, MRS BETTY L.
4342 BECKWITH, MODESTO
PHONE 522-1778 95351

REP
HR 1

PROUTY, MRS FLORENCE L.
621 McCLURE RD, MODESTO
PHONE 523-2221 95351

REP
EMP3

BAILEY, MRS JANICE
5149 BLUE GUM, MODESTO
PHONE 522-4373 95351
522-6232

REP
HR 1

BRUBAKER, MRS MILDRED K.
4143 YOSEMITE C-2, MODESTO
PHONE 524-1177 95351

REP
EMP3

BORBA, MRS THERESA
4349 KANSAS, MODESTO
PHONE 522-7842 95351

DEM
HR 2

BAUMANN, MRS ARLINE E.
P O BOX 32, EMPIRE
PHONE 524-0265 95319

REP
EMP3

TOMINI, MRS ALICE E.
2218 WOODLAND, MODESTO
PHONE 522-0217 95351

DEM
HR 2

SPECIAL 41074 EMPIRE COMMUNITY
EMPIRE 4-5 CLUB HOUSE
1ST & EYE STS
EMPIRE, CALIF

SPECIAL 44076 PARADISE SCHOOL
PARADISE 2-11 3361 CALIFORNIA
MODESTO, CALIF

CUPP, MRS ARLENE V.
P O BOX 343, EMPIRE
PHONE 522-1984 95319

DEM
EMP4

COOPER, MRS CHARLENE L.
907 PAULINE, MODESTO
PHONE 522-6261 95351

DEM
PA11

RASH, MRS ELMORA S.
P O BOX 597, EMPIRE
PHONE 527-0167 95319

REP
EMP4

BORENSON, MRS ALICE A.
3836 PARADISE, MODESTO
PHONE 524-0833 95351

REP
PA11

HEINY, MRS ESTHER P.
248 FAIRLAND, MODESTO
PHONE 522-7867 95351

REP
EMP5

PLUNLEE, MRS MARIE
1513 GRINES, MODESTO
PHONE 524-3643 95351

DEM
PA 2

GOSNELL, MRS CRYSTAL B.
445 DAVISON, MODESTO
PHONE 524-0841 95351

REP
EMP5

HARLETT, MRS MILDRED
1605 GRINES, MODESTO
PHONE 523-9660 95351

REP
PA 2

SPECIAL 48077 RIVERBANK FIREHOUSE
COFFEE 2 707 CLARIBEL RD.
McHENRY 4 MODESTO, CALIF
RIVERBANK 4

SPECIAL 48079 GLENWOOD MOBILE HOME
COFFEE 7 PK-RECREATION BLDG
McHENRY 2 2307 OAKDALE RD
MODESTO, CALIF

KLINE, MRS ALICE A. DEM
1620 PATTERSON RD, MODESTO MC 4
PHONE 869-3880 95355

ARMSTRONG, MRS HAZEL REP
2307 OAKDALE RD, NO 13, MODESTO COF7
PHONE 522-1625 95355

KAPPLER, MRS FRANCIS J. REP
4200 MILNES, MODESTO COF2
PHONE 523-3910 95355

BARRY, MRS RUTH W. REP
2307 OAKDALE 9, MODESTO COF7
PHONE 524-4566 95355

CHISLER, MRS HANCI J. REP
2566 BRADFORD WY, RIVERBANK R 4
PHONE 869-1063 95367

BRADLEY, MRS BETTY J. REP
3524 MERLE, MODESTO Mc 2
PHONE 523-2254 95355

ESTARZA, MRS MARY L. DEM
4316 OLD OAKDALE RD, MODESTO COF2
PHONE 523-9556 95355

ZIPSER, MRS MADGE DEM
2412 OLD OAKDALE RD, MODESTO Mc 2
PHONE 522-4347 95355

SPECIAL 48078 NISTLIN BUICK SHOW RM
COFFEE 5-8 3120 McHENRY AVE
MODESTO, CALIF

SPECIAL 48080 TRAVELODGE MOBILE HM
COFFEE 9-11 4024 McHENRY AVE
MODESTO, CALIF

FREBERG, MRS KATHRYN B. REP
1107 SYLVAN MEADOWS, MODESTO M 71
PHONE 529-0419 95350

OLINGER, MRS FERN A. REP
3931 COFFEE 5, MODESTO COF11
PHONE 524-0702 95355

ZAGARIS, MRS LIBERTY DEM
409 ROBIN HOOD DR, MODESTO COF8
PHONE 523-2598 95350

HARMS, MRS FERN L. B 8
3955 COFFEE 68, MODESTO COF11
PHONE 522-7809 95355

CHURCH, MRS MARY J. REP
501 GREENWICH LN, MODESTO COF5
PHONE 529-5774 95350

PROUTY, MRS ETHEL REP
4125 McHENRY-SP C, MODESTO COF9
PHONE 529-8378 95350

DAVIS, MRS CAROL J. REP
3404 WEYMOUTH LN, MODESTO COF5
PHONE 526-0764 95350

FELIX, MRS MARJORY A. REP
4125 McHENRY-SP 54, MODESTO COF9
PHONE 523-0533 95350

MODESTO CITY COUNCIL
RESOLUTION NO. 77-86

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
STATE OF CALIFORNIA, DEPARTMENT OF TRANSPORTATION, FOR UPGRADING
RAILROAD ADVANCE WARNING SIGNS

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and State of Cal-
ifornia, Department of Transportation
for upgrading railroad advance warning signs

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 , 19 77 , by Councilmember Dunlap , who moved
its adoption, which motion being duly seconded by Councilmember
Siefkin , was upon roll call carried and the resolution
adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Kullijian, Newton

ATTEST: Norrine Coyne
NORRINE COYNE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-87

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND WALT AND LEE WOOTEN FOR LEASE OF MARK TWAIN PARK SITE, ROBERTSON ROAD PARK SITE, BELLENITA PARK SITE (PORTION), FORMER FORCADE PROPERTY AND PORTIONS OF THE FORMER BONZI DUMP SITES ON BOTH SIDES OF CARPENTER ROAD ADJACENT TO THE TUOLUMNE RIVER FOR AGRICULTURAL PURPOSES
BE IT HEREBY RESOLVED by the Council of the City of Modesto

that the agreement between the City of Modesto and Walt and Lee Wooten

for lease of Mark Twain Park site, Robertson Road park site, Bellenita Park site (portion), former Forcade property and portions of the former Bonzi dump sites on both sides of Carpenter Rd. adjacent to the Tuolumne River for agricultural purposes (Lessee to pay City 25% of the gross be, and it is hereby approved. proceeds and pay any possessory interest taxes)

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, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijan, Newton

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-88

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND LEAGUE OF WOMEN VOTERS OF MODESTO FOR LEASE OF SPACE IN THE COMMUNITY SERVICE CENTER

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and League of Women Voters of Modesto for lease of space in the Community Service Center (rent to be \$42.00 per month) 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, 1977, by Councilmember Elliott, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Mensinger, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian, Newton, Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-89

A RESOLUTION APPROVING REQUEST OF CAMELLIA SOCIETY FOR CITY OF MODESTO CONTRIBUTION OF SWEEPSTAKES TROPHY FOR THE 16TH ANNUAL CAMELLIA SHOW TO BE HELD MARCH 19 and 20, 1977

BE IT RESOLVED BY THE COUNCIL of the City of Modesto that it hereby approves the request of the Camellia Society of Modesto that the City of Modesto contribute the sweepstakes trophy for the 16th Annual Camellia Show to be held March 19 and 20, 1977.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February, 1977, by Councilmember Kullijian , who moved its adoption, which motion being duly seconded by Councilmember Newton , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Newton, Siefkin,
Vice Mayor Elliott

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mayor Davies

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-90

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST OF MR. REGINALD MANGANO REGARDING THE PLANTING OF A STREET TREE IN HIS FRONT YARD AT 1900 LANDINI WAY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that February 14, 1977 , at 7:45 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of request of Mr. Reginald Mangano regarding the planting of a street tree in his front yard at 1900 Landini Way.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February , 1977, by Councilmember Kullijian , who moved its adoption, which motion being duly seconded by Councilmember Newton , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Newton, Siefkin,
Vice Mayor Elliott

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mayor Davies

ATTEST: Norrine Coyze
NORRINE COYZE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-91

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPEAL OF MAX HANNEY ENTERPRISES TO THE DENIAL BY THE PLANNING COMMISSION FOR A CHANGE IN ZONING ON THE NORTHWEST CORNER OF MAZE AND EMERALD AVENUES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that March 14, 1977 , 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 appeal of Max Hanney Enterprises to the denial by the Planning Commission for a change in zoning on the Northwest corner of Maze and Emerald Avenues.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February , 1977, by Councilmember Kullijian , who moved its adoption, which motion being duly seconded by Councilmember Newton , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Newton, Siefkin,
Vice Mayor Elliott

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-92

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPEAL OF GARY WEST TO THE DECISION OF THE BOARD OF ZONING ADJUSTMENT CONCERNING THE PLACEMENT OF A SIGN

BE IT HEREBY RESOLVED by the Council of the City of Modesto that March 7, 1977 , 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 appeal of Gary West to the decision of the Board of Zoning Adjustment concerning the placement of a sign.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February , 1977, by Councilmember Kullijian , who moved its adoption, which motion being duly seconded by Councilmember Newton , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Kullijian, Mensinger, Newton, Siefkin, Vice Mayor Elliott
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap, Mayor Davies

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-93

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPEAL OF GRISWOLD & WIGHT TO THE DECISION OF THE BOARD OF ZONING ADJUSTMENT CONCERNING THE PLACEMENT OF A SIGN

BE IT HEREBY RESOLVED by the Council of the City of Modesto that March 7, 1977 , at 4:05 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of appeal of Griswold & Wight to the decision of the Board of Zoning Adjustment concerning the placement of a sign.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February , 1977, by Councilmember Kullijian , who moved its adoption, which motion being duly seconded by Councilmember Newton , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Kullijian, Mensinger, Newton, Siefkin, Vice Mayor Elliott
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap, Mayor Davies

ATTEST: Norrine Coyne
NORRINE COYNE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-94

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF WILLIAM HUGHES AS A MEMBER OF THE DOWNTOWN IMPROVEMENT DISTRICT ADVISORY BOARD

WHEREAS, William Hughes was appointed as a member of the Downtown Improvement District Advisory Board on August 13, 1973; and

WHEREAS, William Hughes has tendered his resignation as a member of the Downtown Improvement District Advisory Board effective January 1, 1977; and

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

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the resignation of William Hughes as a member of the Downtown Improvement District Advisory Board is hereby accepted with regret, and

BE IT FURTHER RESOLVED that the Council, on its own behalf, and on behalf of the Citizens of Modesto, hereby expresses its sincere appreciation to William Hughes 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, 1977, by Councilmember Kullijian , who moved its adoption, which motion being duly seconded by Councilmember Newton , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Newton, Siefkin,
Vice Mayor Elliott

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-95

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF ERIC ROWE AS A MEMBER OF THE DOWNTOWN IMPROVEMENT DISTRICT ADVISORY BOARD

WHEREAS, Eric Rowe was appointed as a member of the Downtown Improvement District Advisory Board on August 11, 1975; and

WHEREAS, Eric Rowe has tendered his resignation as a member of the Downtown Improvement District Advisory Board effective January 1, 1977; and

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

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the resignation of Eric Rowe as a member of the Downtown Improvement District Advisory Board is hereby accepted with regret, and

BE IT FURTHER RESOLVED that the Council, on its own behalf, and on behalf of the Citizens of Modesto, hereby expresses its sincere appreciation to Eric Rowe 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, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Kullijian, Mensinger, Newton, Siefkin, Vice Mayor Elliott
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap, Mayor Davies

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-96

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF MYRA STEWARD AS A MEMBER OF THE DOWNTOWN IMPROVEMENT DISTRICT ADVISORY BOARD

WHEREAS, Myra Steward was appointed as a member of the Downtown Improvement District Advisory Board on January 12, 1976; and

WHEREAS, Myra Steward has tendered her resignation as a member of the Downtown Improvement District Advisory Board effective February 1, 1977; and

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

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the resignation of Myra Steward as a member of the Downtown Improvement District Advisory Board is hereby accepted with regret, and


BE IT FURTHER RESOLVED that the Council, on its own behalf, and on behalf of the Citizens of Modesto, hereby expresses its sincere appreciation to Myra Steward 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 7th day of February, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Newton, Siefkin,
Vice Mayor Elliott

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mayor Davies

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-97

A RESOLUTION AUTHORIZING THE PURCHASE OF ONE 8" COMPOUND METER FROM HERSEY PRODUCTS, INC.

BE IT RESOLVED by the Council of the City of Modesto that authorization for the purchase of one 8" compound water meter to be used for a new fire and domestic water connection to serve the new Stanislaus County Justice Center from Hersey Products, Inc. in the amount of \$4,440.34 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 February, 1977, by Councilmember Kullijian , who moved its adoption, which motion being duly seconded by Councilmember Newton , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Newton, Siefkin,
Vice Mayor Elliott

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mayor Davies

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-98

A RESOLUTION ACCEPTING THE BID OF GEORGE F. SCHULER, INC. FOR CONSTRUCTION OF FIRE STATION NO. 1 BASEMENT SPRINKLER SYSTEM

WHEREAS, Resolution No. 77-32, adopted by the Council of the City of Modesto on January 10, 1977, approved the plans and specifications for the construction of Fire Station No. 1 Basement Sprinkler System

and authorized the calling for bids, and

WHEREAS, the bids received for the construction of Fire Station No. 1 Basement Sprinkler System were opened at 11:00 A.M. on January 25, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of George F. Schuler, Inc. in the amount of \$5,925.00

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 F. Schuler, Inc. in the amount of \$5,925.00

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 7th day of February, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Newton, Siefkin,
Vice Mayor Elliott

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-99

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WATERLINES IN LINCOLN MANOR NO. 2 AND WYLDWOOD MEADOWS NO. 2 (Western Pipeline)

WHEREAS, a report has been filed by the Director of Public Works that the construction of Waterlines in Lincoln Manor #2 and Wyldewood Meadows #2 has been completed by Western Pipeline Co., Inc.

in accordance with the contract agreement dated July 12, 1976.

NOW, THEREFORE, BE IT RESOLVED that the construction of Waterlines in Lincoln Manor No. 2 and Wyldewood Meadows No. 2 be accepted from said contractor, Western Pipeline Co., Inc.

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$11,444.40 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 7th day of February, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Newton, Siefkin,
Vice Mayor Elliott

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-100

A RESOLUTION CONFIRMING A REPORT OF THE BUILDING OFFICIAL,
ASSESSING THE COST OF DEMOLISHING CERTAIN STRUCTURES AGAINST
THE REAL PROPERTY UPON WHICH SAID STRUCTURES WERE LOCATED,
AND DIRECTING THE METHOD OF COLLECTION OF SAID ASSESSMENT.
(1201 WEST ROSEBURG)

WHEREAS, Section 9-9.01 of the Modesto Municipal Code adopts the Uniform
Housing Code, 1973 Edition, as the Housing Code of the City of Modesto, and

WHEREAS, Chapter 16 of said Housing Code sets forth the procedure for the
recovery by the City of Modesto of costs incurred by the city in demolishing buildings
and structures pursuant to and under the authority of said Housing Code, and

WHEREAS, in compliance with the provisions of said Housing Code, the
Building Official caused a house, outbuildings and fences located on the property
hereinafter described to be demolished, and

WHEREAS, the Building Official prepared and filed with the City Clerk a
report specifying the work done, the itemized and total cost of the work, a description
of the real property upon which said house, outbuildings and fences were located and
the names and addresses of the persons entitled to notice pursuant to the provisions
of said Housing Code, and

WHEREAS, by Resolution No. 77-46, the City Council set February 7, 1977,
at 4:00 o'clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, as the date, time and place for hearing and passing upon
the report of the Building Official and any protests or objections thereto, with
respect to the demolition of said structures, and

WHEREAS, the City Clerk has caused notice of said hearing to be posted,
published and served as required by said Housing Code, and

WHEREAS, at the date, time and place of said hearing, the City Council
considered the report of the Building Official, as submitted and on file in the office
of the City Clerk, and

WHEREAS, no protests or objections to said report were made or received,

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

SECTION 1. That the report of the Building Official as submitted and on
file in the office of the City Clerk is hereby confirmed and the cost of the work of
demolishing the house, outbuildings and fences on the property hereinafter described

is determined to be in the total amount of Seven Hundred Eighteen and 60/100ths (\$718.60) Dollars.

SECTION 2. That the cost of the aforesaid work, being the amount of Seven Hundred Eighteen and 60/100ths (\$718.60) Dollars is hereby confirmed and assessed as a lien against the following described property:

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

The East 87 1/2 feet of the following:

The East 16 rods of the south one-half of the southwest 1/4 of the southwest 1/4 of the northwest 1/4 of Section 20, Township 3 South, Range 9 East, M.D.B. & M. Excepting the south 20 feet thereof for road purposes.

(Assessor's Parcel No. 118-60-08)

SECTION 3. In accordance with the provisions of the Housing Code of the City of Modesto, it is hereby ordered that a certified copy of this resolution, which shall constitute notice of said assessment and lien, shall be delivered to the Stanislaus County Auditor, who shall enter the amount of said assessment as a lien on the County Assessment Book opposite the hereinabove described property, and the amount thereof shall be collected together with all other taxes thereon against said property.

The City Clerk shall deliver said certified copy of this resolution to the Stanislaus County Auditor on or before August 10th.

SECTION 4. Immediately upon said assessment being entered on the County Assessment Book, the assessment shall be deemed to be complete, the amount assessed shall be payable and the assessment shall be a lien against the hereinabove described property. The lien shall be "subordinate to all existing special assessment liens previously imposed upon the hereinabove described property, and shall be paramount to all other liens except for state, county and municipal taxes with which it shall be upon a parity. The lien shall continue until the assessment and all interest due and payable thereon are paid."

SECTION 5. Said assessment shall bear interest at the rate of seven (7%) percent per annum from and after thirty (30) days from the date of entering said assessment on the County Assessment Book.

SECTION 6. The City Clerk shall furnish a copy of this resolution to the Director of Finance.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Mensinger, Newton, Siefkin

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mayor Davies

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED:

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

APPROVED AS TO DESCRIPTION:

By *J. M. Hagler*
Chief Building Official

MODESTO CITY COUNCIL
RESOLUTION NO. 77-101

A RESOLUTION APPROVING A DEVELOPMENT PLAN
FOR PLANNED-DEVELOPMENT ZONE, P-D (152)
(RULE DEVELOPMENT, NORTHWEST COFFEE AND NORWEGIAN)

WHEREAS, a verified application for an amendment to Section
16-3-9 of the Zoning Map was filed by Rule Development Company
on November 17, 1976, to
reclassify from Professional Office Zone, P-O,
to Planned-Development Zone, P-D, the following described property:

All of Lot 6 in Block 12909 of Wainwright Village as shown
on the map recorded June 17, 1971, in Volume 23 of Maps,
at Page 28 in the Stanislaus County Records.

Including also the Northerly 30.00 feet of Norwegian Avenue
and the Westerly 45.00 feet of Coffee Road all immediately
adjacent to the above described property.

WHEREAS, after public hearing held on December 21, 1976,
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 subject property is at the intersection of a major street and a collector street.
2. High traffic volume of the streets adjacent to the subject property makes the site a logical location for office uses.
3. The proposed office structures and the signs therefor will be compatible with the surrounding land uses and area.

WHEREAS, after a public hearing held on February 7, 1977, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Rule Development Company 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. 1583 -C.S. on the 7th day of February, 1977, reclassifying the above-described property from Professional Office Zone, P-O, to Planned-Development Zone, P-D (152),

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 (152), is hereby approved in accordance with the plan titled "Rule Development, Coffee-Norwegian Medical-Professional Office Complex, Modesto, California", as amended in red on its face, stamped approved by the Planning Commission on December 21, 1976, and on file in the office of the Director of Planning and Community Development, subject to the following conditions:

1. That all development shall be in accordance with the plan referred to above.
2. That prior to the issuance of a building permit, a landscaping and irrigation plan shall be submitted by the applicant and approved by the Director of Parks and Recreation and the Director of Planning and Community Development. The landscaping and irrigation system shall be installed and maintained in accordance with the landscaping and irrigation plan. Irrigation shall be by underground sprinkler system.
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 development shall be connected to City sanitary sewer and water facilities in accordance with the requirements of the Director of Public Works.
5. That all parking and driveway areas shall be improved in accordance with City standards including provisions of Sections 10-2.1801, 10-2.1804, and 10-2.1808 of the Municipal Code. Drainage facilities shall be constructed in accordance with requirements of the Director of Public Works.
6. That all trash shall be maintained in enclosed trash areas, in locations approved by the Director of Planning and Community Development. Said trash enclosures shall be six feet high of materials approved by the Director of Planning and Community Development and shall have solid wooden doors to be kept closed at all times.

7. That all outdoor lighting shall be shielded from adjacent residential areas in accordance with the requirements of the City Engineer.
8. That prior to occupancy of the premises, the applicant shall construct full street improvements on both the Coffee Road and Norwegian Avenue frontages in accordance with current prevailing City street standards.
9. That all signs on the premises shall meet the requirements of the P-O Zone with the exception that bronzed raised letters not to exceed six inches in height shall be permitted in a band around the building in locations as shown in red on the approved plot plan and elevations.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D(152):

That the entire construction program be accomplished in one phase with construction to commence on or before January 1, 1978; completion to be not later than January 1, 1979.

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 reclassifying the above-described property to Planned-Development Zone, P-D(152), 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 February, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Newton, Siefkin,
Vice Mayor Elliott

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mayor Davies

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 Prichard*
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 77-102

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 16-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON, (RULE DEVELOPMENT, NORTHWEST COFFEE AND NORWEGIAN)

WHEREAS, on February 7, 1977, the City Council introduced Ordinance No. 1583-C.S.

giving approval to a project relating to an amendment to Section Map 16-3-9 of the Zoning Map of the City of Modesto, reclassifying certain property located thereon from Professional Office Zone, P-O, to Planned-Development Zone, P-D(152), 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 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 16-3-9 of the Zoning Map of the City of Modesto, reclassifying certain property located thereon from Professional Office Zone, P-O, to Planned-Development Zone, P-D(152).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February, 1977, by Councilman Kullijian, who moved its adoption, which motion being duly seconded by Councilman Mensingher, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Kullijian, Mensinger, Newton, Siefkin,
Vice Mayor Elliott

NOES: Councilmen: None

ABSENT: Councilmen: Dunlap, Mayor Davies

(SEAL)

ATTEST:

Norrine Coyle
~~XXXXXXXXXXXXXXXXXXXX~~ City Clerk
NORRINE COYLE,

APPROVED AS TO FORM:

By

Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77-103

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED-DEVELOPMENT ZONE, P-D(153). (U. S. BY-PRODUCTS, INC.)

WHEREAS, a verified application for an amendment to Section 15-3-9 of the Zoning Map was filed by U. S. By-Products on October 15, 1976, to reclassify from Low Density Residential Zone, R-1, to Medium Density Residential Zone, R-2, the following described property:

All that certain real property situate in the Northeast quarter of Section 15, 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 Southwest corner of the North half of said Northeast Quarter of Section 15, said corner being the intersection of the centerlines of Rose Avenue and Floyd Avenue; thence North $0^{\circ}57'25''$ West along the West line of said Northeast Quarter of Section 15 and the centerline of Rose Avenue a distance of 130.01 feet; thence North $89^{\circ}38'35''$ East parallel with and 130.00 feet from said centerline of Floyd Avenue, a distance of 960.27 feet to the point of beginning of this description; thence continuing North $89^{\circ}38'35''$ East 677.73 feet; thence South $0^{\circ}57'25''$ East 130.01 feet; thence South $89^{\circ}38'35''$ West along the South line of said North half of the Northeast quarter of Section 15 and said centerline of Floyd Avenue, a distance of 679.09 feet; thence North $0^{\circ}21'25''$ West 130.00 feet to the point of beginning.

and

WHEREAS, a public hearing was held by the Planning Commission on November 16, 1976, at which the Planning Commission expressed its desire to have the applicant's proposal amended to request a P-D Zone to assure that the parking and driveway facilities for duplexes and/or triplexes on the above described property would be such as to require automobiles to enter Floyd Avenue in a forward manner, and

WHEREAS, said public hearing was continued to December 21, 1976, and

WHEREAS, the application was amended to request P-D zoning, which amended application included a plot plan and elevation plan with typical duplex and triplex development on the above described property, and

WHEREAS, after said continued public hearing, which was held on December 21, 1976, 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 is essentially an R-2 Zone with special added assurances involving traffic circulation and access to and from Floyd Avenue.
2. The proposed P-D Zone provides for a medium residential density and complies with the zoning and development plan for the Coffee-Sylvan Neighborhood.

and

WHEREAS, after a public hearing held on February 7, 1977, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the amended application of U. S. By-Products 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. 1584 -C.S. on the 7th day of February, 1977, reclassifying the above-described property from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D(153),

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(153), is hereby approved in accordance with the plan titled "Proposed Planned-Development for U. S. By-Products" as amended in red on its face, stamped approved by the Planning Commission on December 21, 1976, and on file in the office of the Director of Planning and Community Development, subject to the following conditions:

1. That all development be in accordance with the plan referred to above.
2. That prior to the issuance of a building permit for any structure, a subdivision map shall be recorded in accordance with Chapter 4 of Title 4 of the Modesto Municipal Code.
3. That all parking and driveway areas shall be improved in accordance with provisions of Sections 10-2.1801, 10-2.1804, and 10-2.1808 of the Municipal Code. The drainage facilities for the parking areas shall be approved by the Director of Public Works.
4. That all landscaping, fences, and walls be maintained and that the premises be kept free of weeds, trash, and other debris.
5. That all development shall be connected to the City water and sanitary sewer facilities in accordance with the requirements of the Director of Public Works.
6. That all signs within the P-D Zone shall comply with the R-2 Zone sign provisions.
7. That prior to issuance of a building permit recorded reciprocal easements for joint use of driveways shall be prepared and recorded in a manner approved by the City Attorney.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D(153):

That the entire construction program be accomplished in one phase, construction to begin on or before March 31, 1979, and completion to be not later than March 31, 1980.

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 reclassifying the above-described property to Planned-Development Zone, P-D(153) 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 February, 1977, by Councilmember Mensinger, who moved its adoption, which motion being duly seconded by Councilmember Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Newton, Siefkin,
Vice Mayor Elliott

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mayor Davies

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 Ducloux
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 77-104

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. (U. S. BY-PRODUCTS, INC.)

WHEREAS, on February 7, 1977, the City Council introduced Ordinance No. 1584-C.S. giving approval to a project relating to an amendment to Section 15-3-9 of the Zoning Map of the City of Modesto, reclassifying certain property located thereon from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D(153),

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 delcaration 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 15-3-9 of the Zoning Map of the City of Modesto, reclassifying certain property located thereon from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D(153).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February, 1977, by Councilmember Mensingher, who moved its adoption, which motion being duly seconded by Councilmember Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Newton, Siefkin,
Vice Mayor Elliott

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mayor Davies

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. 77-105

A RESOLUTION DENYING THE APPEAL OF WILLIAM B. MULLIKIN FROM A DETERMINATION THAT HE IS LIABLE FOR THE VALUE OF A CITY STREET TREE WHICH HAD TO BE REMOVED FROM THE PLANTING EASEMENT IN FRONT OF HIS RESIDENCE AT 1425 OAKWOOD DRIVE, MODESTO, CALIFORNIA.

WHEREAS, William B. Mullikin, 1425 Oakwood Drive, Modesto, California, has appealed to the City Council from a determination of the Parks and Recreation Department that he is liable for the value of a city street tree which had to be removed from the planting easement in front of his residence, said value being estimated at \$301.00, and

WHEREAS, William B. Mullikin has offered to pay for said tree if the city will pay the cost of replacing his driveway which he claims was damaged by street tree roots, and

WHEREAS, the Parks and Recreation Superintendent by memorandum dated January 20, 1977, and by photographs taken at the time said tree was removed, has set forth reasons for opposing said appeal in that during the month of April, 1976, a neighbor, with Mr. Mullikin's approval, pruned the roots on said tree without the approval of the Director of Parks and Recreation and in such a manner that said tree had to be removed during a windstorm on April 28, 1976, and

WHEREAS, the City of Modesto has adopted street trees regulations as contained in Chapter 5 of Title XII of the Modesto Municipal Code for the purpose of providing street trees in the City of Modesto, and Section 12-5.06 thereof provides that "no person shall remove, trim, prune, spray, or cut any street tree without first obtaining permission from the Director."

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal of William B. Mullikin from the determination of the Parks and Recreation Department that he is liable for the value of the street tree which had to be removed during a windstorm on April 28, 1976, from the planting easement in front of his residence is hereby denied for the reasons set forth above and for the reasons contained in said memorandum of the Parks and Recreation Superintendent dated January 20, 1977.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that the \$301.00 estimated value of said street tree is hereby reduced to \$150.00.

BE IT FURTHER RESOLVED that the request of William B. Mullikin that the city pay the cost of replacement of the driveway at his residence is hereby denied.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Mensinger, Newton, Siefkin

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mayor Davies

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-106

A RESOLUTION DECLARING THAT A MAJORITY PROTEST HAS NOT BEEN MADE AGAINST THE PROPOSED AMENDMENTS OF SECTIONS 6-3.09 AND 6-3.11 OF CHAPTER 3 OF TITLE VI OF THE MODESTO MUNICIPAL CODE AND REPEAL OF SECTION 6-3.10 THEREOF AND DECLARING THE INTENTION OF THE COUNCIL TO PROCEED WITH THE AMENDMENTS AND REPEAL.

WHEREAS, that certain Resolution of Intention was adopted by this Council on the 24th day of January, 1977, being Resolution No. 77-84, and entitled "A Resolution of the Council of the City of Modesto Declaring Its Intention to Amend Sections 6-3.09 and 6-3.11 of Chapter 3 of Title VI of the Modesto Municipal Code and Repeal Section 6-3.10 Thereof Regarding Business Improvement Area A of the City of Modesto, Fixing the Time and Place for Hearing and Giving Notice Thereof", which Resolution of Intention was adopted by the City Council and proceedings thereunder taken pursuant to the authority of the "Parking and Business Improvement Area Law of 1965", and

WHEREAS, said Resolution No. 77-84 was published and mailed as provided by law, and a hearing thereon was held by the City Council on February 7, 1977, at the hour of 4:20 o'clock P.M. in the Council Chambers of the City Council in the City Hall, 801 11th Street in the City of Modesto, California,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby declares that a protest against the proposed amendments of Sections 6-3.09 and 6-3.11 of Chapter 3 of Title VI of the Modesto Municipal Code and repeal of Section 6-3.10 thereof has not been made by businesses which pay a majority of general business license taxes within the boundaries of Business Improvement Area A of the City of Modesto as described in Section 6-3.03 of Chapter 3 of Title VI of the Modesto Municipal Code and hereby declares its intention to proceed with the amendments to and repeal of said Sections.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Newton, Siefkin, Vice Mayor Elliott

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mensinger, Mayor Davies

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. 77-107

AMENDMENT TO

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
MODESTO CITY SCHOOL DISTRICT OF STANISLAUS COUNTY TO ADD SONOMA
SCHOOL TO THE AFTERSCHOOL RECREATION PROGRAM

BE IT HEREBY RESOLVED by the Council of the City of Modesto
amendment to
that the/agreement between the City of Modesto and Modesto City
School District of Stanislaus County
for adding Sonoma School to the afterschool recreation program

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said/amendment to
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 , 1977, by Councilmember Kullijian , who moved
its adoption, which motion being duly seconded by Councilmember
Newton , was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Newton, Siefkin, Vice
Mayor Elliott

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mayor Davies

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-108

A RESOLUTION DECLARING THE CITY COUNCIL'S INTENTION TO CONSIDER RATE INCREASES FOR PROVIDING CABLE TELEVISION SERVICE BY CABLECOM-GENERAL OF MODESTO; AND SETTING THE TIME AND PLACE FOR A HEARING THEREON.

WHEREAS, by Resolution No. 76-578 adopted on April 26, 1976, the Council increased the commercial and residential rates for a primary television outlet from \$4.75 to \$5.25 per month for the months of May, June, July and August, 1976, and the rate for a primary television outlet for hotels, motels, mobilehome parks and multiple apartments from \$2.00 to \$2.20 per dwelling unit per month for the months of May, June, July and August, 1976, and

WHEREAS, by Resolution No. 76-973 adopted on August 30, 1976, the Council continued said increased rates for the months of September, October, November and December 1976 and January and February 1977, and

WHEREAS, the Council desires to consider making said commercial and residential rates for a primary television outlet of \$5.25 per month and the rate for a primary television outlet for hotels, motels, mobilehome parks and multiple apartments of \$2.20 per dwelling unit per month permanent rates, and

WHEREAS, the Council further desires to consider an additional rate increase for providing cable television service by Cablecom-General of Modesto in the City of Modesto for the months of March 1977, through December 1977, from \$5.25 to \$5.75 per month for a primary commercial and residential television outlet, and from \$2.20 to \$2.70 per month for a primary television outlet for hotels, motels, mobilehome parks and multiple apartments.

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

1. That the Council hereby declares its intention to consider increased rates for providing cable television service in the City of Modesto.
2. That Monday, February 28, 1977, at 7:50 o'clock p.m. in the Council Chambers, City Hall, 801 11th Street, Modesto, California is hereby set as the time and place when all persons may appear before the City Council and be heard on said increased rates.

3. That the City Clerk is hereby directed to publish a notice of said hearing in the Modesto Bee, the official newspaper of the City of Modesto once within ten (10) days after passage of this resolution.

4. That the proposed increases in rates for cable television service to be considered at said hearing are as follows:

(a) The commercial and residential rate for a primary television outlet be increased from \$4.75 to \$5.25 per month, effective March 1, 1977.

(b) The rate for a primary television outlet for hotels, motels, mobile-home parks and multiple apartments be increased from \$2.00 to \$2.20 per dwelling unit per month, effective March 1, 1977.

(c) The commercial and residential rate for a primary television outlet be increased for the months of March 1977, through December 1977, from \$5.25 to \$5.75 per month.

(d) The rate for a primary television outlet for hotels, motels, mobile-home parks and multiple apartments be increased for the months of March 1977, through December 1977, from \$2.20 to \$2.70 per dwelling unit per month.

5. That further information regarding said increased rates may be obtained from the office of the City Clerk, City Hall, 801 11th Street, Modesto, California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Newton, Siefkin,
Vice Mayor Elliott

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mayor Davies

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. 77-109

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ROBERT L. BAUCHER, ET UX, FOR THE DEDICATION OF A SEWER EASEMENT AND CONSTRUCTION EASEMENT FOR A SUBTRUNK SEWER TO SERVE PAUL ZAGARIS' WESTRIDGE UNIT 1 SUBDIVISION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Robert L. Baucher, et ux for the dedication of a sewer easement and construction easement for a subtrunk sewer to serve Paul Zagaris' Westridge Unite 1 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 7th day of February , 1977, by Councilmember Kullijian , who moved its adoption, which motion being duly seconded by Councilmember Newton , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Kullijian, Mensinger, Newton, Siefkin, Vice Mayor Elliott
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap, Mayor Davies

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-110

A RESOLUTION APPROVING THE FINAL MAP OF THE
VINTAGE FAIRE NO. 2
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Joe Trombetta and Helen Trombetta, husband and wife,

is (are) possessed of a tract of land situate in the City of Modesto, County of Stanislaus,
consisting of 15.968 acres, known as the Vintage Faire 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 September, 1976, 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 Vintage Faire 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 7th day of February, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Newton, Siefkin,
Vice Mayor Elliott

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mayor Davies

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. 77-111

AMENDMENT TO
A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
MODESTO INTERURBAN RAILWAY FOR INSTALLATION OF FLASHING LIGHT SIGNALS
AT MODESTO AND EMPIRE TRACTION CROSSING OF EMPIRE AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto
amendment to
that the/agreement between the City of Modesto and Modesto Inter-
urban Railway
for installation of flashing light signals at Modesto Empire
Traction crossing of Empire Avenue
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said/agreement
amendment to
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 , 1977, by Councilmember Kullijian , who moved
its adoption, which motion being duly seconded by Councilmember
Newton , was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Newton, Siefkin,
Vice Mayor Elliott

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-112

AMENDMENT TO

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
MODESTO INTERURBAN RAILWAY AND STANISLAUS COUNTY FOR INSTALLATION
OF FLASHING LIGHT SIGNALS AT MODESTO AND EMPIRE TRACTION CROSSING
OF DALY AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto
amendment to
that the/agreement between the City of Modesto and Modesto Inter-
urban Railway and Stanislaus County
for installation of flashing light signals at Modesto Empire
Traction crossing of Daly Avenue
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said/agreement
amendment to
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 77 , by Councilmember Kullijian , who moved
its adoption, which motion being duly seconded by Councilmember
Newton , was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Newton, Siefkin,
Vice Mayor Elliott
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-113
AMENDMENT TO

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
MODESTO INTERURBAN RAILWAY AND STANISLAUS COUNTY FOR INSTALLATION
OF FLASHING LIGHT SIGNALS AT MODESTO AND EMPIRE TRACTION CROSSING
OF RIVERSIDE AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto
amendment to
that the/agreement between the City of Modesto and Modesto Inter-
urban Railway and Stanislaus County
for installation of flashing light signals at Modesto Empire
Traction crossing of Riverside Avenue
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said/agreement
amendment to
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 77 , by Councilmember Kullijian , who moved
its adoption, which motion being duly seconded by Councilmember
Newton , was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Newton, Siefkin,
Vice Mayor Elliott
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-114

A RESOLUTION ACCEPTING IMPROVEMENTS IN WYLDWOOD MEADOW NO. 3 SUB-DIVISION AND AUTHORIZING RELEASE OF SUBDIVISION BONDS

WHEREAS, Troy L. Harris and Dorothy L. Harris, husband and wife, subdividers of Wyldewood Meadow No. 3 Subdivision, have filed Subdivision Bonds for faithful performance and labor and materials in the amount of \$35,600 and \$17,800 respectively to guarantee improvements in Wyldewood Meadow No. 3 Subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated February 1, 1977 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 Wyldewood Meadow No. 3 Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Subdivision Bond for faithful performance in the amount of \$35,600 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the Subdivision Bond for labor and materials in amount of \$17,800 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 7th day of February, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Newton, Siefkin,
Vice Mayor Elliott
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Mayor Davies

ATTEST: 
NORRINE COLLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-115

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND STATE OF CALIFORNIA, CALIFORNIA DISASTER OFFICE, FOR USE OF OES PUMPER TRUCK #115

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and State of California, California Disaster Office for use of OES Pumper Truck #115

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, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Kullijian, Mensinger, Newton, Siefkin, Vice Mayor Elliott
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-116

A RESOLUTION NOTIFYING UNITED STATES POSTAL SERVICE OF THE CITY'S CONCERN WITH MAILBOXES LOCATED IN THE PUBLIC RIGHT OF WAY ON SIDEWALKS AND REQUESTING AN EXCEPTION

WHEREAS, the Postal Service has a revised delivery policy, based on Public Law 94-421, which provides for exceptions to the requirement of curblin delivery "where the installation of curblin boxes is impractical," and

WHEREAS, the City of Modesto's street improvement standards require sidewalks adjacent to the curb, making the placement of mailboxes at the curblin not only impractical but hazardous.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the United States Postal Service is hereby requested to make an exception to the requirement of curblin mailbox placement in areas of the City of Modesto where sidewalks are adjacent to the curblin and residents do not qualify for "door to door" service. In these instances the mailboxes would be placed behind the sidewalk.

BE IT FURTHER RESOLVED that copies of this resolution be sent to the State Senators and Modesto's Representative in Congress to make them aware of the City of Modesto's concern, and request that they follow this matter through the Congress as hearings are held concerning postal operations and delivery.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Newton, Siefkin,
Vice Mayor Elliott

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-117

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. 67-66 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 by resolution of the City Council,

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

SECTION 1. The Position Classification Plan of the City of Modesto is hereby amended to create a new classification as follows:

CLASSIFICATION CREATED

Parks Maintenance Trainee
Public Works Maintenance Trainee

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Newton, Siefkin,
Vice Mayor Elliott

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

DEFINITION

Under close supervision, to perform unskilled work in the parks, streets, traffic control, and other public works areas to learn progressively more difficult tasks; and to do related work as required.

DISTINGUISHING CHARACTERISTICS

This is an entry level trainee classification for public employment participants in the unclassified service. Participants in this classification will form a pool from which applicants can be selected for the classified service.

EXAMPLES OF DUTIES

Does washing, painting, oiling, greasing and adjusting; may be called upon to assist in the reading of water meters; mows and trims lawns; trims bushes and hedges; performs a wide variety of manual labor; may operate equipment in a learning capacity; empties and maintains litter receptacles.

SPECIAL REQUIREMENTS

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

DESIRABLE QUALIFICATIONS

Knowledge of:

Safety procedures and practices necessary with tools and around mechanical equipment.

Ability to:

Perform manual labor;
Learn more difficult work procedures and tasks in an assigned area;
Establish and maintain cooperative relationships with those contacted during the course of work;
Understand oral and written directions.

Exhibit "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 77-118

A RESOLUTION AMENDING EXHIBIT "F" OF RESOLUTION NO. 76-858 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. 76-858. Exhibit "F" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1976-77" attached to Resolution No. 76-858, is hereby amended as shown on the amended Exhibit "F" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1976-77", which is attached hereto and made a part hereof as though set forth in full herein. Said amended Exhibit "F" adds the position of Parks Maintenance Trainee/Public Works Maintenance Trainee, Range 112.0.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Newton, Siefkin,
Vice Mayor Elliott

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mayor Davies

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

1976-77
(effective 7-6-76) (amended 9-7, 10-11, 10-21, 11-1, 12-20-76, & 2-7-77)

Range No.	<u>Title of Classification</u>	Range No.	<u>Title of Classification</u>
111.5	Account Clerk I		
114.5	Account Clerk II	119.5	Computer Operator
116.5	Account Clerk III	125.0	Construction Inspector
119.5	Account Clerk IV		
426.0	Accountant	426.5	Data Processing Supervisor
432.0	Accounting Administrator	427.0	Deputy City Attorney I
426.5	Administrative Assistant (Parking and Traffic)	N/A	Director of Finance
429.0	Airport Manager	N/A	Director of Management Services
118.5	Animal Control Officer	N/A	Director of Parking and Traffic
122.0	Assistant Building Inspector	N/A	Director of Parks and Recreation
633.0	Assistant Chief of Police	N/A	Director of Planning and Community Development
434.0	Assistant City Attorney	N/A	Director of Public Works and City Engineer
420.5	Assistant City Clerk		
429.0	Assistant Civil Engineer	119.5	Electrical Technician
435.0	Assistant Director of Public Works	124.5	Electrician
532.0	Assistant Fire Chief	122.0	Equipment Mechanic
426.0	Assistant Planner	120.5	Equipment Operator
432.0	Associate Civil Engineer	426.0	Equipment Repair Shop Supervisor
429.0	Associate Planner	119.0	Equipment Service Worker
529.0	Battalion Chief	N/A	
426.0	Budget Accountant	211.0	Fire Chief
125.0	Building Inspector	210.0	Fire Engineer
424.5	Building Maintenance Supervisor	213.0	Fire Fighter
120.5	Building Maintenance Worker		Fire Lieutenant
433.0	Chief Building Official	122.5	Heavy Equipment Operator
429.0	Chief Electrician	120.5	Housing Conservationist
N/A	Chief of Police	432.0	Housing Program Officer
N/A	City Attorney		
N/A	City Clerk and Auditor	125.0	Industrial Waste Inspector
N/A	City Manager		
117.5	Civil Engineering Technician I	116.5	Janitor
120.5	Civil Engineering Technician II	123.0	Junior Accountant
123.5	Civil Engineering Technician III	126.0	Junior Civil Engineer
126.5	Civil Engineering Technician IV	123.0	Junior Planner
120.5	Community Service Officer		
119.5	Communications Dispatcher	113.5	Key Punch Operator
		122.5	Laboratory Technician

Exhibit "F"

ALPHABETICAL LISTING (continued)

<u>Range No.</u>	<u>Title of Classification</u>	<u>Range No.</u>	<u>Title of Classification</u>
116.5	Laborer	118.5	Public Works Maintenance Worker I
428.0	Lead Building Inspector	120.5	Public Works Maintenance Worker II
126.0	Lead Electrician	424.5	Public Works Supervisor I
418.5	Legal Secretary	426.5	Public Works Supervisor II
429.0	Management Assistant	120.5	Pump Maintenance Worker
113.5	Microfilm and Graphics Technicia	124.0	Purchasing Assistant
120.5	Motor Sweeper Operator	429.0	Purchasing Officer
424.0	Museum Supervisor	426.0	Recreation Supervisor
122.5	Nursery Propagator	125.0	Rehabilitation Specialist
113.5	Office Services Clerk	116.5	Secretary I
120.5	Office Services Supervisor	418.5	Secretary II
117.5	Offset Duplicating Equipment Operator	420.5	Secretary to the City Attorney
122.5	Parking and Traffic Lead Worker	421.5	Secretary to the City Manager
120.5	Parking and Traffic Maintenance Worker	426.5	Senior Building Inspector
122.5	Parks Maintenance Lead Worker	123.0	Senior Equipment Mechanic
424.5	Parks Maintenance Supervisor I	432.0	Senior Planner
426.5	Parks Maintenance Supervisor II	429.0	Service Division Superintendent
112.0	Parks Maintenance Trainee/ Public Works Maintenance Trainee	114.5	Stenographer Clerk
118.5	Parks Maintenance Worker I	118.5	Storeskeeper I
120.5	Parks Maintenance Worker II	120.5	Storeskeeper II
432.0	Parks and Recreation Superintendent	120.5	Street Trees Maintenance Worker II
413.5	Personnel Clerk I	116.5	Supervising Clerk I
416.5	Personnel Clerk II	119.5	Supervising Clerk II
420.5	Personnel Technician	113.5	Telephone Operator-Receptionist
426.0	Plan Review Engineer I	429.0	Transit Manager
429.0	Plan Review Engineer II	120.5	Tree Trimmer I
117.5	Planning Technician I	122.5	Tree Trimmer II
120.5	Planning Technician II	111.5	Typist Clerk I
123.5	Planning Technician III	113.5	Typist Clerk II
632.0	Police Captain	424.5	Warehouse Supervisor
630.0	Police Lieutenant	118.5	Wastewater Treatment Plant Attendant
310.0	Police Officer	122.5	Wastewater Treatment Plant Mechanic
117.5	Police Property Clerk	120.5	Wastewater Treatment Plant Operator I
425.0	Police Records Supervisor	122.5	Wastewater Treatment Plant Operator II
627.0	Police Sergeant	426.5	Wastewater Treatment Plant Supervisor
426.0	Programmer Analyst	432.0	Water Quality Control Superintendent
428.0	Property Agent	125.0	
125.0	Public Services Inspector		
122.5	Public Works Leadworker		

MODESTO CITY COUNCIL
RESOLUTION NO. 77-119

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 24-3-9 OF THE ZONING MAP (John Zamora)

WHEREAS, the Modesto City Planning Commission held a public hearing on January 18, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 24-3-9 of the zoning map to rezone from R-1 to R-2, property located on the southwest corner of E. Orangeburg and Claus

the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-16 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 24-3-9 of the Zoning Map be set for March 7, 1977 at 4:10 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Newton, Siefkin,
Vice Mayor Elliott

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mayor Davies

ATTEST: Norrine Coyle
~~XXXXXXXXXXXX~~ City Clerk
NORRINE COYLE,

All that certain real property situate in a portion of Lot 16, Idaho Colony, in the Northeast 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:

Beginning at the Northeast corner of said Lot 16 of the Idaho Colony as per map filed April 27, 1909, in Volume 4 of Maps, Page 21, Stanislaus County Records, being the centerline intersection of Claus Road and East Orangeburg Avenue; thence South $0^{\circ} 47'$ East along said centerline of Claus Road, a distance of 552.03 feet to the Easterly prolongation of the South line of land conveyed to John L. Zamora, et al, by deed recorded in Volume 2577, Official Records, Page 226, Stanislaus County Records, thence South $89^{\circ} 21'$ West along said Southerly line of Zamora property a distance of 655.00 feet to the West line of said Lot 16; thence North $0^{\circ} 48' 30''$ West along said west line of Lot 16 a distance of 552.03 feet to said centerline of East Orangeburg Avenue; thence North $89^{\circ} 21'$ East along said centerline of East Orangeburg Avenue a distance of 655.00 feet to the point of beginning.

Excepting therefrom the westerly 255.00 feet of the above described property.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-120

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 23-3-9 OF THE ZONING MAP (Lance Ellis)

WHEREAS, the Modesto City Planning Commission held a public hearing on January 18, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 23-3-9 of the zoning map to repeal P-D(62) and rezone to R-2, property located at the northeast corner of Oakdale Road and Peppermint Drive
the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-13 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 23-3-9 of the Zoning Map be set for March 14, 1977 at 7:35 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Newton, Siefkin,
Vice Mayor Elliott

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mayor Davies

ATTEST: Norrine Coyle
~~XXXXXXXXXXXX~~ City Clerk
NORRINE COYLE,

All that portion of the Southwest quarter of Section 23, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Commencing at the West quarter corner of said Section 23; thence North $89^{\circ} 59'$ East along the east-west quarter section line of said Section 23 a distance of 16.50 feet to the point of beginning; thence continuing North $89^{\circ} 59'$ East along said east-west quarter section line a distance of 352.60 feet; thence South $20^{\circ} 01'$ East a distance of 160.77 feet; thence in a Southwesterly direction along a curve concave to the Southeast through a central angle of $28^{\circ} 42' 28''$ having a radius of 250.00 feet, a curve length of 125.26 feet to a point of reverse curvature; thence in a Westerly direction along a curve concave to the Northwest through a central angle of $48^{\circ} 42' 28''$, having a radius of 250.00 feet, a curve distance of 212.53 feet; thence South $89^{\circ} 59'$ West a distance of 113.50 feet; thence North $0^{\circ} 45'$ West parallel to and 16.50 feet distant Easterly at right angles from the West line of the aforementioned Section 23 a distance of 306.07 feet to the point of beginning.

CONTAINING: 2.345 acres gross

MODESTO CITY COUNCIL
RESOLUTION NO. 77-121

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 15-3-9 OF THE ZONING MAP (Planning Commission initiated)

WHEREAS, the Modesto City Planning Commission held a public hearing on January 18, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 15-3-9 of the zoning map to prezone to R-1, property located along the south side of Floyd Avenue west of Oakdale Road

the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-11 recommending to the Council that pre zoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 15-3-9 of the Zoning Map be set for March 7, 1977 at 4:15 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed pre zoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Newton, Siefkin,
Vice Mayor Elliott

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mayor Davies

ATTEST: Norrine Coyle
~~XXXXXXXXXXXX~~, City Clerk
NORRINE COYLE,

All that portion of the Northeast one-quarter of Section 15, Township 3 South, Range 9 East, of the Mount Diablo Base and Meridian, described as follows:

Commencing at the point of intersection of the centerline of Floyd Avenue with the centerline of Oakdale Road; thence westerly along the centerline of Floyd Avenue 656.27 feet to the true point of beginning; thence continuing Westerly along the centerline of Floyd Avenue 984.66 feet to the point of intersection with Northerly extension of the East line of Pleasant View Estates No. 2 as shown on the map filed July 8, 1971, in Volume 23 of Maps at Page 33 in the Stanislaus County Records; thence Southerly along said extended line and the East line of Pleasant View Estates No. 2 160.00 feet; thence Easterly along a line that is parallel with the centerline of Floyd Avenue 984.66 feet; thence Northerly along a line that is parallel with the said East line of Pleasant View Estates No. 2 160.00 feet more or less to the true point of beginning.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-122

A RESOLUTION SETTING TIME AND PLACE FOR HEARING THE RECOMMENDATION OF THE PLANNING COMMISSION FOR CERTAIN AMENDMENTS AND ADDITIONS TO THE ZONING REGULATIONS (TITLE X) AND PUBLIC SAFETY REGULATIONS (TITLE III) (OMNIBUS NO. 2)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that March 14, 1977, at 7:40 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 recommendation of the Planning Commission for certain amendments and additions to the Zoning Regulations (Title X) and Public Safety Regulations (Title III) (Omnibus No. 2) pertaining to commercail vehicles in residential areas and on businesses conducted in the home.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Kullijian, Mensinger, Newton, Siefkin, Vice Mayor Elliott
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap, Mayor Davies

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-123

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$5,000 TO PROVIDE FUNDS NEEDED FOR RETENTION OF THE DISK CARTRIDGE UNIT FOR THE COMPUTER

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

SPECIAL FUND FOR CAPITAL OUTLAYS (321)

FROM: General Reserve (60-321)	\$5,000.00
TO: Expansion of Computer (6910-150-321)	\$5,000.00

(To provide for retention of the disk cartridge unit instead of trading it in on the purchase of the disk pack)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Newton, Siefkin,
Vice Mayor Elliott

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-124

A RESOLUTION APPOINTING MEMBER OF THE BOARD OF ZONING ADJUSTMENT AS
A REPRESENTATIVE FOR THE PLANNING COMMISSION (Charles Jolitz)

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 Zoning Adjustment as a representative for / for the respective
term as indicated: (Term ending 12/31/77)

Charles E. Jolitz
804 Carmel Drive
Modesto, CA 95354

SECTION 2. The City Clerk is hereby directed to transmit a copy
of this resolution to the newly 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 7th day of February,
1977, by Councilmember Kullijian, who moved its adoption, which
motion being duly seconded by Councilmember Newton, was upon roll
call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Newton, Siefkin,
Vice Mayor Elliott

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mayor Davies

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

MODESTO CITY COUNCIL
RESOLUTION NO. 77-125

A RESOLUTION URGING CITIZENS AND BUSINESSES IN THE CITY OF MODESTO TO CONSERVE NATURAL GAS AND OTHER FORMS OF ENERGY USED TO PROVIDE HEAT.

WHEREAS, parts of our Nation are experiencing one of the coldest winters in history, and

WHEREAS, this severe weather has caused a shortage of natural gas and other forms of energy used to provide heat, and

WHEREAS, citizens in every city, county and state need to conserve energy in order that the available supplies can be used in the most prudent manner so as to prevent undue hardships on those citizens who live in areas experiencing severe weather, and

WHEREAS, citizens and businesses in the City of Modesto can assist in conserving natural gas and other forms of energy used to provide heat by turning down their thermostats, keeping their doors and windows closed and their drapes and other window coverings pulled,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it urges every citizen and business in the City of Modesto to use every possible means to conserve natural gas and other forms of energy, including turning their thermostats down, keeping their doors and windows closed, and their drapes and other window coverings pulled.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Newton, Siefkin,
Vice Mayor Elliott

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mayor Davies

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. 77-126

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPEAL BY STEINPRESS REALTY & DEVELOPMENT TO ENVIRONMENTAL ASSESSMENT COMMITTEE'S REQUIREMENT OF AN ENVIRONMENTAL IMPACT REPORT ON THE PROPOSED DEVELOPMENT AT THE SOUTHWEST CORNER OF WOODLAND AND CARPENTER ROAD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that February 22, 1977 , 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 appeal by Steinpress Realty & Development to Environmental Assessment Committee's requirement of an environmental impact report on the proposed development at the southwest corner of Woodland and Carpenter Road.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of February , 1977 , by Councilmember Kullijian , who moved its adoption, which motion being duly seconded by Councilmember Mensinger , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-127

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF SENAI DA GOMEZ AS A MEMBER OF THE HUMAN RIGHTS COMMISSION

WHEREAS, Senaida Gomez was appointed as a member of the Human Rights Commission on August 4, 1975; and

WHEREAS, Senaida Gomez has tendered her resignation as a member of the Human Rights Commission effective December 29, 1976; and

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

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the resignation of Senaida Gomez as a member of the Human Rights Commission is hereby accepted with regret, and

BE IT FURTHER RESOLVED that the Council, on its own behalf, and on behalf of the Citizens of Modesto, hereby expresses its sincere appreciation to Senaida Gomez 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 14th day of February, 1977, by Councilmember Kullijian , who moved its adoption, which motion being duly seconded by Councilmember Siefkin , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Kullijian, Mensinger, Siefkin, Mayor Pro Tem Newton
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap, Elliott, Mayor Davies

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-128

A RESOLUTION ACCEPTING THE BID OF OSHKOSH TRUCK CORPORATION FOR THE PURCHASE OF ONE FIRE-CRASH RESCUE TRUCK FOR THE MODESTO CITY-COUNTY AIRPORT/HARRY SHAM FIELD

WHEREAS, Resolution No. 76-1313 , adopted by the Council of the City of Modesto on December 13, 1976 , approved the plans and specifications for the purchase of one Fire-Crash Rescue Truck for the Modesto City-County Airport/Harry Sham Field

and authorized the calling for bids, and

WHEREAS, the bids received for the purchase of one Fire-Crash Rescue Truck for the Modesto City-County Airport/Harry Sham Field were opened at 2:00 P.M. on January 25, 1977 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 Oshkosh Truck Corporation in the amount of \$193,392

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Oshkosh Truck Corporation in the amount of \$193,392

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, 1977, by Councilmember Kullijian , who moved its adoption, which motion being duly seconded by Councilmember Siefkin , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-129

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF SUBTRUNK SEWER IN NIGHTINGALE WAY AND BLUE BIRD WAY

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

SECTION 1. The plans and specifications for construction of subtrunk sewer in Nightingale Way and Blue Bird Way 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, 601 11th Street, in the City of Modesto, on March 1, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of February, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-130

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 2) Lots 1 & 2 - Gary G. Leong - \$94.79

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 September 20, 1976, adopt its Resolution No. 76-1042A, 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, February 14, 1977, 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
\$94.79.

SECTION 2. That the cost of the aforesaid work, being the amount of \$94.79, 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 2 of Block 2 of City of Modesto filed December 21, 1942 in Volume 15 of Maps, Page 2, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 103-2301-003)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin, Vice Mayor Newton
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-131

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 2) Lots 9 & 10 - Joseph F. Salazar - \$94.79

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 September 20, 1976, adopt its Resolution No. 76-1042A, 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, February 14, 1977, 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

\$94.79.

SECTION 2. That the cost of the aforesaid work, being the amount of \$94.79, 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 9 and 10 of Block 2 of City of Modesto filed December 21, 1942 in Volume 15 of Maps, Page 2, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 103-2307-003)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-132

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 2) Lots 11 & 12 - Diana Bettencourt - \$94.79

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 September 20, 1976, adopt its Resolution No. 76-1042A, 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, February 14, 1977, 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

\$94.79.

SECTION 2. That the cost of the aforesaid work, being the amount of \$94.79, 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 11 and 12 of Block 2 of City of Modesto filed December 21, 1942 in Volume 15 of Maps, Page 2, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 103-2308-003)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-133

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 2) Lots 13 & 14 - Newton L. Cox - \$94.79

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 September 20, 1976, adopt its Resolution No. 76-1042A, 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, February 14, 1977, 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 \$94.79.

SECTION 2. That the cost of the aforesaid work, being the amount of \$94.79, 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 13 and 14 of Block 2 of City of Modesto filed December 21, 1942 in Volume 15 of Maps, Page 2, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 103-2309-003)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

- AYES: Councilmembers: Kullijian, Mensinger, Siefkin, Mayor Pro Tem Newton
- NOES: Councilmembers: Newton
- ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-134

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT 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 2) Lots 17, 18, 19, 20 - William E. and Ruth Kennedy - \$189.58

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 September 20, 1976, adopt its Resolution No. 76-1042A, 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, February 14, 1977, 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
\$189.58.

SECTION 2. That the cost of the aforesaid work, being the amount of \$189.58, 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 17, 18, 19 and 20 of Block 2 of City of Modesto filed December 21, 1942 in Volume 15 of Maps, Page 2, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 103-2311-003) and 002-01 103-2312-003)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-135

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 2) Lots 21 & 22 - Thomas E. and Jessie B. Hardy -
\$94.79

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 September 20, 1976, adopt
its Resolution No. 76-1042A, 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, February 14, 1977, 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 sub-
mitted 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

\$94.79.

SECTION 2. That the cost of the aforesaid work, being the amount of \$94.79, 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 21 and 22 of Block 2 of City of Modesto filed December 21, 1942 in Volume 15 of Maps, Page 2, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 103-2313-003)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-136

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT 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 2) Lots 23 & 24 - John E. Gustafson - \$94.79

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 September 20, 1976, adopt its Resolution No. 76-1042A, 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, February 14, 1977, 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
\$94.79.

SECTION 2. That the cost of the aforesaid work, being the amount of \$94.79, 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 23 and 24 of Block 2 of City of Modesto filed December 21, 1942 in Volume 15 of Maps, Page 2, Stanislaus County Records.

)Stanislaus County Assessor's Parcel No. 002-01 103-2314-003)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-137

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 2) Lots 27, 28, 29, 30, 31 & 32 - Modesto High School District - \$284.36

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 September 20, 1976, adopt its Resolution No. 76-1042A, 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, February 14, 1977, 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
\$284.36.

SECTION 2. That the cost of the aforesaid work, being the amount of \$284.36, 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 27, 28, 29, 30, 31 and 32 of Block 2 of City of Modesto filed December 21, 1942 in Volume 15 of Maps, Page 2, Stanislaus County Records.
(Stanislaus County Assessor's Parcel No. 002-01 103-2318-003)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-138

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 1238) Lot 8 - Benjamin & Helen Gillander and James and Thelma McKinnon - \$101.03

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 September 20, 1976, adopt its Resolution No. 76-1042B, 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, February 14, 1977, 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
\$101.03.

SECTION 2. That the cost of the aforesaid work, being the amount of \$101.03, 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 1238 of Camellia Gardens Tract filed June 19, 1950 in Volume 17 of Maps at Page 5, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-08 120-2908-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-139

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT 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 1238) Portion of Section 16 - Rosa Loconte - \$189.97

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 September 20, 1976, adopt its Resolution No. 76-1042B, 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, February 14, 1977, 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
\$189.97.

SECTION 2. That the cost of the aforesaid work, being the amount of \$189.97, 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 120 feet of the West 1606.15 feet of the North 110 feet of the South 140 feet of Section 16, Township 3 South, Range 9 East, Mount Diablo Base and Meridian.

(Stanislaus County Assessor's Parcel No. 002-08 120-2910-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-140

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT 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 5322) Lot 1 - C. H. & Charlene N. Gray - \$140.07

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 September 20, 1976, adopt its Resolution No. 76-1042C, 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, February 14, 1977, 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 \$140.07.

SECTION 2. That the cost of the aforesaid work, being the amount of \$140.07, 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 5322 of Haciendas Del Oeste as per map filed August 5, 1959 in Volume 19 of Maps, Page 25, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 029-3301-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensingher, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-141

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT 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 5322) Lot 2 - Jack W. and Phyllis L. Sutton - \$137.56

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 September 20, 1976, adopt its Resolution No. 76-1042C, 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, February 14, 1977, 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 \$137.56.

SECTION 2. That the cost of the aforesaid work, being the amount of \$137.56, 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 5322 of Haciendas Del Oeste as per map filed August 5, 1959 in Volume 19 of Maps, Page 25, Stanislaus County Records.

(Stanislaus County Assessors' Parcel No. 002-01 029-3302-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensingher, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Kullijian, Mensinger, Siefkin, Mayor Pro Tem Newton
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-142

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT 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 5322) Lot 3 - Dorothy Hale - \$137.56

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 September 20, 1976, adopt its Resolution No. 76-1042C, 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, February 14, 1977, 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 \$137.56.

SECTION 2. That the cost of the aforesaid work, being the amount of \$137.56, 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 5322 of Haciendas Del Oeste as per map filed August 5, 1959 in Volume 19 of Maps, Page 25, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 029-3303-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-143

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT 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 5322) Lot 4 - Robert H. & Babette A. Husman - \$137.56

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 September 20, 1976, adopt its Resolution No. 76-1042C, 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, February 14, 1977, 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 \$137.56.

SECTION 2. That the cost of the aforesaid work, being the amount of \$137.56, 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 5322 of Haciendas Del Oeste as per map filed August 5, 1959 in Volume 19 of Maps, Page 25, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 029-3304-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Kullijian, Mensinger, Siefkin, Mayor Pro Tem Newton
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-144

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT 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 5322) Lot 5 - Julius H. Greenberg - \$137.56

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 September 20, 1976, adopt its Resolution No. 76-1042C, 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, February 14, 1977, 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 \$137.56.

SECTION 2. That the cost of the aforesaid work, being the amount of \$137.56, 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 5322 of Haciendas Del Oeste as per map filed August 5, 1959 in Volume 19 of Maps, Page 25, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 029-3305-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-145

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 5322) Lot 6 - Maree A. Clark - \$134.20

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 September 20, 1976, adopt its Resolution No. 76-1042C, 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, February 14, 1977, 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 \$134.20.

SECTION 2. That the cost of the aforesaid work, being the amount of \$134.20, 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 5322 of Haciendas Del Oeste as per map filed August 5, 1959 in Volume 19 of Maps, Page 25, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 029-3306-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-146

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT 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 5322) Lot 7 - Dave and Nellie Martinez - \$143.73

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 September 20, 1976, adopt its Resolution No. 76-1042C, 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, February 14, 1977, 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
\$143.73.

SECTION 2. That the cost of the aforesaid work, being the amount of \$143.73, 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 5322 of Haciendas Del Oeste as per map filed August 5, 1959 in Volume 19 of Maps, Page 25, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 029-3307-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-147

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT 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 5322) Lot 8 - Harold C. and Lois E. Lang - \$137.56

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 September 20, 1976, adopt its Resolution No. 76-1042C, 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, February 14, 1977, 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 \$137.56.

SECTION 2. That the cost of the aforesaid work, being the amount of \$137.56, 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 5322 of Haciendas Del Oeste as per map filed August 5, 1959 in Volume 19 of Maps, Page 25, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 029-3308-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-148

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT 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 5322) Lot 10 - Guy G. and Ada V. Durr - \$58.72

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 September 20, 1976, adopt its Resolution No. 76-1042C, 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, February 14, 1977, 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
\$58.72.

SECTION 2. That the cost of the aforesaid work, being the amount
of \$58.72, 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 5322 of Haciendas Del Oeste as per map filed August 5,
1959 in Volume 19 of Maps, Page 25, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 029-3310-001)

SECTION 3. Said assessment shall bear interest on the unpaid bal-
ance 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 deliv-
ered 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 pro-
cedure 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 14th day of February,
1977, by Councilmember Siefkin, who moved its adoption, which
motion being duly seconded by Councilmember Mensing, was upon roll
call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-149

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 5322) Lot 32 - Avery G. and Shirley P. Patrick, Jr. - \$216.18

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 September 20, 1976, adopt its Resolution No. 76-1042C, 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, February 14, 1977, 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
\$216.18.

SECTION 2. That the cost of the aforesaid work, being the amount of \$216.18, 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 32 of Block 5322 of Haciendas Del Oeste as per map filed August 5, 1959 in Volume 19 of Maps, Page 25, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 029-3332-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-150

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 6118) Portion of Section 18 - Ralph J. and Cheryl Simas - \$8.28

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 September 20, 1976, adopt its Resolution No. 76-1042D, 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, February 14, 1977, 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 \$8.28.

SECTION 2. That the cost of the aforesaid work, being the amount of \$8.28, 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 North 60 feet of South 777.65 feet of the West 127.96 feet of the East 172.96 feet of Section 18, Township 3 South, Range 9 East, Mount Diablo Base and Meridian.
(Stanislaus County Assessor's Parcel No. 002-01 117-0502-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-151

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 6118) Portion of Section 18 - Hilda R. Jackson - \$117.22

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 September 20, 1976, adopt its Resolution No. 76-1042D, 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, February 14, 1977, 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

\$117.22.

SECTION 2. That the cost of the aforesaid work, being the amount of \$117.22, 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:

The North 60 feet of the South 645.01 feet of the West 128 feet of the East 173 feet of Section 18, Township 3 South, Range 9 East, Mount Diablo Base and Meridian.
(Stanislaus County Assessor's Parcel No. 002-01 117-0504-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

- AYES: Councilmembers: Kullijian, Mensinger, Siefkin, Mayor Pro Tem Newton
- NOES: Councilmembers: None
- ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-152

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 6118) Lot 5 - Frank Azevedo, Jr. and Linda Azevedo - \$131.87

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 September 20, 1976, adopt its Resolution No. 76-1042D, 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, February 14, 1977, 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 \$131.87.

SECTION 2. That the cost of the aforesaid work, being the amount of \$131.87, 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 6118 of Westwood Manor filed April 28, 1955 in Volume 18 of Maps, at Page 24, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 117-0509-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-153

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT 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 6118) Lot 6 - Martha L. Kirton - \$131.87

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 September 20, 1976, adopt its Resolution No. 76-1042D, 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, February 14, 1977, 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
\$131.87.

SECTION 2. That the cost of the aforesaid work, being the amount
of \$131.87, 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 6118 of Westwood Manor filed April 28, 1955 in Volume 18
of Maps, at Page 24, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 117-0510-001)

SECTION 3. Said assessment shall bear interest on the unpaid bal-
ance 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 deliv-
ered 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 pro-
cedure 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 14th day of February,
1977, by Councilmember Siefkin, who moved its adoption, which
motion being duly seconded by Councilmember Mensing, was upon roll
call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-154

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT 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 6118) Lot 8 - Don A. and Roberta D. Lenkeit - \$131.87

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 September 20, 1976, adopt its Resolution No. 76-1042D, 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, February 14, 1977, 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
\$131.87.

SECTION 2. That the cost of the aforesaid work, being the amount of \$131.87, 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 6118 of Westwood Manor filed April 28, 1955 in Volume 18 of Maps, at Page 24, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 117-0512-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-155

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 6118) Lot 10 - Joseph Whitney and Rowena Alexander - \$131.87

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 September 20, 1976, adopt its Resolution No. 76-1042D, 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, February 14, 1977, 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

\$131.87.

SECTION 2. That the cost of the aforesaid work, being the amount of \$131.87, 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 6118 of Westwood Manor filed April 28, 1955 in Volume 18 of Maps, at Page 24, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 117-0514-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-156

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 6118) Lot 11 - William R. and Mary J. Pedlowe - \$131.87

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 September 20, 1976, adopt
its Resolution No. 76-1042D, 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, February 14, 1977, 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 sub-
mitted 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 \$131.87.

SECTION 2. That the cost of the aforesaid work, being the amount of \$131.87, 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 6118 of Westwood Manor Filed April 28, 1955 in Volume 18 of Maps, at Page 24, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 117-0515-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-157

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT 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 6118) Lot 12 = Timothy A. and Lanier S. Brady - \$131.87

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 September 20, 1976, adopt its Resolution No. 76-1042D, 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, February 14, 1977, 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 \$131.87.

SECTION 2. That the cost of the aforesaid work, being the amount of \$131.87, 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 6118 of Westwood Manor filed April 28, 1955 in Volume 18 of Maps, at Page 24, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 117-0516-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-158

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT 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 6118) Lot 14 - Faye W. Pittman - \$141.91

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 September 20, 1976, adopt its Resolution No. 76-1042D, 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, February 14, 1977, 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

\$141.91.

SECTION 2. That the cost of the aforesaid work, being the amount of \$141.91, 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 6118 of Westwood Manor filed April 28, 1955 in Volume 18 of Maps, at Page 24, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 117-0518-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-159

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 6118) Lot 15 - Robert M. and Joyce M. Colville - \$227.21

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 September 20, 1976, adopt its Resolution No. 76-1042D, 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, February 14, 1977, 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
\$227.21.

SECTION 2. That the cost of the aforesaid work, being the amount of \$227.21, 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 6118-A of Westwood Manor #2 filed June 3, 1969 in Volume 22 of Maps at Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 117-0589-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-160

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT 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 6118) Lot 17 - James Edward and Carole L. Smirfitt - \$39.07

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 September 20, 1976, adopt its Resolution No. 76-1042D, 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, February 14, 1977, 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
\$39.07.

SECTION 2. That the cost of the aforesaid work, being the amount of \$39.07, 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 6118-A of Westwood Manor #2 filed June 3, 1969 in Volume 22 of Maps at Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 117-0587-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-161

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 6118) Lot 19 - Kenneth G. and Garnett K. Fenton - \$128.21

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 September 20, 1976, adopt its Resolution No. 76-1042D, 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, February 14, 1977, 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 \$128.21.

SECTION 2. That the cost of the aforesaid work, being the amount of \$128.21, 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 6118-A of Westwood Manor #2 filed June 3, 1969 in Volume 22 of Maps at Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 117-0585-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-162

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 6118) Lot 20 - Richard H. and Marjorie J. Brown - \$128.21

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 September 20, 1976, adopt its Resolution No. 76-1042D, 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, February 14, 1977, 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
\$128.21.

SECTION 2. That the cost of the aforesaid work, being the amount of \$128.21, 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 6118-A of Westwood Manor #2 filed June 3, 1969 in Volume 22 of Maps at Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 117-0584-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-163

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 6118) Lot 21 - Raymond A. and Maxine N. Pifer - \$150.06

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 September 20, 1976, adopt its Resolution No. 76-1042D, 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, February 14, 1977, 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
\$150.06.

SECTION 2. That the cost of the aforesaid work, being the amount of \$150.06, 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 21 of Block 6118-A of Westwood Manor #2 filed June 3, 1969 in Volume 22 of Maps at Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 117-0583-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Kullijian, Mensinger, Siefkin, Mayor Pro Tem Newton
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-164

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 6118) Lot 22 - Maurice E. and Clara H. Bazzell - \$126.98

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 September 20, 1976, adopt its Resolution No. 76-1042D, 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, February 14, 1977, 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
\$126.98.

SECTION 2. That the cost of the aforesaid work, being the amount of \$126.98, 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 6118-A of Westwood Manor #2 filed June 3, 1969 in Volume 22 of Maps at Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 117-0582-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-165

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 6118) Lot 23 - Joseph D. and Sandra L. Naranjo -
\$126.98

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 September 20, 1976, adopt
its Resolution No. 76-1042D, 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, February 14, 1977, 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 sub-
mitted 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 \$126.98.

SECTION 2. That the cost of the aforesaid work, being the amount of \$126.98, 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 6118-A of Westwood Manor #2 filed June 3, 1969 in Volume 22 of Maps at Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 117-0581-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-166

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 6118) Lot 24 - Robert H. and Florence M. Garrett - \$121.12

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 September 20, 1976, adopt its Resolution No. 76-1042D, 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, February 14, 1977, 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
\$121.12.

SECTION 2. That the cost of the aforesaid work, being the amount of \$121.12, 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 6118-A of Westwood Manor #2 filed June 3, 1969 in Volume 22 of Maps at Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 117-0580-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-167

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 6118) Lot 25 - Aubrey W. and Betty J. Wilson - \$107.45

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 September 20, 1976, adopt its Resolution No. 76-1042D, 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, February 14, 1977, 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
\$107.45.

SECTION 2. That the cost of the aforesaid work, being the amount of \$107.45, 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 6118-A of Westwood Manor #2 filed June 3, 1969 in Volume 22 of Maps at Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 117-0579-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-168

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 6118) Lot 26 - Fabian A. and Josephine Smith - \$214.90

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 September 20, 1976, adopt its Resolution No. 76-1042D, 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, February 14, 1977, 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

\$214.90.

SECTION 2. That the cost of the aforesaid work, being the amount of \$214.90, 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:

Lot 26 of Block 6118-A of Westwood Manor #2 filed June 3, 1969 in Volume 22 of Maps at Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 117-0578-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensingher, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Kullijian, Mensinger, Siefkin, Mayor Pro Tem Newton
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-169

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 6118) Lot 27 - William J. and Susan P. Englert -
\$151.25

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 September 20, 1976, adopt
its Resolution No. 76-1042D, 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, February 14, 1977, 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 sub-
mitted 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 \$151.25.

SECTION 2. That the cost of the aforesaid work, being the amount of \$151.25, 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 27 of Block 6118-A of Westwood Manor #2 filed June 3, 1969 in Volume 22 of Maps at Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 117-0577-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-170

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 6141) Lot 13 - Earl L. and Joan M. McCormick - \$114.25

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 September 20, 1976, adopt its Resolution No. 76-1042E, 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, February 14, 1977, 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

\$114.25.

SECTION 2. That the cost of the aforesaid work, being the amount of \$114.25, 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 13 of Block 6141 of Woodman Tract as per map filed October 18, 1946 in Volume 16 of Maps, Page 6, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 118-0119-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-171

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 6141) Lot 18 - Kenneth E. and Carolyn Jones -
\$114.25

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 September 20, 1976, adopt
its Resolution No. 76-1042E, 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, February 14, 1977, 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 sub-
mitted 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
\$114.25.

SECTION 2. That the cost of the aforesaid work, being the amount of \$114.25, 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 18 of Block 6141 of Woodman Tract as per map filed October 18, 1946 in Volume 16 of Maps, Page 6, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 118-0124-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newb n
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-172

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 6141) Portions of Lots 21 & 22 - Maya Lindsey -
\$123.77

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 September 20, 1976, adopt
its Resolution No. 76-1042E, 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, February 14, 1977, 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 sub-
mitted 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
\$123.77.

SECTION 2. That the cost of the aforesaid work, being the amount of \$123.77, 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 45 feet of Lot 21 and the South 20 feet of Lot 22 in Block 6141 of Woodman Tract as per map filed October 10, 1946 in Volume 16 of Maps, Page 6, Stanislaus County Records.
(Stanislaus County Assessor's Parcel No. 002-01 118-0127-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-173

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 6141) Lot 24 and the north 17' of Lot 23 -
Leonard J. and Josephine Parra - \$145.57

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 September 20, 1976, adopt
its Resolution No. 76-1042E, 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, February 14, 1977, 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 sub-
mitted 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 \$145.57.

SECTION 2. That the cost of the aforesaid work, being the amount of \$145.57, 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:

Lot 24 and the North 17 feet of Lot 23 of Block 6141 of Woodman Tract as per map filed October 18, 1946 in Volume 16 of Maps, Page 6, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 118-0129-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensingher, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Kullijian, Mensinger, Siefkin, Mayor Pro Tem Newton
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-174

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 6141) Lot 12 and the South 30' of Lot 11 -

Fred B. Otis - \$171.37

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 September 20, 1976, adopt
its Resolution No. 76-1042E, 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, February 14, 1977, 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 sub-
mitted 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 \$171.37.

SECTION 2. That the cost of the aforesaid work, being the amount of \$171.37, 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 12 and the South 30 feet of Lot 11 of Block 6141 of Woodman Tract as per map filed October 18, 1946 in Volume 16 of Maps, Page 6, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 118-0118-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-175

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 6141) Lot 10 and the north 30' of Lot 11 -
Paul L. and Patricia G. Methvin - \$171.37

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 September 20, 1976, adopt
its Resolution No. 76-1042E, 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, February 14, 1977, 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 sub-
mitted 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
\$171.37.

SECTION 2. That the cost of the aforesaid work, being the amount of \$171.37, 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 10 and the North 30 feet of Lot 11 of Block 6141 of Woodman Tract as per map filed October 18, 1946 in Volume 16 of Maps, Page 6, Stanislaus County Records.
(Stanislaus County Assessor's Parcel No. 002-01 118-0117-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-176

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 6141) Lot 9 and the south 30' of Lot 8 - Paul L. and Patricia G. Methvin - \$171.37

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 September 20, 1976, adopt its Resolution No. 76-1042E, 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, February 14, 1977, 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
\$171.37.

SECTION 2. That the cost of the aforesaid work, being the amount of \$171.37, 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 9 and the South 30 feet of Lot 8 of Block 6141 of Woodman Tract as per map filed October 18, 1946 in Volume 16 of Maps, Page 6, Stanislaus County Records.
(Stanislaus County Assessor's Parcel No. 002-01 118-0116-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-177

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 6141) north 30' of Lot 7 and the south 30' of Lot 6 -
James and Katherine Turner - \$114.25

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 September 20, 1976, adopt
its Resolution No. 76-1042E, 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, February 14, 1977, 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 sub-
mitted 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
\$114.25.

SECTION 2. That the cost of the aforesaid work, being the amount of \$114.25, 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:

The North 30 feet of Lot 7 and the South 30 feet of Lot 6 of Block 6141 of Woodman Tract as per map filed October 18, 1946 in Volume 16 of Maps, Page 6, Stanislaus County Records.
(Stanislaus County Assessor's Parcel No. 002-01 118-0114-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensing er, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Kullijian, Mensinger, Siefkin, Mayor Pro Tem Newton
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-178

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 6141) Lot 2 - Ludwig & Erna Levy, Herbert & Mildred Levy, and Fred & Evelyn Heilbrown - \$114.25

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 September 20, 1976, adopt its Resolution No. 76-1042E, 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, February 14, 1977, 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

\$114.25.

SECTION 2. That the cost of the aforesaid work, being the amount of \$114.25, 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 2 of Block 6141 of Woodman Tract as per map filed October 18, 1946 in Volume 16 of Maps, Page 6, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 118-0110-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Kullijian, Mensinger, Siefkin, Mayor Pro Tem Newton
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-179

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 6804) south 47.4' of Lot 9 and the north 16.6' of Lot 7 - Clyde W. & Addalyn J. Sims - \$110.53

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 September 20, 1976, adopt its Resolution No. 76-1042F, 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, February 14, 1977, 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

\$110.53.

SECTION 2. That the cost of the aforesaid work, being the amount of \$110.53, 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 47.4 feet of Lot 9 and the North 16.6 feet of Lot 7 of Block 6804 of La Villa Serena as per map filed March 11, 1954 in Volume 17 of Maps, Page 70, Stanislaus County Records.
(Stanislaus County Assessor's Parcel No. 002-07 59-1962-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-180

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 6804) south 35' of Lot 7 and the north 29' of Lot 6 - Ludina A. Hicks, - \$110.53

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 September 20, 1976, adopt its Resolution No. 76-1042F, 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, February 14, 1977, 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
\$110.53.

SECTION 2. That the cost of the aforesaid work, being the amount
of \$110.53, 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 35 feet of Lot 7 and the North 29 feet of Lot 6 of Block 6804
of La Villa Serena as per map filed March 11, 1954 in Volume 17 of Maps,
Page 70, Stanislaus County Records.
(Stanislaus County Assessor's Parcel No. 002-07 59-1964-001)

SECTION 3. Said assessment shall bear interest on the unpaid bal-
ance 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 deliv-
ered 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 pro-
cedure 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 14th day of February,
1977, by Councilmember Siefkin, who moved its adoption, which
motion being duly seconded by Councilmember Mensing, was upon roll
call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-181

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 6804) south 28.8' of Lot 6 and the north 35.2' of
Lot 5 - Fred G. Herman - \$110.53

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 September 20, 1976, adopt
its Resolution No. 76-1042F, 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, February 14, 1977, 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 sub-
mitted 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
\$110.53.

SECTION 2. That the cost of the aforesaid work, being the amount of \$110.53, 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 28.8 feet of Lot 6 and the North 35.2 feet of Lot 5 in Block 6804 of La Villa Serena as per map filed March 11, 1954 in Volume 17 of Maps, Page 70, Stanislaus County Records.
(Stanislaus County Assessor's Parcel No. 002-07 59-1965-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Kullijian, Mensinger, Siefkin, Mayor Pro Tem Newton
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-182

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 6804) Lot 1 and the south 4' of Lot 2 -
Angela S. Boling - \$112.96

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 September 20, 1976, adopt its Resolution No. 76-1042F, 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, February 14, 1977, 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 \$112.96.

SECTION 2. That the cost of the aforesaid work, being the amount of \$112.96, 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 1 and the South 4 feet of Lot 2 of Block 6804 of La Villa Serena as per map filed March 11, 1954 in Volume 17 of Maps, Page 70, Stanislaus County Records.
(Stanislaus County Assessor's Parcel No. 002-07 59-1969-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-183

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 6804) Lot 12 - Duane D. Jenner & Irene Jenner -
\$130.34

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 September 20, 1976, adopt
its Resolution No. 76-1042F, 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, February 14, 1977, 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 sub-
mitted 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
\$130.34.

SECTION 2. That the cost of the aforesaid work, being the amount of \$130.34, 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 6804 of La Villa Rose Tract as per map filed April 28, 1955 in Volume 18 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 59-1801-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-184

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT 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 6804) Lot 13 - Sidney and Leah Wolfe - \$120.89

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 September 20, 1976, adopt its Resolution No. 76-1042F, 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, February 14, 1977, 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
\$120.89.

SECTION 2. That the cost of the aforesaid work, being the amount of \$120.89, 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 13 of Block 6804 of La Villa Rose Tract as per map filed April 28, 1955 in Volume 18 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 59-1802-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-185

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 6804) Lot 28 - Elmer L. and Fay Ballard - \$172.70

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 September 20, 1976, adopt its Resolution No. 76-1042F, 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, February 14, 1977, 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

\$172.70.

SECTION 2. That the cost of the aforesaid work, being the amount of \$172.70, 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 28 of Block 6804 of La Villa Rose Tract as per map filed April 28, 1955 in Volume 18 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 59-1817-001)

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 14th day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Kullijian, Mensinger, Siefkin, Mayor Pro Tem Newton
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-186

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO CHAPTER 2 OF TITLE X OF THE MODESTO MUNICIPAL CODE RELATING TO THE ZONING REGULATIONS.

WHEREAS, on February 14, 1977, the City Council adopted Ordinance No. 1586 - C. S.

giving approval to a project relating to an amendment to Chapter 2 of Title X of the Modesto Municipal Code relating to the zoning regulations,

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 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 Chapter 2 of Title X of the Modesto Municipal Code relating to the zoning regulations.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of February, 1977, by member Mensinger, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin, Mayor pro tem Newton

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

(SEAL)

ATTEST: Marianne Cagle
M. T. Greenough, City Clerk

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 77-187

A RESOLUTION DENYING REQUEST OF MR. REGINALD MANGANO TO WAIVE PLANTING OF A CITY STREET TREE AT HIS RESIDENCE, 1900 LANDINI WAY, MODESTO, CALIFORNIA.

WHEREAS, Mr. Reginald Mangano, 1900 Landini Way, Modesto, California, has requested that the City Council waive the requirement for planting of a street tree in the planting easement in front of his residence because he has landscaped his front yard, and because he wants to conserve water, and

WHEREAS, the Director of Parks and Recreation by memorandum dated February 10, 1977, has set forth reasons for opposing said request, and

WHEREAS, the City of Modesto has adopted street trees regulations as contained in Chapter 5 of Title XII of the Modesto Municipal Code for the purpose of providing street trees in the City of Modesto.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of Mr. Reginald Mangano to waive planting of a street tree is hereby denied for the reasons set forth above and for the reasons contained in said memorandum of February 10, 1977.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of February, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin, Newton, Mayor pro tem
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-188

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND STATE OF CALIFORNIA, DEPARTMENT OF TRANSPORTATION, AND COUNTY OF STANISLAUS TO RETAIN FREEWAY ROUTING FOR HIGHWAY 132 WEST OF MODESTO

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and State of California, Department of Transportation, and County of Stanislaus for retaining freeway routing for Highway 132 west 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 14th day of February, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Kullijian, Mensinger, Siefkin, Mayor pro tem Newton
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-189

A RESOLUTION APPROVING SALE OF 47 CONTAINERIZED TREES SURPLUS TO THE
NEEDS OF THE DOWNTOWN IMPROVEMENT DISTRICT

WHEREAS, the Downtown Improvement District has 59 containerized trees surplus to its needs; and

WHEREAS, the trees are located at various points in the downtown area; and

WHEREAS, the City of Modesto Parks Department has expressed an interest in twelve of the 59 trees, and arrangements will be made to transfer the trees to the Parks Department; and

WHEREAS, the Director of Finance has recommended that the remaining trees surplus to the needs of the City be sold to the highest bidder.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that sale to the highest bidder of 47 containerized trees located at various points in the downtown area, surplus to the needs of the City of Modesto, is hereby 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, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor pro tem Newton

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-190

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE QUITCLAIM DEED - CITY OF MODESTO TO E. DON LEE AND NADINE LEE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Mayor Lee H. Davies is authorized to execute a quitclaim deed wherein the City of Modesto releases and quitclaims to E. Don Lee and Nadine Lee a five-foot street tree planting easement fronting on South Santa Cruz Avenue, property description of which is listed on the document attached hereto, marked Exhibit "A", 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 14th day of February, 1977, by Councilmember Kullijian , who moved its adoption, which motion being duly seconded by Councilmember Siefkin , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

Return to:
E. Don Lee
104 Bonita Circle
Modesto, California

QUITCLAIM DEED
Corporation

CITY OF MODESTO, a municipal corporation, does hereby remise, release and quitclaim to E. DON LEE and NADINE LEE, husband and wife, the following described real property in the State of California, County of Stanislaus, City of Modesto:

All that portion of the Northwest quarter of Section 34, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

The Eastern 5.00 feet, measured at right angles, of the following described property:

Lots 3 and 4 in Block 1 of the DEL ESTE SUBDIVISION, as per map filed April 14, 1914, in Volume 8 of Maps, Page 12, Stanislaus County Records.

EXCEPTING THEREFROM the North 38 feet of said Lot 3.

CITY OF MODESTO, a
municipal corporation,

Dated 2-22-77

By Lee H. Davies
LEE H. DAVIES, Mayor

ATTEST:

By Norrine Coyle
NORRINE COYLE, City Clerk

STATE OF CALIFORNIA, County of Stanislaus: ss.
On _____, before me, the undersigned, a Notary Public in and for said State, personally appeared Lee H. Davies, known to me to be the Mayor and Norrine Coyle, known to me to be the City Clerk of the municipal corporation that executed the within instrument, known to me to be the persons who executed it on behalf of such municipal corporation, and acknowledged to me such municipal corporation executed the same pursuant to a resolution of its City Council.

ELWYN L. JOHNSON, Notary Public

in and for the County of Stanislaus,
State of California

Notary Seal or Stamp

My commission expires July 2, 1978.

EXHIBIT A

MODESTO CITY COUNCIL
RESOLUTION NO. 77-191

A RESOLUTION TERMINATING LEASE BETWEEN THE CITY OF MODESTO AND MCHENRY-
DRY CREEK FIRE PROTECTION DISTRICT

WHEREAS, the City of Modesto entered into an agreement with the McHenry-Dry Creek Fire Protection District dated June 6, 1966 for lease of premises located at 1227 Scenic Drive, Modesto, California; and

WHEREAS, McHenry-Dry Creek Fire Protection District has given notice to the City of Modesto that it intends to vacate the premises, effective March 1, 1977, due to the reduction of its service area and reduced revenues; and

WHEREAS, the McHenry-Dry Creek Fire Protection District has contracted its fire protection services to the County of Stanislaus; and

WHEREAS, the Fire Chief has recommended that the six months advance written notice of intention to terminate required in the agreement be waived.

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

1. The six months advance written notice of intention to terminate, required in agreement dated June 6, 1966 between the City and the Fire District, is hereby waived.
2. Termination of said agreement for lease of the property located at 1227 Scenic Drive, Modesto, California, is hereby approved effective March 1, 1977.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of February, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

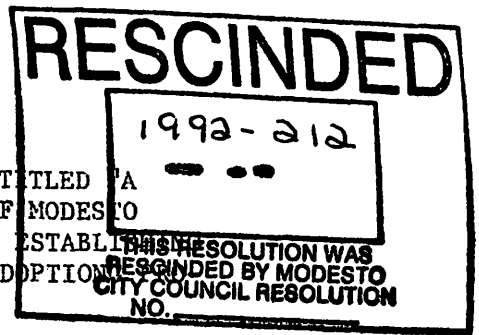
AYES: Councilmembers: Kullijian, Mensinger, Siefkin, Mayor pro tem
Newton

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-192



A RESOLUTION AMENDING RESOLUTION NO. 77-27 ENTITLED "A RESOLUTION DESIGNATING AGENCIES OF THE CITY OF MODESTO REQUIRED TO ADOPT CONFLICT OF INTEREST CODES, ESTABLISHING A DEADLINE FOR SUBMISSION OF SAID CODES AND ADOPTING PROCEDURES FOR SUBMISSION THEREOF".

WHEREAS, by Resolution No. 77-27 adopted on January 3, 1977, the City Council designated agencies of the City of Modesto required to adopt Conflict of Interest Codes, and

WHEREAS, the City Council desires to amend said Resolution No. 77-27 entitled "A Resolution Designating Agencies of the City of Modesto Required to Adopt Conflict of Interest Codes, Establishing a Deadline for Submission of Said Codes and Adopting Procedures for Submission Thereof" to add to Annex "A" thereof the License Tax Appeals Board as one of the boards, commissions and committees of the City of Modesto required to adopt a Conflict of Interest Code,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Resolution No. 77-27 entitled "A Resolution Designating Agencies of the City of Modesto Required to Adopt Conflict of Interest Codes, Establishing a Deadline for Submission of Said Codes and Adopting Procedures for Submission Thereof" is hereby amended to add to Annex "A" thereof the License Tax Appeals Board as one of the boards, commissions and committees of the City of Modesto required to adopt a Conflict of Interest Code. A copy of Annex "A", as amended, is attached hereto and made a part hereof as though set forth in full herein.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of February, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

- AYES: Councilmembers: Kullijian, Mensinger, Siefkin, Mayor pro tem Newton
- NOES: Councilmembers: None
- ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

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

(Gov't. 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 March 10, 1977:

Office of the City Manager (including the Office of
Management Services)

Office of the City Attorney

Office of the City Clerk and Auditor

Finance Department

Fire Department

Parking and Traffic Department

Parks and Recreation Department

Planning and Community Development Department

Police Department

Public Works Department

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 March 10, 1977:

Board of Zoning Adjustment

Planning Commission

Culture Commission

Board of Appeals for Housing Code and Dangerous Building Code

Downtown Improvement District (DID) Advisory Board

Citizens Housing & Community Development Committee

Housing Maintenance and Counseling Subcommittee

Rehabilitation Loan Pool Subcommittee

Airport Advisory Committee

Environmental Assessment Committee

License Tax Appeals Board

MODESTO CITY COUNCIL
RESOLUTION NO. 77-193

A RESOLUTION AUTHORIZING INVESTMENT OF CITY
MONIES IN LOCAL AGENCY INVESTMENT FUND.

WHEREAS, pursuant to Chapter 730 of the Statutes of 1976 Section 16429.1 was added to the California Government Code to create a Local Agency Investment Fund in the State Treasury for the deposit of money of a local agency for purposes of investment by the State Treasurer, and

WHEREAS, the City Council does hereby find that the deposit and withdrawal of money in the Local Agency Investment Fund in accordance with the provisions of Section 16429.1 of the Government Code for the purposes of investment as stated therein is in the best interests of the City of Modesto,

NOW, THEREFORE, BE IT RESOLVED that the City Council does hereby authorize the deposit and withdrawal of City monies in the Local Agency Investment Fund in the State Treasury in accordance with the provisions of Section 16429.1 of the Government Code for the purpose of investment as stated therein.

BE IT FURTHER RESOLVED that the following City officers or their successors in office shall be authorized to order the deposit or withdrawal of monies in the Local Agency Investment Fund: Charles V. Bird, Director of Finance; Pete Brock, Acting Director of Finance; and W. A. Young, Acting Director of Finance.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of February, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor pro tem Newton

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

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. 77-194

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. 67-66 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 by resolution of the City Council,

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

SECTION 1. The Position Classification Plan of the City of Modesto is hereby amended to create a new classification as follows:

CLASSIFICATION CREATED

Assistant Zoning Inspector

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of February, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin, Mayor
pro tem Newton

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

ASSISTANT ZONING INSPECTOR

DEFINITION

Under direct supervision, to receive and make field investigations of complaints concerning alleged violations of sign and zoning ordinances; to seek compliance with sign and 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 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; issues building permits and 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 by telephone, letter, and at the counter; 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; 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.

DESIRABLE QUALIFICATIONS

Knowledge of:

- Inspection methods and techniques;
- Zoning and sign ordinances and departmental enforcement policies;
- Symbols and terms used on blueprints and maps;
- Public relations approach in gaining compliance.

and

Ability to:

- Interpret laws, rules, ordinances, and regulations;
- Read maps, blueprints, and legal property descriptions;
- Observe and record findings during investigations;
- Prepare concise written reports and correspondence;
- Be firm, consistent, and respectful in an enforcement situation;
- Think independently and objectively, to communicate effectively, and establish and maintain effective relationships with those contacted during the course of work;
- Type fairly accurately, speed not essential;
- Keep accurate records and files.

and

Experience:

- Technical or sub-professional experience or training in the field of zoning, planning, law enforcement, or code interpretation. Exhibit "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 77-195

A RESOLUTION AMENDING EXHIBIT "F" OF RESOLUTION NO. 76-858 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. 76-858. Exhibit "F" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1976-77" attached to Resolution No. 76-858, is hereby amended as shown on the amended Exhibit "F" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1976-77", which is attached hereto and made a part hereof as though set forth in full herein. Said amended Exhibit "F" adds the position of Assistant Zoning Inspector, Range 122.0.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of February, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor pro tem Newton

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

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

1976-77
(effective 7-6-76; amended 9-7, 10-11, 10-21, 11-1, 12-20-76, 2-7 & 2-14-77)

<u>Range No.</u>	<u>Title of Classification</u>	<u>Range No.</u>	<u>Title of Classification</u>
111.5	Account Clerk I		
114.5	Account Clerk II	119.5	Computer Operator
116.5	Account Clerk III	125.0	Construction Inspector
119.5	Account Clerk IV		
426.0	Accountant	426.5	Data Processing Supervisor
432.0	Accounting Administrator	427.0	Deputy City Attorney I
426.5	Administrative Assistant (Parking and Traffic)	N/A	Director of Finance
429.0	Airport Manager	N/A	Director of Management Services
118.5	Animal Control Officer	N/A	Director of Parking and Traffic
122.0	Assistant Building Inspector	N/A	Director of Parks and Recreation
633.0	Assistant Chief of Police	N/A	Director of Planning and Community Development
434.0	Assistant City Attorney	N/A	Director of Public Works and City Engineer
420.5	Assistant City Clerk		
429.0	Assistant Civil Engineer	119.5	Electrical Technician
435.0	Assistant Director of Public Works	124.5	Electrician
532.0	Assistant Fire Chief	122.0	Equipment Mechanic
426.0	Assistant Planner	120.5	Equipment Operator
122.0	Assistant Zoning Inspector	426.0	Equipment Repair Shop Supervisor
432.0	Associate Civil Engineer	119.0	Equipment Service Worker
429.0	Associate Planner		
529.0	Battalion Chief	N/A	Fire Chief
426.0	Budget Accountant	211.0	Fire Engineer
125.0	Building Inspector	210.0	Fire Fighter
424.5	Building Maintenance Supervisor	213.0	Fire Lieutenant
120.5	Building Maintenance Worker		
433.0	Chief Building Official	122.5	Heavy Equipment Operator
429.0	Chief Electrician	120.5	Housing Conservationist
N/A	Chief of Police	432.0	Housing Program Officer
N/A	City Attorney		
N/A	City Clerk and Auditor	125.0	Industrial Waste Inspector
N/A	City Manager		
117.5	Civil Engineering Technician I	116.5	Janitor
120.5	Civil Engineering Technician II	123.0	Junior Accountant
123.5	Civil Engineering Technician III	126.0	Junior Civil Engineer
126.5	Civil Engineering Technician IV	123.0	Junior Planner
120.5	Community Service Officer		
119.5	Communications Dispatcher	113.5	Key Punch Operator
		122.5	Laboratory Technician

ALPHABETICAL LISTING (continued)

<u>Range No.</u>	<u>Title of Classification</u>	<u>Range No.</u>	<u>Title of Classification</u>
116.5	Laborer	118.5	Public Works Maintenance Worker I
428.0	Lead Building Inspector	120.5	Public Works Maintenance Worker II
126.0	Lead Electrician	424.5	Public Works Supervisor I
418.5	Legal Secretary	426.5	Public Works Supervisor II
429.0	Management Assistant	120.5	Pump Maintenance Worker
113.5	Microfilm and Graphics Technicia	124.0	Purchasing Assistant
120.5	Motor Sweeper Operator	429.0	Purchasing Officer
424.0	Museum Supervisor	426.0	Recreation Supervisor
122.5	Nursery Propagator	125.0	Rehabilitation Specialist
113.5	Office Services Clerk	116.5	Secretary I
120.5	Office Services Supervisor	418.5	Secretary II
117.5	Offset Duplicating Equipment Operator	420.5	Secretary to the City Attorney
122.5	Parking and Traffic Lead Worker	421.5	Secreatry to the City Manager
120.5	Parking and Traffic Maintenance Worker	426.5	Senior Building Inspector
122.5	Parks Maintenance Lead Worker	123.0	Senior Equipment Mechanic
424.5	Parks Maintenance Supervisor I	432.0	Senior Planner
426.5	Parks Maintenance Supervisor II	429.0	Service Division Superintendent
112.0	Parks Maintenance Trainee/ Public Works Maintenance Trainee	114.5	Stenographer Clerk
118.5	Parks Maintenance Worker I	118.5	Storeskeeper I
120.5	Parks Maintenance Worker II	120.5	Storeskeeper II
432.0	Parks and Recreation Superintendent	120.5	Street Trees Maintenance Worker II
413.5	Personnel Clerk I	116.5	Supervising Clerk I
416.5	Personnel Clerk II	119.5	Supervising Clerk II
420.5	Personnel Technician	113.5	Telephone Operator-Receptionist
426.0	Plan Review Engineer I	429.0	Transit Manager
429.0	Plan Review Engineer II	121.5	Tree Trimmer I
117.5	Planning Technician I	122.5	Tree Trimmer II
120.5	Planning Technician II	111.5	Typist Clerk I
123.5	Planning Technician III	113.5	Typist Clerk II
632.0	Police Captain	424.5	Warehouse Supervisor
630.0	Police Lieutenant	118.5	Wastewater Treatment Plant Attendant
310.0	Police Officer	122.5	Wastewater Treatment Plant Mechanic
117.5	Police Property Clerk	120.5	Wastewater Treatment Plant Operator I
425.0	Police Records Supervisor	122.5	Wastewater Treatment Plant Operator II
627.0	Police Sergeant	426.5	Wastewater Treatment Plant Supervisor
426.0	Programmer Analyst	432.0	Water Quality Control Superintendent
428.0	Property Agent		
125.0	Public Services Inspector		
122.5	Public Works Leadworker		

MODESTO CITY COUNCIL
RESOLUTION NO. 77-196

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$1,402 TO PROVIDE FUNDS FOR INCREASED COST OF ELECTRICITY

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

PARKING & TRAFFIC FUND (209)

FROM: General Reserve (60-800-209)	\$1,403.00
TO: Utilities (210-570-209)	\$1,403.00

(To provide for increased cost of electricity)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of February, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-197

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$271,194 TO PROVIDE
FUNDS MAKING NECESSARY BUDGET ADJUSTMENTS

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

GENERAL FUND (101)

FROM: General Reserve (60-800-101)	\$271,194.00
TO: Salaries & Wages (110-140-101)	7,315.00
Services, Prof. & Other (235-300-101)	734.00
M & R, Buildings & Grounds (224-300-101)	250.00
Chemicals for Swimming Pools (312-312-101)	1,722.00
Equipment Rental Charges (218-350-101)	6,500.00
M & R, Buildings & Grounds (224-350-101)	4,000.00
Communications (204-380-101)	36.00
Tool, Shop & Field Supplies (308-380-101)	770.00
Bicentennial Contribution (464-610-101)	130.00
Compensation Ins. (411-640-101)	818.00
O.A.S.D.I. Contribution (424-640-101)	871.00
P.E.R.S. Contribution (425-640-101)	1,657.00
Group Health Ins. (426-640-101)	2,385.00
Elections (238-650-101)	10,000.00
Taxes (430-650-101)	900.00
CETA Excess Wages (112-150-101)	608.00
CETA Excess Wages (112-180-101)	593.00
CETA Excess Wages (112-210-101)	1,252.00
CETA Excess Wages (112-220-101)	529.00
CETA Excess Wages (112-350-101)	5,944.00
CETA Excess Wages (112-360-101)	351.00
CETA Excess Wages (112-410-101)	1,738.00
CETA Excess Wages (112-420-101)	632.00
CETA Excess Wages (112-430-101)	44.00
CETA Excess Wages (112-500-101)	88.00
CETA Excess Wages (112-510-101)	614.00
CETA Excess Wages (112-520-101)	172.00
CETA Excess Wages (112-530-101)	876.00
CETA Excess Wages (112-540-101)	366.00
Utilities (210-210-101)	4,954.00
Utilities (210-220-101)	2,735.00
Utilities (210-290-101)	1,644.00
Utilities (210-291-101)	49.00
Utilities (210-300-101)	428.00
Utilities (210-330-101)	190.00
Utilities (210-340-101)	2,405.00
Utilities (210-350-101)	16,186.00
Utilities (210-360-101)	65.00
Utilities (210-370-101)	472.00
Utilities (210-380-101)	1,086.00
Utilities (210-390-101)	906.00
Utilities (210-430-101)	49,874.00
Utilities (210-500-101)	52,704.00
Utilities (210-520-101)	8,242.00
Utilities (210-530-101)	72,327.00
Utilities (210-550-101)	5,032.00

(For justification, see Exhibit "A" attached)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of February, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

The details of the appropriation transfer are as follows:

<u>Description</u>	<u>Amount</u>	<u>Justification</u>
<u>City Clerk - Dept. 140</u>		
110 - Salaries and Wages, Reg.	\$ 7,315	To provide for payment of vacation and sick leave benefits to two retired employees not provided for in original budget (Chynoweth and Stanley).
<u>King Kennedy Memorial Center - Dept. 300</u>		
224 - Maintenance & Repair of Buildings & Grounds	250	Realignment of ceiling; vendor quoting original low estimate terminated business.
235 - Services, Professional & Other	734	Pay adjustment authorized for contracted Supervisor of Social Services.
<u>Recreation - Dept. 320</u>		
312 - Chemicals, Drug & Lab Supplies	1,722	Low original estimate for chemicals for swimming pools, plus price increases exceeding 25%.
<u>Parks - Dept. 350</u>		
218 - Equipment Rental Charges	6,500	Increase in outdoor work and grounds keeping due to abnormally low rainfall.
224 - Maintenance & Repair of Buildings & Grounds	4,000	Same as above.
<u>Dryden Golf Course - Dept. 380</u>		
204 - Communications	36	Installation of new after hours phone.
308 - Tool, Shop & Field Supplies	770	Replacement of burglarized tools.
<u>Music & Promotion - Dept 610</u>		
454 - Bicenennial Contribution	130	Speech trophies; rental costs of chairs, tables, and dinnerware for volunteer appreciation affair (final invoices).

EXHIBIT "A"

ATTEN: COUNCILMEMBERS: DUNLAP, ELLIOTT, MESSINGER, SICRALL, Mayor Pro Tem Newton

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
~~XXXXXXXXXXXXXXXXXXXX~~, City Clerk
 NORRINE COYLE,

<u>Description</u>	<u>Amount</u>	<u>Justification</u>
<u>Insurance & Retirement - Dept. 640</u>		
411 - Compensation Insurance	\$ 818	CETA excess fringe costs.
424 - O.A.S.D.I. Contribution	871	" " " "
425 - P.E.R.S. Contribution	1,657	" " " "
426 - Group Health Insurance	2,385	Change of carrier - overlapping premium for Policemen's group health policy.
<u>Miscellaneous Unclassified - Dept. 650</u>		
238 - Elections	10,000	Required to finance printing of ballots in Spanish and additional costs for printing both on charter amendments, March/Nov. ballots, and qualification statements of Council candidates.
430 - Taxes	900	Due on sale of photocopier-- subject to sales tax per the State Board of Equalization.
<u>CETA Excess Salaries & Wages - Account 112</u>		
Dept. 150 Finance	608	To finance excess salaries of CETA employees earning over \$10,000.
" 180 Planning & Community Develop.	593	
" 210 Fire	1,252	
" 220 Police	529	
" 350 Parks	5,944	
" 360 Street Trees	351	
" 410 Engineering & Administration	1,738	
" 420 Building Inspection	632	
" 430 Electrical	44	
" 500 Water	88	
" 510 Streets	614	
" 520 Sewers	172	
" 530 Water Quality Control	876	
" 540 Garden Refuse	366	

	<u>Description</u>	<u>Amount</u>	<u>Justification</u>
<u>Utilities - Account 210</u>			
Dept. 210	Fire	\$ 4,954	
"	220 Police	2,735	
"	290 McHenry Museum	1,644	
"	291 McHenry House	49	
"	300 King-Kennedy Memorial Ctr.	428	
"	330 Maddux Youth Ctr.	190	
"	340 Community Service Ctr.	2,405	
"	350 Parks	16,186	
"	360 Street Trees	65	
"	370 9-Hole Golf Course	472	
"	380 Dryden Golf Course	1,086	
"	390 Senior Citizens Ctr.	906	
"	430 Electrical	49,874	
"	500 Water	52,704	
"	520 Sewers	8,242	
"	530 Water Quality Control	72,327	
"	550 City Hall	5,032	
	Total Utilities	<u>\$219,299</u>	
Total Transfer From General Reserve		<u>\$271,194</u>	

OTHER FUNDS

As in the General Fund, expenditures are close to estimates. The Parking Fund, however, will require the following adjustment to cover increases in energy costs.

Parking Fund (209) - Utilities - Account 210

\$ 1,403

MODESTO CITY COUNCIL
RESOLUTION NO. 77-198

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 12-3-8 OF THE ZONING MAP (Firestone Tire and Rubber Co.)

WHEREAS, the Modesto City Planning Commission held a public hearing on February 1, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 12-3-8 of the zoning map to rezone from R-1 to P-D(154) to permit construction of a commercial complex on property located on the east side of Dale Road north of Standiford the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-22 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 12-3-8 of the Zoning Map be set for March 14, 1977 at 7:45 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of February, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Mensinger, Siefkin,
Mayor Pro Tem Newton

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
~~XXXXXXXXXXXX~~, City Clerk
NORRINE COYLE,

Parcel 1

All that portion of the Northwest quarter of the Southwest quarter of Section 12, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, described as follows, to-wit:

COMMENCING at the quarter section corner between Sections 11 and 12, above Township and Range, and being in the center of a 50 foot County Road (Dale Road); thence South $0^{\circ} 48'$ East 1245.25 feet along the said Section line to the true point of beginning of this description; thence North $89^{\circ} 12'$ East 272.25 feet; thence North $0^{\circ} 48'$ West 80.0 feet; thence North $89^{\circ} 12'$ East 134.75 feet; thence South $0^{\circ} 48'$ East 163.40 feet to the North boundary line of Lateral No. 7 of the Modesto Irrigation District; thence along the said North boundary line of Lateral No. 7 the following three courses and distances: South $85^{\circ} 23'$ West 135.35 feet; South $89^{\circ} 15'$ West 100.5 feet; North $86^{\circ} 37'$ West 172.00 feet to the section line between Sections 11 and 12, above Township and Range; thence North $0^{\circ} 48'$ West along the said section line 80.0 feet to the true point of beginning of this description.

Parcel 2

COMMENCING at the quarter section corner between Sections 11 and 12, above township and range and being in the center of a 50 foot County Road (Dale Road); thence South $0^{\circ} 48'$ East 1165.25 feet along the section line to the true point of beginning of this description; thence North $89^{\circ} 12'$ East 272.25 feet; thence South $0^{\circ} 48'$ East 80.0 feet; thence South $89^{\circ} 12'$ West 272.25 feet to the said Section line; thence North $0^{\circ} 48'$ West 80.0 feet along the section line to the true point of beginning.

The above said Parcels being also described as a portion of Lot 4 of the McKinney Colony according to the Official Map thereof, filed in the office of the Recorder of Stanislaus County, California, on November 21, 1903, in Volume 1 of Maps, page 37.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-199

A RESOLUTION SETTING TIME AND PLACE FOR HEARING THE RECOMMENDATION OF THE PLANNING COMMISSION FOR CERTAIN ADDITIONS TO THE ZONING CODE, TITLE X, CHAPTER 2, ARTICLE 33

BE IT HEREBY RESOLVED by the Council of the City of Modesto that March 14, 1977, at 7:50 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 recommendation of the Planning Commission certain additions to the Zoning Code (Title X, Chapter 2, Article 33) pertaining to regulating height of structures and objects and otherwise regulate use of property in the vicinity of 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 14th day of February, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Kullijian, Mensinger, Siefkin, Mayor Pro Tem Newton
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap, Elliott, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-200

A RESOLUTION REJECTING APPLICATION FOR LEAVE TO PRESENT LATE CLAIM ON BEHALF OF CLAIMANT, IDA AUSTIN, RECEIVED IN THE OFFICE OF THE CITY CLERK, CITY OF MODESTO

WHEREAS, an application for leave to present late claim on behalf of claimant, Ida Austin, against the City of Modesto was received on February 14, 1977 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, Ida Austin, against the City of Modesto, received on February 14, 1977 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 22nd day of February, 1977, by Councilmember Siefkin , who moved its adoption, which motion being duly seconded by Councilmember Elliott , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap, Newton

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-201

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR FURNISHING ONE AIR PURIFICATION SYSTEM FOR THE FIRE
DEPARTMENT

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

SECTION 1. The plans and specifications for furnishing one air purification system for the Fire Department 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 22, 1977 at 2:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap, Newton

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-202

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR CONSTRUCTION OF REVAR D PARK STAGE I

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

SECTION 1. The plans and specifications for construction of Revard Park Stage 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 March 15, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Mensinger, Siefkin,
Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Newton

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-203

A RESOLUTION ACCEPTING THE BID OF WILLIAM MINENI FOR RECONSTRUCTION OF PUMP STATION NO. 2, AND WAIVING BID IRREGULARITY

WHEREAS, Resolution No. 77-73, adopted by the Council of the City of Modesto on January 24, 1977, approved the plans and specifications for the reconstruction of Pump Station No. 2 and authorized the calling for bids, and

WHEREAS, the bids received for the reconstruction of Pump Station No. 2 were opened at 11:00 A.M. on February 8, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of William M. Mineni in amount of \$70,158 be accepted as the lowest responsible bid subject to waiver by the Council of the low bidder's failure to indicate certain design curves and miscellaneous information on equipment required in the specifications; and

WHEREAS, this information has now been submitted to the City by the low bidder.

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

1. Failure of the low bidder to supply curves and miscellaneous information on equipment as required in the specifications for the reconstruction of Pump Station No. 2 is hereby waived.

2. The bid of William Mineni in amount of \$70,158 for the reconstruction of Pump Station No. 2 is hereby accepted and execution of a contract for the completion of the project by the City's designated officials 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 February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kulljian, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Newton

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-204

A RESOLUTION AUTHORIZING THE PURCHASE OF FOUR LIGHT UTILITY PICKUP TRUCKS FROM GRISWOLD-WIGHT

BE IT RESOLVED by the Council of the City of Modesto that authorization for the purchase of four light utility pickup trucks from Griswold-Wight for the total price of \$16,526.72 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Newton

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-205

A RESOLUTION DECLARING 1969 DODGE D-100 PICKUP AND 1971 DODGE CUSTOM 100 PICKUP SURPLUS TO THE NEEDS OF THE CITY OF MODESTO AND AUTHORIZING PURCHASING OFFICER TO ADVERTISE AND SELL MATERIAL TO THE HIGHEST BIDDER

WHEREAS, the City of Modesto is owner of Equipment No. 30135, a 1971 Dodge Custom 100 Pickup, and Equipment No. 30169, a 1969 Dodge D-100 Pickup; and

WHEREAS, said vehicles were involved in accidents resulting in repair costs exceeding the current marked value of the trucks; and

WHEREAS, the staff has recommended that the Council consider declaring Equipment No. 30169 and Equipment No. 30135 surplus to the City's needs and the Purchasing Officer authorized to advertise and sell the material to the highest bidder.

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

1. Equipment No. 30135, a 1971 Dodge Custom 100 Pickup, is hereby declared surplus to the City's needs.
2. Equipment No. 30169, a 1969 Dodge D-100 Pickup, is hereby declared surplus to the City's needs.
3. The Purchasing Officer is hereby authorized to advertise and sell the material to the highest bidder.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Newton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-206

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$8,270 TO PROVIDE ADDITIONAL FUNDS NEEDED FOR THE PURCHASE OF TWO LIGHT UTILITY PICK-UPS

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

SPECIAL FUND FOR CAPITAL OUTLAYS (321)

FROM: Station #6 (6118-210-321)	\$8,270.00
TO: Pickup LT Util (R) (5402-410-321)	\$8,270.00

(To provide additional funds needed for the replacement of 2 Light Utility Pick-ups)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Newton

ATTEST: Norrine Coyze
NORRINE COYZE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-207

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WATERLINES IN BLOOMFIELD NO. 1, HYDE PARK NO. 1, AND NORTH HAMPTON PARK NO. 3
(Joe Martin)

WHEREAS, a report has been filed by the Director of Public Works that the construction of waterlines in Bloomfield No. 1, Hyde Park No. 1, and North Hampton Park No. 3 has been completed by Joe Martin

in accordance with the contract agreement dated August 30, 1976.

NOW, THEREFORE, BE IT RESOLVED that the construction of waterlines in Bloom field No. 1, Hyde Park, No. 1, and North Hampton Park No. 3 be accepted from said contractor, Joe Martin

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$29,958.00 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 22nd day of February , 1977, by Councilmember Siefkin , who moved its adoption, which motion being duly seconded by Councilmember Elliott , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Newton

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-208

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WATERLINES IN EASTRIDGE
NO. 6 (Joe Martin)

WHEREAS, a report has been filed by the Director of Public
Works that the construction of waterlines in Eastridge
No. 6
has been completed by Joe Martin

in accordance with the contract agreement dated August 16, 1976.

NOW, THEREFORE, BE IT RESOLVED that the construction of water-
lines in Eastridge No. 6

be accepted from said contractor, Joe Martin

that notice of completion be filed with the Recorder of Stan-
islaus County and that payment of amounts due in the amount of
\$29,844.11 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meet-
ing of the Council of the City of Modesto held on the 22nd day
of February , 1977, by Councilmember Siefkin , who
moved its adoption, which motion being duly seconded by Council-
member Elliott , was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Newton

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-209

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WATERLINES IN VINTAGE FAIRE SUBDIVISION (Joe Martin)

WHEREAS, a report has been filed by the Director of Public Works that the construction of waterlines in Vintage Faire Subdivision

has been completed by Joe Martin

in accordance with the contract agreement dated November 8, 1976.

NOW, THEREFORE, BE IT RESOLVED that the construction of waterlines in Vintage Faire Subdivision be accepted from said contractor, Joe Martin

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$13,055.01 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 22nd day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Newton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-210

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WATERLINES IN McHENRY AVENUE, MONTECITO PARK AND WYLDEWOOD MEADOWS No. 4 (Joe Martin)

WHEREAS, a report has been filed by the Director of Public Works that the construction of waterlines in McHenry Avenue, Montecito Park and Wyldewood Meadows #4 has been completed by Joe Martin

in accordance with the contract agreement dated October 21, 1976.

NOW, THEREFORE, BE IT RESOLVED that the construction of waterlines in McHenry Avenue, Montecito Park and Wyldewood Meadows #4 be accepted from said contractor, Joe Martin

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$43,079.40 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 22nd day of February , 1977, by Councilmember Siefkin , who moved its adoption, which motion being duly seconded by Councilmember Elliott , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Newton

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-211

A RESOLUTION DENYING THE APPEAL OF STEINPRESS REALTY AND DEVELOPMENT COMPANY TO THE FINDING OF THE ENVIRONMENTAL ASSESSMENT COMMITTEE OF THE CITY OF MODESTO THAT AN ENVIRONMENTAL IMPACT REPORT IS NECESSARY ON ITS APPLICATION DATED JANUARY 19, 1977, FOR AN AMENDMENT TO THE ZONING MAP TO PREZONE TO PLANNED DEVELOPMENT ZONING PROPERTY LOCATED AT THE SOUTHWEST CORNER OF WOODLAND AVENUE AND CARPENTER ROAD.

WHEREAS, an application dated January 19, 1977, for an amendment to the Zoning Map for rezoning to Planned Development Zoning, P-D, was filed with the Planning Commission by Steinpress Realty and Development Company, and

WHEREAS, said application for an amendment to the Zoning Map for rezoning to Planned Development Zoning, P-D, was referred to the Environmental Assessment Committee of the City of Modesto, which Committee found and determined that an Environmental Impact Report was required on the requested rezoning for Planned Development Zoning, P-D, because the rezoning and cumulative rezonings of a similar nature could conflict with or cause a change in land use not anticipated by the Modesto Urban Area General Plan and might adversely affect the functioning of an established neighborhood delineated in the Modesto Urban Area General Plan, and

WHEREAS, on February 3, 1977, Steinpress Realty and Development Company filed an appeal to the decision of the Environmental Assessment Committee with the City Clerk of the City of Modesto, which appeal was set for a public hearing by the City Council on February 22, 1977, at 4:00 o'clock P.M., at which time the Council found and determined that said appeal to the finding by the Environmental Assessment Committee that an Environmental Impact Report is required on said application for rezoning to Planned Development Zoning, P-D, should be denied, and that an Environmental Impact Report is required to be filed for the proposed project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby denies the appeal of Steinpress Realty and Development Company to the decision of the Environmental Assessment Committee of the City of Modesto which found that an Environmental Impact Report was necessary on its application dated January 19, 1977, for an amendment to the Zoning Map for rezoning to Planned Development Zone, P-D, property located at the Southwest corner of Woodland Avenue and Carpenter Road.

BE IT FURTHER RESOLVED that an Environmental Impact Report is required on the application of Steinpress Realty and Development Company for an amendment to the Zoning Map for rezoning the above described property to Planned Development Zone, P-D, because the proposed rezoning and cumulative rezonings of a similar nature may have a significant effect on the environment because they could conflict with or cause a change in land use not anticipated by the Modesto Urban Area General Plan and might adversely affect the functioning of an established neighborhood delineated in the Modesto Urban Area 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 February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

- AYES: Councilmembers: Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies
- NOES: Councilmembers: None
- ABSENT: Councilmembers: Dunlap, Newton

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. 77-212

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT 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 12953) Lot 1 - James P. Calvert and Kay Calvert - \$137.54

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 September 20, 1976, adopt its Resolution No. 76-1042G, 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, February 14, 1977, 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, and continued the hearing to 2/22/77 at 4:05 P.M.

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 \$137.54.

SECTION 2. That the cost of the aforesaid work, being the amount of \$137.54, 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 12953 of Sherwood Manor as per map filed July 20, 1959 in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-08 13-2801-001)

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 22nd ~~XXXX~~ day of February, 1977, by Councilmember Elliott, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Elliott, Kullijian, Mensinger, /Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap,

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-213

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT 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 12953) Lot 4 - Owen G. and Virginia A. Nicholas - \$123.04

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 September 20, 1976, adopt its Resolution No. 76-1042G, 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, February 14, 1977, 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, and continued the hearing to 2/22/77 at 4:05 P.M.

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
\$123.04.

SECTION 2. That the cost of the aforesaid work, being the amount of \$123.04, 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 4 of Block 12953 of Sherwood Manor as per map filed July 20, 1959 in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-08 13-2804-001)

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 22nd day of February, 1977, by Councilmember Elliott, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Elliott, Kullijian, Mensinger, ^{Newton} Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap,

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-214

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 12953) Lot 5 - Betty H. Leonard - \$135.13

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 September 20, 1976, adopt its Resolution No. 76-1042G, 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, February 14, 1977, 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, and continued the hearing to 2/22/77 at 4:05 P.M.

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
\$135.13.

SECTION 2. That the cost of the aforesaid work, being the amount
of \$135.13, 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 12953 of Sherwood Manor as per map filed July 20, 1959
in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-08 13-2805-001)

SECTION 3. Said assessment shall bear interest on the unpaid bal-
ance 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 deliv-
ered 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 pro-
cedure 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 22nd day of February,
1977, by Councilmember Elliott, who moved its adoption, which
motion being duly seconded by Councilmember Kullijian, was upon roll
call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Elliott, Kullijian, Mensinger, ^{Newton} Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap,

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-215

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 12953) Lot 23 - Edward B. & Helen H. Ballinger -
\$204.62

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 September 20, 1976, adopt its Resolution No. 76-1042G, 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, February 14, 1977, 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, and continued the hearing to 2/22/77 at 4:05 P.M.

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 \$204.62.

SECTION 2. That the cost of the aforesaid work, being the amount of \$204.62, 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 23 of Block 12953 of Sherwood Manor as per map filed July 20, 1959 in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-08 13-2823-001)

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 22nd ~~14th~~ day of February, 1977, by Councilmember Elliott, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Elliott, Kullijian, Mensinger, /Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap,

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-216

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 12953) Lot 22 - William T. and Betty L. Scott -
\$180.87

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 September 20, 1976, adopt its Resolution No. 76-1042G, 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, February 14, 1977, 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, and continued the hearing to 2/22/77 at 4:05 P.M.

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
\$180.87.

SECTION 2. That the cost of the aforesaid work, being the amount of \$180.87, 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 12953 of Sherwood Manor as per map filed July 20, 1959 in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-08 13-2822-001)

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 22nd ~~XXXX~~ day of February, 1977, by Councilmember Elliott, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Elliott, Kullijian, Mensinger/ ^{Newton} Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap,

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-217

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT 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 12953) Lot 21 - Lawrence H. and Katherine D. Moncrief -
\$364.45

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 September 20, 1976, adopt its Resolution No. 76-1042G, 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, February 14, 1977, 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, and continued the hearing to 2/22/77 at 4:05 P.M.

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
\$364.45.

SECTION 2. That the cost of the aforesaid work, being the amount of \$364.45, 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 12953 of Sherwood Manor as per map filed July 20, 1959 in Volume 19 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-08 13-2821-001)

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 22nd ~~IXXX~~ day of February, 1977, by Councilmember Elliott, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Elliott, Kullijian, Mensinger, / Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap,

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-218

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED
TERRITORY FROM THE MC HENRY-DRY CREEK
FIRE PROTECTION DISTRICT IN STANISLAUS COUNTY.

WHEREAS, a portion of the McHenry-Dry Creek
Fire Protection District in Stanislaus County was annexed to the
City of Modesto as East Orangeburg No. 7 Addition
by Resolution No. 76-1327 adopted on December 13,
1976, and said addition officially became a part of the City of
Modesto on February 4, 1977, 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 McHenry-Dry Creek
Fire Protection District in Stanislaus County. Said withdrawal to
be effective at 12:00 midnight on December 31, 1977.

BE IT FURTHER RESOLVED that the City Clerk be, and he 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 22d day of February, 1977, by Councilman Siefkin, who moved its adoption, which motion being duly seconded by Councilman Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Elliott, Kullijian, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dunlap, Newton

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 Ross Campbell
Public Works Department
L.A.H. 2-15-77

EAST ORANGEBURG NO. 7

All that real property in the State of California, County of Stanislaus, being a portion of the Northeast quarter of Section 24, 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 Northeastern corner of EAST ORANGEBURG NO. 6 ADDITION (331), as per description filed May 8, 1975, as Instrument 43098, Stanislaus County Records, said point also being the intersection of the center line of 40.00 foot East Orangeburg Avenue and the Northerly extension of an Eastern line of Wyldewood Meadow No. 3 Subdivision, as per map filed June 9, 1976, in Volume 26 of Maps, Page 8, Stanislaus County Records;

1. thence along the existing City Limits on said Eastern line of said Wyldewood Meadow No. 3 subdivision and an Eastern line of said ADDITION (331), South $00^{\circ} 51' 30''$ East, 375.71 feet;
2. thence along a Northern line of said Wyldewood Meadow No. 3 subdivision and a Northern line of said ADDITION (331), North $89^{\circ} 21' 00''$ East, 126.00 feet, to a Northeastern corner of said ADDITION (331) and said Wyldewood Meadow No. 3 subdivision;
3. thence along an Eastern line of said ADDITION (331), South $00^{\circ} 51' 30''$ East, 646.09 feet, to the Southeastern corner of said ADDITION (331), said point being on the Southwestern corner of Lot 14 of Idaho Colony, as per map filed April 27, 1909, in Volume 4 of Maps, Page 20, Stanislaus County Records, said point also being on a Northern boundary of SPRING CREEK ADDITION (325), as per description filed January 15, 1975, as Instrument 26879, Stanislaus County Records;
4. thence along the boundary of said ADDITION (325), and Southern line of Lot 14 of said Idaho Colony, North $64^{\circ} 37' 00''$ East, 71.28 feet;
5. thence continuing along the boundary of said ADDITION (325) and said Southern line of Lot 14, North $81^{\circ} 17' 00''$ East, 595.45 feet, to the Southeastern corner of Lot 14 of said Idaho Colony;
6. thence along the Eastern line of said Lot 14 of Idaho Colony, North $00^{\circ} 50' 00''$ West, 743.92 feet, to a Northwestern corner of said ADDITION (325);
7. thence continuing along the boundary of said ADDITION (325), North $89^{\circ} 21' 00''$ East, 100.00 feet;
8. thence North $00^{\circ} 50' 00''$ West, 164.50 feet, to a Northwestern corner of said ADDITION (325), said point being on the center line of 40.00 foot East Orangeburg Avenue;
9. thence leaving the existing City Limits along said center line of 40.00 foot East Orangeburg Avenue, South $89^{\circ} 21' 00''$ West, 881.11 feet, to the point of beginning, containing 15.834 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-219

A RESOLUTION DETERMINING THAT THE PUBLIC INTEREST AND CONVENIENCE REQUIRE THAT 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. (EAST ORANGEBURG NO. 7)

WHEREAS, there has been annexed to the City of Modesto on February 4, 1977, certain territory known as East Orangeburg No. 7 Addition, and

WHEREAS, the inclusion of the area contained in East Orangeburg No. 7 Addition 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 East Orangeburg No. 7 Addition (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. 156.

SECTION 4. The Council hereby declares that the area proposed to be annexed to the district will be benefited by such annexation.

SECTION 5. Monday, April 4, 1977, at the hour of 4:05 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 judgment 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. 156.

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) 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) The Eastern line of Christopher Court at a South Western corner of the ANNEXATION.
- (2) The Southern line of East Orangeburg Avenue at the Eastern line of the ANNEXATION.
- (3) The Southern line of East Orangeburg Avenue at the Eastern line of the ANNEXATION.

Said posting shall be made not earlier than the sixtieth (60th) nor later than the thirtieth (30th) day prior to the date fixed for the hearing. Not earlier than sixty (60) 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 shown upon such roll, or (b) as such owner is otherwise known to the City Clerk 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. 156, 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 22nd day of February, 1977, by Councilman Siefkin, who moved its adoption, which motion being duly seconded by Councilman Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Elliott, Kullijian, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dunlap, Newton

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 Paul Campbell
Public Works Department
EAH 2-18-77

EAST ORANGEBURG NO. 7

All that real property in the State of California, County of Stanislaus, being a portion of the Northeast quarter of Section 24, 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 Northeastern corner of EAST ORANGEBURG NO. 6 ADDITION (331), as per description filed May 8, 1975, as Instrument 43098, Stanislaus County Records, said point also being the intersection of the center line of 40.00 foot East Orangeburg Avenue and the Northerly extension of an Eastern line of Wyldewood Meadow No. 3 Subdivision, as per map filed June 9, 1976, in Volume 26 of Maps, Page 8, Stanislaus County Records;

1. thence along the existing City Limits on said Eastern line of said Wyldewood Meadow No. 3 subdivision and an Eastern line of said ADDITION (331), South $00^{\circ} 51' 30''$ East, 375.71 feet;
2. thence along a Northern line of said Wyldewood Meadow No. 3 subdivision and a Northern line of said ADDITION (331), North $89^{\circ} 21' 00''$ East, 126.00 feet, to a Northeastern corner of said ADDITION (331) and said Wyldewood Meadow No. 3 subdivision;
3. thence along an Eastern line of said ADDITION (331), South $00^{\circ} 51' 30''$ East, 646.09 feet, to the Southeastern corner of said ADDITION (331); said point being on the Southwestern corner of Lot 14 of Idaho Colony, as per map filed April 27, 1909, in Volume 4 of Maps, Page 20, Stanislaus County Records, said point also being on a Northern boundary of SPRING CREEK ADDITION (325), as per description filed January 15, 1975, as Instrument 26879, Stanislaus County Records;
4. thence along the boundary of said ADDITION (325), and Southern line of Lot 14 of said Idaho Colony, North $64^{\circ} 37' 00''$ East, 71.28 feet;
5. thence continuing along the boundary of said ADDITION (325) and said Southern line of Lot 14, North $81^{\circ} 17' 00''$ East, 595.45 feet, to the Southeastern corner of Lot 14 of said Idaho Colony;
6. thence along the Eastern line of said Lot 14 of Idaho Colony, North $00^{\circ} 50' 00''$ West, 743.92 feet, to a Northwestern corner of said ADDITION (325);
7. thence continuing along the boundary of said ADDITION (325), North $89^{\circ} 21' 00''$ East, 100.00 feet;
8. thence North $00^{\circ} 50' 00''$ West, 164.50 feet, to a Northwestern corner of said ADDITION (325), said point being on the center line of 40.00 foot East Orangeburg Avenue;
9. thence leaving the existing City Limits along said center line of 40.00 foot East Orangeburg Avenue, South $89^{\circ} 21' 00''$ West, 881.11 feet, to the point of beginning, containing 15.834 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-220

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED
TERRITORY FROM THE SALIDA
FIRE PROTECTION DISTRICT IN STANISLAUS COUNTY.

WHEREAS, a portion of the Salida
Fire Protection District in Stanislaus County was annexed to the
City of Modesto as Prescott No. 5 Addition
by Ordinance No. 1562-C.S. adopted on November 22,
1976, and said addition officially became a part of the City of
Modesto on February 4, 1977, 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 Salida
Fire Protection District in Stanislaus County. Said withdrawal to
be effective at 12:00 midnight on December 31, 1977.

BE IT FURTHER RESOLVED that the City Clerk be, and he 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 22d day of February, 1977, by Councilman Siefkin, who moved its adoption, which motion being duly seconded by Councilman Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dunlap, Newton

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 Ross Ramsey
Public Works Department

EJH 2-18-77

All that real property in the State of California, County of Stanislaus, being portions of the Southeast quarter of Section 13 and the Northeast quarter of Section 24, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the intersection of the South line of Section 13 and the Southwestern line of 100 foot Southern Pacific Transportation Company right of way, said point being on the Northern line of MODESTO STATE HOSPITAL ADDITION (283), as per description filed April 20, 1972, as Instrument 15750, Stanislaus County Records;

1. thence along said section line common to Sections 13 and 24 and Northern line of said ADDITION (283), North $89^{\circ} 07' 38''$ East, 136.07 feet, to the Northeastern line of 100 foot Southern Pacific Transportation Company right of way, said point being on the Southwestern line of NORTH 99 NO. 3 ADDITION (239), as per description filed September 8, 1969, as Instrument 30099, Stanislaus County Records;
2. thence along said Southwestern line of said ADDITION (239) and Northeastern line of 100 foot Southern Pacific Transportation Company right of way, North $43^{\circ} 26' 39''$ West, 124.05 feet, to the Southwestern corner of DALE ROAD NO. 1 ADDITION (279), as per description filed December 13, 1971, as Instrument 47085, Stanislaus County Records, to the Easterly extension of the Northern line of 40 foot Shoemake Avenue;
3. thence along the boundary of said ADDITION (279), North $58^{\circ} 37' 02''$ East, 318.06 feet;
4. thence continuing along said boundary of ADDITION (279), North $16^{\circ} 00' 18''$ West, 618.31 feet;
5. thence South $89^{\circ} 08' 21''$ East, 289.60 feet;
6. thence South $28^{\circ} 22' 31''$ East, 664.65 feet;
7. thence South $12^{\circ} 58' 23''$ West, 205.50 feet, to a point on the boundary of ADDITION (239), said point being on a non-tangent curve concave to the Northeast, from which point a radial line bears North $25^{\circ} 03' 33''$ East;
8. thence along said non-tangent curve concave to the Northeast, having a Radius of 773.00 feet, a Central Angle of $19^{\circ} 02' 54''$, and an Arc Length of 256.99 feet, to a point on said non-tangent curve from which a radial line bears North $06^{\circ} 00' 39''$ East, said point being on the Northern boundary of 100 foot Modesto Irrigation District Lateral No. 3 right of way;
9. thence along said Northern boundary on a non-tangent curve concave to the Northwest, from which point a radial line bears North $11^{\circ} 19' 15''$ West, having a Radius of 353.80 feet, a Central Angle of $47^{\circ} 30' 23''$, and an Arc Length of 293.35 feet, to a point of tangency;
10. thence continuing along said Northern boundary of 100 foot Modesto Irrigation District Lateral No. 3 right-of-way, on a tangent line, North $31^{\circ} 10' 22''$ East, 410.44 feet, to a point on the East line of Section 13, said point also being on a Western line of NORTH 99 ADDITION (195), as per description filed June 28, 1966, as Instrument 23028, Stanislaus County Records;
11. thence along said East line of Section 13 and a Western line of said ADDITION (195), North $00^{\circ} 30' 00''$ West, 673.91 feet, to the Southeastern corner of PRESCOTT NO. 4 ADDITION (291), as per description filed May 16, 1972, as Instrument 19653, Stanislaus County Records;
12. thence along the boundary of said ADDITION (291), North $89^{\circ} 21' 58''$ West, 495.00 feet, to the Southwestern corner of said ADDITION (291);
13. thence continuing along said boundary, North $07^{\circ} 44' 38''$ East, 116.00 feet, to a point on a non-tangent curve, from which point a radial line bears South $85^{\circ} 47' 41''$ East;
14. thence along said non-tangent curve concave to the Southeast, having a Radius of 82.00 feet, a Central Angle of $86^{\circ} 25' 43''$, and an Arc Length of 123.69 feet, to a point of tangency;
15. thence along a tangent line, South $89^{\circ} 21' 58''$ East, 375.00 feet, to a Western line of PARK MANOR ADDITION (109), as per description filed June 2, 1960, as Instrument 15668, Stanislaus County Records, said Western line being the Western line of 40.00 foot PRESCOTT ROAD;
16. thence along said Western line of said ADDITION (109), North $00^{\circ} 30' 00''$ West, 1087.00 feet, to a Southeastern corner of PRESCOTT NO. 3 ADDITION (227), as per description filed March 10, 1969, as Instrument 8142, Stanislaus County Records;
17. thence along the boundary of said ADDITION (227), South $89^{\circ} 06' 15''$ West, 345.51 feet;
18. thence South $00^{\circ} 53' 30''$ East, 192.00 feet;
19. thence continuing along the boundary of ADDITION (227), South $89^{\circ} 06' 15''$ West, 962.31 feet, to the Southeastern corner of SCOTT MANOR ADDITION (130), as per description filed May 29, 1962, as Instrument 20605, Stanislaus County Records;

20. thence along the Southern line of said ADDITION (130), South $89^{\circ}06' 15''$ West, 1286.61 feet, to a Southeastern corner of HIGHWAY VILLAGE ADDITION (255), as per description filed June 15, 1970, as Instrument 19308, Stanislaus County Records;
21. thence South $89^{\circ} 06' 15''$ West, 40.00 feet, to a point on the North-South quarter section line of Section 13, said quarter section line also being the Western line of 40.00 foot Conant Avenue;
22. thence along said ADDITION (255) and said quarter section line, South $00^{\circ} 33' 35''$ East, 755.69 feet, to the Southernmost corner of ADDITION (255), said point being on the Southwestern right of way line of California State Highway 99, said point also being on a Northeastern corner of BECKWITH NO.1 ADDITION (305), as per description filed June 19, 1973, as Instrument 54524, Stanislaus County Records;
23. thence continuing along said quarter section line of Section 13 and an Eastern line of said ADDITION (305), South $00^{\circ} 33' 35''$ East, 147.25 feet, to a point on the Southwestern line of 100 foot Southern Pacific Transportation Company right of way;
24. thence leaving the existing City Limits along said Southwestern right of way line, South $43^{\circ} 26' 39''$ East, 1826.60 feet, to the point of beginning, containing 106.681 Acres, more or less.

BASIS OF BEARINGS: Bearing of N 00° 30' 00" W for the East line of Section 13, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, as per map filed in Volume 12 of Record of Survey, Page 67, Stanislaus County Records.

1" = 400'

CURVE A
19° 02' 54"
R - 773.00' L - 256.99'

CURVE B
47° 30' 23"
R - 353.80' L - 293.35'

CURVE C
86° 25' 43"
R - 82.00' L - 123.69'

- (109) PARK MANOR ADDITION
Filed 6-2-60 Instr. 15668
- (130) SCOTT MANOR ADDITION
Filed 5-29-62 Instr. 20605
- (195) NORTH 99 ADDITION
Filed 6-28-66 Instr. 23028
- (227) PRESCOTT NO. 3 ADDITION
Filed 3-10-69 Instr. 8142
- (239) NORTH 99 NO. 3 ADDITION
Filed 9-8-69 Instr. 30099
- (255) HIGHWAY VILLAGE ADDITION
Filed 6-15-70 Instr. 19308
- (279) DALE ROAD NO. 1 ADDITION
Filed 12-13-71 Instr. 47085
- (283) MODESTO STATE HOSPITAL ADDITION
Filed 4-20-72 Instr. 15750
- (291) PRESCOTT NO. 4 ADDITION
Filed 5-16-72 Instr. 19653
- (305) BECKWITH NO. 1 ADDITION
Filed 6-19-73 Instr. 54524

P.O.B.

REFERENCES ARE TO STANISLAUS COUNTY RECORDS.
--- PREVIOUS ANNEXATION BOUNDARY.

△1	N 89° 07' 38" E	136.07'	△13	N 07° 44' 38" E	116.00'
△2	N 43° 26' 39" W	124.05'	△14	CURVE C	
△3	N 58° 37' 02" E	318.06'	△15	S 89° 21' 58" E	375.00'
△4	N 16° 00' 18" W	618.31'	△16	N 00° 30' 00" W	1087.00'
△5	S 89° 08' 21" E	289.60'	△17	S 89° 06' 15" W	345.51'
△6	S 28° 22' 31" E	664.65'	△18	S 00° 53' 30" E	192.00'
△7	S 12° 58' 23" W	205.50'	△19	S 89° 06' 15" W	962.31'
△8	CURVE A		△20	S 89° 06' 15" W	1286.61'
△9	CURVE B		△21	S 89° 06' 15" W	40.00'
△10	N 31° 10' 22" E	410.44'	△22	S 00° 33' 35" E	755.69'
△11	N 00° 30' 00" W	673.91'	△23	S 00° 33' 35" E	147.25'
△12	N 89° 21' 58" W	495.00'	△24	S 43° 26' 39" E	1826.60'

PRESCOTT NO. 5 ADDITION

106.681 ACRES

MODESTO CITY COUNCIL
RESOLUTION NO. 77-221

A RESOLUTION DETERMINING THAT THE PUBLIC INTEREST AND CONVENIENCE REQUIRE THAT 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. (PRESCOTT NO. 5)

WHEREAS, there has been annexed to the City of Modesto on February 4, 1977, certain territory known as Prescott No. 5 Addition, and

WHEREAS, the inclusion of the area contained in Prescott No. 5 Addition 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 Prescott No. 5 Addition (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. 155.

SECTION 4. The Council hereby declares that the area proposed to be annexed to the district will be benefited by such annexation.

SECTION 5. Monday, April 4, 1977, at the hour of 4:00 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 judgment 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. 155.

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) 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) The Western line of Prescott Road at the Northern line of the ANNEXATION.
- (2) The Western line of Briggsmore Avenue at the Eastern line of the ANNEXATION.
- (3) The Eastern line of Conant Avenue at the Northern line of the ANNEXATION.

Said posting shall be made not earlier than the sixtieth (60th) nor later than the thirtieth (30th) day prior to the date fixed for the hearing. Not earlier than sixty (60) 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 shown upon such roll, or (b) as such owner is otherwise known to the City Clerk 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. 155, 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 22nd day of February, 1977, by Councilman Siefkin, who moved its adoption, which motion being duly seconded by Councilman Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dunlap, Newton

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 Ron Campbell
Public Works Department

E AH 2-18-77

All that real property in the State of California, County of Stanislaus, being portions of the Southeast quarter of Section 13 and the Northeast quarter of Section 24, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the intersection of the South line of Section 13 and the Southwestern line of 100 foot Southern Pacific Transportation Company right of way, said point being on the Northern line of MODESTO STATE HOSPITAL ADDITION (283), as per description filed April 20, 1972, as Instrument 15750, Stanislaus County Records;

1. thence along said section line common to Sections 13 and 24 and Northern line of said ADDITION (283), North $89^{\circ} 07' 38''$ East, 136.07 feet, to the Northeastern line of 100 foot Southern Pacific Transportation Company right of way, said point being on the Southwestern line of NORTH 99 NO. 3 ADDITION (239), as per description filed September 8, 1969, as Instrument 30099, Stanislaus County Records;
2. thence along said Southwestern line of said ADDITION (239) and Northeastern line of 100 foot Southern Pacific Transportation Company right of way, North $43^{\circ} 26' 39''$ West, 124.05 feet, to the Southwestern corner of DALE ROAD NO.1 ADDITION (279), as per description filed December 13, 1971, as Instrument 47085, Stanislaus County Records, to the Easterly extension of the Northern line of 40 foot Shoemake Avenue;
3. thence along the boundary of said ADDITION (279), North $58^{\circ} 37' 02''$ East, 318.06 feet;
4. thence continuing along said boundary of ADDITION (279), North $16^{\circ} 00' 18''$ West, 618.31 feet;
5. thence South $89^{\circ} 08' 21''$ East, 289.60 feet,
6. thence South $28^{\circ} 22' 31''$ East, 664.65 feet;
7. thence South $12^{\circ} 58' 23''$ West, 205.50 feet, to a point on the boundary of ADDITION (239), said point being on a non-tangent curve concave to the Northeast, from which point a radial line bears North $25^{\circ} 03' 33''$ East;
8. thence along said non-tangent curve concave to the Northeast, having a Radius of 773.00 feet, a Central Angle of $19^{\circ} 02' 54''$, and an Arc Length of 256.99 feet, to a point on said non-tangent curve from which a radial line bears North $06^{\circ} 00' 39''$ East, said point being on the Northern boundary of 100 foot Modesto Irrigation District Lateral No. 3 right of way;
9. thence along said Northern boundary on a non-tangent curve concave to the Northwest, from which point a radial line bears North $11^{\circ} 19' 15''$ West, having a Radius of 353.80 feet, a Central Angle of $47^{\circ} 30' 23''$, and an Arc Length of 293.35 feet, to a point of tangency;
10. thence continuing along said Northern boundary of 100 foot Modesto Irrigation District Lateral No. 3 right-of-way, on a tangent line, North $31^{\circ} 10' 22''$ East, 410.44 feet, to a point on the East line of Section 13, said point also being on a Western line of NORTH 99 ADDITION (195), as per description filed June 28, 1966, as Instrument 23028, Stanislaus County Records;
11. thence along said East line of Section 13 and a Western line of said ADDITION (195), North $00^{\circ} 30' 00''$ West, 673.91 feet, to the Southeastern corner of PRESCOTT NO.4 ADDITION (291), as per description filed May 16, 1972, as Instrument 19653, Stanislaus County Records;
12. thence along the boundary of said ADDITION (291), North $89^{\circ} 21' 58''$ West, 495.00 feet, to the Southwestern corner of said ADDITION (291);
13. thence continuing along said boundary, North $07^{\circ} 44' 38''$ East, 116.00 feet, to a point on a non-tangent curve, from which point a radial line bears South $85^{\circ} 47' 41''$ East;
14. thence along said non-tangent curve concave to the Southeast, having a Radius of 82.00 feet, a Central Angle of $86^{\circ} 25' 43''$, and an Arc Length of 123.69 feet, to a point of tangency;
15. thence along a tangent line, South $89^{\circ} 21' 58''$ East, 375.00 feet, to a Western line of PARK MANOR ADDITION (109), as per description filed June 2, 1960, as Instrument 15668, Stanislaus County Records, said Western line being the Western line of 40.00 foot PRESCOTT ROAD;
16. thence along said Western line of said ADDITION (109), North $00^{\circ} 30' 00''$ West, 1087.00 feet, to a Southeastern corner of PRESCOTT NO. 3 ADDITION (227), as per description filed March 10, 1969, as Instrument 8142, Stanislaus County Records;
17. thence along the boundary of said ADDITION (227), South $89^{\circ} 06' 15''$ West, 345.51 feet;
18. thence South $00^{\circ} 53' 30''$ East, 192.00 feet;
19. thence continuing along the boundary of ADDITION (227), South $89^{\circ} 06' 15''$ West, 962.31 feet, to the Southeastern corner of SCOTT MANOR ADDITION (130), as per description filed May 29, 1962, as Instrument 20605, Stanislaus County Records;

20. thence along the Southern line of said ADDITION (130), South $89^{\circ}06'15''$ West, 1286.61 feet, to a Southeastern corner of HIGHWAY VILLAGE ADDITION (255), as per description filed June 15, 1970, as Instrument 19308, Stanislaus County Records;
21. thence South $89^{\circ}06'15''$ West, 40.00 feet, to a point on the North-South quarter section line of Section 13, said quarter section line also being the Western line of 40.00 foot Conant Avenue;
22. thence along said ADDITION (255) and said quarter section line, South $00^{\circ}33'35''$ East, 755.69 feet, to the Southernmost corner of ADDITION (255), said point being on the Southwestern right of way line of California State Highway 99, said point also being on a Northeastern corner of BECKWITH NO.1 ADDITION (305), as per description filed June 19, 1973, as Instrument 54524, Stanislaus County Records;
23. thence continuing along said quarter section line of Section 13 and an Eastern line of said ADDITION (305), South $00^{\circ}33'35''$ East, 147.25 feet, to a point on the Southwestern line of 100 foot Southern Pacific Transportation Company right of way;
24. thence leaving the existing City Limits along said Southwestern right of way line, South $43^{\circ}26'39''$ East, 1826.60 feet, to the point of beginning, containing 106.681 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-222

CORRECTED

A RESOLUTION APPROVING A LOT LINE ADJUSTMENT FOR PROPERTY LOCATED NORTH OF SISK ROAD, WEST OF BRIGGSMORE AVENUE (LILLJENQUIST INVESTMENT COMPANY).

WHEREAS, an application for a lot line adjustment for property located north of Sisk Road, west of Briggsmore Avenue was filed in the office of the Director of Planning and Community Development on February 10, 1977, and

WHEREAS, the property which is proposed to be transferred by said lot line adjustment is shown on the drawing on file in the office of the Director of Planning and Community Development titled "Lot Line Adjustment Application No. 77-1", and,

WHEREAS, the proposed lot line adjustment has been reviewed by affected City departments and it has been determined that relocation of the lot line as proposed will not conflict with applicable City regulations,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the lot line adjustment for property located north of Sisk Road, west of Briggsmore Avenue as shown on the drawing titled "Lot Line Adjustment Application No. 77-1" which is on file in the office of the Director of Planning and Community Development be and is hereby approved subject to the following conditions:

1. That the lot line adjustment shall not become effective until a deed for the conveyed land is recorded in the office of the County Recorder.

2. That the land conveyed as a result of the lot line adjustment shall be consolidated with the Grantee's parcel, shall not exist as a separate parcel, and shall not be reconveyed without additional approval for a new lot line adjustment. This restriction shall be noted on the recorded deed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of February, 1977 by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Newton

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. 77-223

A RESOLUTION AUTHORIZING CITY MANAGER TO SIGN ALL NECESSARY DOCUMENTS
TO REPLACE EXISTING TELEPHONE EQUIPMENT WITH A DIMENSION PBX SYSTEM

WHEREAS, the City of Modesto, for the past two years, has experienced a minor communications crisis because of the inadequacy of the current telephone system; and

WHEREAS, two systems have been developed by Pacific Telephone Company which meet the City's need and have potential for expansion; and

WHEREAS, the Director of Management Services in a memorandum to the City Manager dated February 4, 1977 has recommended that the Dimension PBX system be installed, to be completed and operable on March 1, 1978 or as soon thereafter as the expansion of the City Hall can be accomplished, so that the City's timing will coincide with the issuance of the 1978 telephone directory; and

WHEREAS, the Pacific Telephone Company requires sufficient lead time for implementation of the necessary improvements;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the City Manager is hereby authorized to sign all necessary documents relative to the replacement of the existing telephone equipment and the installation of a Dimension PBX System.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of February, 1977, by Councilmember Kullijian, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: ^{Vice Mayor} Elliott, Kullijian, Mensinger, Newton,
Siefkin,

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-224

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$11,070 TO PROVIDE FUNDS NEEDED FOR THE INSTALLATION OF CENTREX DIMENSION SYSTEM

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

SPECIAL FUND FOR CAPITAL OUTLAYS (321)

FROM: General Reserve (60-00-321)	\$11,070.00
TO: Installation of Centrex Dimension System (6920-90-321)	\$11,070.00

(Installation of Centrex Dimension System is budgeted in the CIP for 1977-78. Because this project is being accelerated, money is needed to cover cost for the system)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of February, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: ^{Vice Mayor} Elliott, Kullijian, Mensinger, Newton, Siefkin

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mayor Davies

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-225

A RESOLUTION APPROVING DAM FAILURE JOINT CONTINGENCY PLAN FOR STANISLAUS COUNTY, CITIES AND IRRIGATION DISTRICTS WITHIN THE COUNTY

WHEREAS, a document entitled "Stanislaus County Dam Failure Joint Contingency Plan" involving Stanislaus County, Cities and Irrigation Districts within Stanislaus County has been submitted to the City of Modesto for approval of recommendations; and

WHEREAS, said plan contains emergency procedures and control of populated areas at risk below Don Pedro and Tulloch Dams, and for subsequent re-entry into such areas, and

WHEREAS, this plan is an integral part of an extension to Stanislaus County's Basic Emergency Plan and the plans of nine incorporated cities in the County including Modesto, Ceres, Turlock, Riverbank, Oakdale, Waterford, Hughson, Newman and Patterson; and

WHEREAS, a copy of said plan is on file in the office of the City Clerk.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that recommendations contained in the Dam Failure Joint Contingency Plan for Stanislaus County, Cities and Irrigation Districts within the City, dated January 1977, are hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of February, 1977, by Councilmember Siefkin, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Newton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-226

A RESOLUTION ACCEPTING IMPROVEMENTS IN BLOOMFIELD NO. 1 SUBDIVISION
AND AUTHORIZING RELEASE OF SUBDIVISION BONDS

WHEREAS, The Bloomfield Joint Venture, a joint venture, sub-
dividers of Bloomfield No. 1 subdivision, has filed Subdivision
Bonds for faithful performance and labor and materials in the amount
of \$141,700 and \$70,850 respectively to guarantee improvements in
Bloomfield No. 1 subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated
February 15, 1977 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 expira-
tion of the statutory period.

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

1. The improvements in Bloomfield No. 1 Subdivision are hereby
accepted.
2. The City Clerk is hereby authorized to release the Subdivision
Bond for faithful performance in the amount of \$141,700 upon record-
ation of notice of completion.
3. The City Clerk is hereby authorized to release the Subdivision
Bond for labor and materials in amount of \$70,850 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 22nd day of February,
1977, by Councilmember Siefkin , who moved its adoption, which
motion being duly seconded by Councilmember Elliott , was upon roll
call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Mensinger, Siefkin,
Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Newton

ATTEST: *Norrine Coyde*
NORRINE COYDE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-227

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JORGENSEN-TOLLADAY ENGINEERS, INC., FOR ENGINEERING SERVICES ON 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 Jorgensen-Tolladay Engineers, Inc., for engineering services on 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 22nd day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Mensinger, Siefkin,
Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Newton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-228

A RESOLUTION DETERMINING THE GENERAL PREVAILING WAGE RATES OF PER
DIEM WAGES IN THE LOCALITY OF THE CITY OF MODESTO

WHEREAS, Section 1773.2 of the Labor Code of the State of California requires that if the awarding body chooses to refer to a copy of the prevailing rate of per diem wages on file at its principal office, in lieu of specifying them in each call for bids, and in the bid specifications, and in the contract itself, the awarding body shall publish its determination of the prevailing rate of wages at least one time in a newspaper of general circulation during each year, and shall cause a copy thereof to be posted on each job-site; and

WHEREAS, the City of Modesto has received the wate rates as determined by the Director of the Department of Industrial Relations, and

WHEREAS, the City staff has made applicable extracts and combined said extracts in convenient format,

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that the prevailing wage rates shall be that as from time to time determined by the Director of the Department of Industrial Relations. A copy of said rates are attached hereto, marked Exhibit A and by reference made a part hereof. Any subsequent revisions of said determination by the Director of the Department of Industrial Relations of the State of California are hereby declared to be changes in the prevailing wage rates of per diem wages in the locality of the City of Modesto.

The City Clerk is hereby instructed to publish once in the Modesto Bee, a newspaper of general circulation, the above mentioned wage rates marked Exhibit A.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of February, 1977, by Councilmember Siefkin , who moved its adoption, which motion being duly seconded by Councilmember Elliott was hereby

upon roll call carried and the resolution adopted by the following
vote:

AYES: Councilmembers: Elliott, Kullijian, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Newton

ATTEST: *Norrine Coyte*
NORRINE COYTE, City Clerk

Operator (concrete pump)	14.81	19.97	25.13
Dual drum mixer operator	14.81	19.97	25.13
Elevating grader operator	15.63	21.20	26.77
Elevator operator (inclined)	14.30	19.205	24.11
Excavator operator	14.30	19.205	24.11
Excavator operator (backhoe)	14.30	19.205	24.11
Fork lift or lumber stacker operator (construction jobsite)	14.30	19.205	24.11
Fuller Kenyon pump operator and similar types	14.81	19.97	25.13
Gantry crane operator, or similar equipment	14.81	19.97	25.13
Concrete operator (102 HP or over)	14.81	19.97	25.13
Grade-all operator (up to and including 1 C.Y.)	15.74	21.363	26.99
Gradesetter, gradechecker (mechanical or otherwise)	14.66	19.745	24.83
Grouting machine operator	14.51	19.52	24.53
Heading shield operator	15.21	20.57	25.93
Heavy duty repairman and/or welder	15.21	20.57	25.93
Heavy duty repairman helper	13.19	17.54	21.89
Heavy duty repairman, driver operator (including crane)	15.63	21.20	26.77
Highway maintenance operator (rolling type shiller)	14.30	19.205	24.11
Highway maintenance operator (5-ton and under)	14.30	19.205	24.11
Highway maintenance operator (over 5 tons)	14.30	19.205	24.11
Hydraulic excavator operator	14.30	19.205	24.11
Hydra-Hammer operator or similar	15.91	21.62	27.33
Hydraulic monitor operator	13.54	18.065	22.59
Instrument man	14.81	19.97	25.13
Journeyman trainee	14.81	19.97	25.13
General machine operator (or similar)	14.81	19.97	25.13
Koehring Scooper operator (or similar)	15.63	21.20	26.77
Kolman loader operator	15.21	20.57	25.93
Lift slab machine operator (Vagtborg and similar types)	15.63	21.20	26.77
Loader operator	15.21	20.57	25.93
Loader operator (up to 2 yards)	15.21	20.57	25.93
Loader operator (2 yards up to and including 4 yards)	15.63	21.20	26.77
Loader operator (over 4 yards, up to and including 12 C.Y.)	15.91	21.62	27.33
Loader operator (over 12 C.Y., up to and including 18 C.Y.)	16.98	23.225	29.47
Loader operator (over 18 C.Y.)	17.26	23.64	30.03
Locomotive operator	14.30	19.205	24.11
Locomotive operator (over 30 tons)	14.30	19.205	24.11
Locomotive operator (over 100 tons) (single or multiple units)	14.30	19.205	24.11
Lubrication and service engineer (mobile and grease rack)	14.30	19.205	24.11
Lull Hi-Lift operator or similar (20 feet or over)	15.43	20.90	26.37
Magninis Internal Full Slab Vibrator operator (on airports, highways, canals and warehouses)	14.66	19.745	24.83
Material hoist operator (1 drum)	14.30	19.205	24.11
Material hoist operator (2 or more drums)	14.81	19.97	25.13
Mechanical berm, curb and/or curb and gutter machine operator, concrete or asphalt	14.66	19.745	24.83
Mechanical conveyor operator (hand type)	14.30	19.205	24.11
Mechanical conveyor operator (hand type)	14.30	19.205	24.11
Mechanical finisher operator (concrete) (Clary, Johnson, Bidwell bridge deck or similar types)	14.66	19.745	24.83
Mechanical finisher or spreader machine operator (asphalt, Barber-Greene and similar)	14.81	19.97	25.13
Mechanical trench shield operator	15.21	20.57	25.93
Mechanical trench shield operator	15.21	20.57	25.93
Mechanical trench shield operator	15.21	20.57	25.93
Mechanical trench shield operator	15.21	20.57	25.93
Mechanical trench shield operator	15.21	20.57	25.93
Mechanical trench shield operator	15.21	20.57	25.93
Mechanical trench shield operator	15.21	20.57	25.93
Mechanical trench shield operator	15.21	20.57	25.93
Mechanical trench shield operator	15.21	20.57	25.93
Mechanical trench shield operator	15.21	20.57	25.93
Mucking machine operator (rubber tire, rail or track type)	15.43	20.90	26.37

Multiple engine earthmoving machine operator (Euclids, dozer, etc.) (no tandem scraper)	15.63	21.20	26.77
Oiler	13.19	17.54	21.89
Operator of helicopter (when used in operation)	17.56	21.95	26.63
Operator of helicopter	17.10	17.54	22.00
Pavement breaker with or without compressor combination	14.81	19.97	25.13
Pavement breaker, truck mounted, with compressor combination	14.81	19.97	25.13
Pipe bending machine (pipe lines only)	14.81	19.97	25.13
Pipe cleaning machine (tractor propelled and supported)	14.81	19.97	25.13
Pipe wrapping machine (tractor propelled and supported)	14.81	19.97	25.13
Portable crusher operator	11.66	18.745	24.02
Portable crushing and screening plant operator	11.01	18.07	25.13
Tractor driver operator (#1500 and similar)	11.66	18.745	24.02
Power blade operator (single engine)	15.74	21.365	26.99
Power blade operator (multi-engine)	15.91	21.62	27.33
Power shovel operator (self-propelled)	11.66	18.745	24.02
Power shovel, clamshell, dragline operator (up to and including 1 C.Y., manufacturer's recommended capacity)	15.74	21.365	26.99
Power shovel, clamshell, dragline operator (over 1 yard and up to and including 7 C.Y., manufacturer's recommended capacity)	15.91	21.62	27.33
Power shovel and dragline operator (over 7 C.Y., manufacturer's recommended capacity)	16.98	23.225	29.47
Press-weld operator (air operated)	14.51	19.52	24.53
Pre-stress wire wrapping machine operator	15.63	21.20	26.77
Pump operator	13.54	18.065	22.59
Pump operator (2 to 7)	14.51	19.52	24.53
Push cat operator	15.21	20.57	25.93
Refrigeration operator (self-propelled)	11.01	18.07	25.13
Refrigeration operator (self-propelled)	17.56	21.95	26.63
Refrigeration operator (self-propelled)	15.63	21.20	26.77
Refrigeration operator	13.75	18.38	23.01
Podman or chainman	13.75	18.38	23.01
Roller operator	14.66	19.745	24.83
Roller operator (finish asphalt)	14.61	19.97	25.13
Ross carrier operator (construction jobsite)	13.75	18.38	23.01
Rotomist operator	13.75	18.38	23.01
Rubber tired earthmoving equipment operator (up to and including 45 C.Y. "struck," manufacturer's recommended capacity, Euclids, T-Pulls, DW-10, 20, 21 and similar)	15.21	20.57	25.93
Rubber tired earthmoving machine operator	15.06	20.57	25.93
Rubber tired earthmoving machine operator (over 45 C.Y. and including 75 C.Y. "struck," manufacturer's recommended capacity)	15.06	20.57	25.93
Rubber tired earthmoving machine operator (over 45 C.Y. and including 75 C.Y. "struck," manufacturer's recommended capacity)	15.21	20.57	25.93
Rubber tired earthmoving machine operator (over 45 C.Y. and including 75 C.Y. "struck," manufacturer's recommended capacity)	15.06	20.57	25.93
Rubber tired scraper operator, self-loading (paddle-wheels, etc.)	15.63	21.20	26.77
Screedman (except asphaltic concrete paving)	13.75	18.38	23.01
Screedman (Barber-Greene and similar) (asphaltic concrete paving)	14.66	19.745	24.83
Self-propelled, automatically applied concrete curing machine operator (on streets, highways, airports and canals)	13.75	18.38	23.01
Self-propelled boom-type lifting device operator (center mount) (10 ton capacity or less, manufacturer's recommended capacity)	14.81	19.97	25.13
Self-propelled boom-type lifting device operator (center mount) (over 10 ton)	15.74	21.365	26.99

Self-propelled boom-type lifting device operator (center mount) (over 15 tons)	15.74	21.365	26.99
Self-propelled compactor operator (single engine)	14.66	19.745	24.83
Self-propelled compactor operator with dozer	15.21	20.57	25.93
Self-propelled compactor operator (with multiple propulsion power units)	15.91	21.62	27.33
Self-propelled elevating grade plane operator	14.81	19.97	25.13
Self-propelled hydraulic sweeping machine operator (powerful, non-suction type)	14.66	19.745	24.83
Self-propelled power sweeper operator	14.66	19.745	24.83
Sheepfoot operator	15.21	20.57	25.93
Shuttlecar operator	14.30	19.205	24.11
Shuttlecar operator (reclaim station)	15.63	21.20	26.77
Signalman	13.19	17.54	21.89
Single engine rubber tired earthmoving machine operator (with tandem scrapers)	15.91	21.62	27.33
Single engine scraper operator over 45 yards	15.63	21.20	26.77
Slip form paver operator (concrete or asphalt)	15.91	21.62	27.33
Slip form pump operator (lifting device for concrete forms)	14.66	19.745	24.83
Slusher operator	14.81	19.97	25.13
Small rubber-tired tractor operator	14.66	19.745	24.83
Small tractor operator (with boom)	14.81	19.97	25.13
Soil stabilizer operator (P & H or equal)	15.63	21.20	26.77
Soil tester	14.81	19.97	25.13
Spreader boxman (with screeds)	13.54	18.065	22.59
Sub-grader operator (Gurries or other automatic type)	15.63	21.20	26.77
Surface heater operator	14.66	19.745	24.83
Switchman	13.19	17.54	21.89
Tandem cat operator	15.91	21.62	27.33
Tar pot fireman	13.19	17.54	21.89
Tar pot fireman (power agitated)	13.54	18.065	22.59
Tie spacer	14.30	19.205	24.11
Tire roller operator (rubber-tired or similar equipment)	15.91	21.62	27.33
Tower crane operator, mobile	15.91	21.62	27.33
Tractor operator	14.66	19.745	24.83
Tractor operator, compressor drill combination	15.63	21.20	26.77
Tractor-drawn scraper operator	15.21	20.57	25.93
Tractor operator	15.21	20.57	25.93
Tractor operator (with boom) (D-6 or larger, and similar)	15.43	20.90	26.37
Track laying type earthmoving machine operator (single engine with tandem scrapers)	15.63	21.20	26.77
Truck loading station operator	15.63	21.20	26.77
Trenching machine operator - maximum digging capacity, 3 foot depth	13.75	18.38	23.01
Trenching machine operator	15.21	20.57	25.93
Trencher operator (pulling attached shield)	15.91	21.62	27.33
Tri-batch paver operator	15.21	20.57	25.93
Truck crane oiler	13.75	18.38	23.01
Truck type loader operator	14.81	19.97	25.13
Truck type loader operator (single drum)	14.81	19.97	25.13
Truck type loading machine operator	15.91	21.62	27.33
Universal Lifter and tower crane operator (and similar types)	15.91	21.62	27.33
Universal Lifter operator	15.63	21.20	26.77
Welder	15.21	20.57	25.93
Welding machine operator (powered other than by electricity) (2 to 7)	14.51	19.52	24.53
Wheel loader operator (over 750 C.Y. per hour)	15.91	21.62	27.33
Wheel excavator operator (up to and including 750 C.Y. per hour)	15.91	21.62	27.33
Whirley crane operator (up to and including 25 tons)	15.63	21.20	26.77
Whirley crane operator (over 25 tons)	15.91	21.62	27.33
Wheel loader operator (and other similar equipment)	15.91	21.62	27.33

STEEL FABRICATORS AND ERECTORS

CLASSIFICATION	GENERAL PREVAILING HOURLY WAGE RATE	
	STRAIGHT TIME	ALL OTHER TIME
Assistant to engineer (oiler)	18.71	22.93
Boom cat operator	16.01	27.53
Boom truck or dual purpose A-frame truck operator	16.01	27.53
Chicago boom operator	16.01	27.53
Chief of party	16.01	27.53
Compressor operator	14.09	23.69
Compressor, generator and/or welding machine operator (2 to 6)	15.10	25.71
Combination heavy duty repairman - welder	15.53	26.57
Crane operator (over 125 tons)	16.98	29.47
Crawler crane and truck crane operator (over 15 tons, manufacturer's recommended capacity)	16.42	28.35
Crawler crane and truck crane operator (15 tons or less, manufacturer's rated capacity)	16.01	27.53
Deck engineer	15.10	25.71
Derrick operator	16.42	28.35
Fork lift operator	15.10	25.71
Gantry rider operator	16.42	28.35
Generator operator, gasoline or diesel driven (100 KW or over)	14.09	23.69
Heavy duty repairman	15.24	25.99
High line cableway operator	16.42	28.35
Instrument man	15.10	25.71
Operator of helicopter	17.92	21.48
Rodman or chainman	14.09	23.69
Self-propelled boom type lifting device operator (10 tons, manufacturer's recommended capacity or less)	16.01	27.53
Self-propelled boom type lifting device operator (center mount)(over 10 ton capacity, manufacturer's recommended capacity)	16.42	28.35
Signalman (using mechanical equipment)	15.10	25.71
Single drum hoist operator	16.01	27.53
Tower crane mobile operator	16.42	28.35
Tractor operator	15.24	25.99
Truck crane oiler	14.09	23.69
Tugger hoist operator	16.01	27.53
Two or more drum hoist operator	16.42	28.35
Universal Liebherr and tower crane operator (and similar types)	16.42	28.35

LABOR

CLASSIFICATION	GENERAL PREVAILING HOURLY WAGE RATE		
	STRAIGHT TIME	OVERTIME AND SATURDAY	SUNDAY AND HOLIDAY
All cleanup work of debris, grounds and building, including, but not limited to street cleaner	11.745	15.767	19.79
Asphalt ironer and raker	11.995	16.142	20.29
Asphalt shoveler	11.845	15.917	19.99
Asphalt spreaderbox man	11.995	16.142	20.29
Barrow (Central Coosa County)	12.105	16.142	20.69
Barko, Wacker and similar type tamper operator	11.995	16.142	20.29
Bit grinder	12.22	16.48	20.74
Blasch and powderman	12.22	16.48	20.74
Buggymobile opell.995	16.142	20.29	
Burner and welder	12.045	16.217	20.39
Cast-in-place manhole form setter	11.995	16.142	20.29
Caulker (Central Coosa County)	12.105	16.142	20.69
Cement dumper handling dry cement or gypsum	11.845	15.917	19.99
Chainsaw operator, faller, logloader and buckler	11.995	16.142	20.29
Chokesetter and rigger (clearing work)	11.845	15.917	19.99
Cleaner and washer of windows	11.745	15.767	19.79
Compactor operator (all types)	11.995	16.142	20.29
Concrete and magnesite mixer operator (1/2 yard and under)	11.995	16.142	20.29
Concrete bucket dumper	11.845	15.917	19.99
Concrete chipper and grinder	11.845	15.917	19.99
Concrete laborer (wet or dry)	11.845	15.917	19.99
Concrete pan worker	11.995	16.142	20.29
Concrete saw and sander operator	11.995	16.142	20.29
Conduit layer (Central Coosa County)	12.105	16.142	20.69
Construction laborer, including bridge and general laborer	11.745	15.767	19.79
Cribber and shorer	11.995	16.142	20.29
Cut granite curb setter	11.995	16.142	20.29
Davis trencher operator (T-66 or similar type and all small trenchers)	11.995	16.142	20.29
Diamond drillers	12.22	16.48	20.74
Drill bit helper, chucktender and nipper	11.845	15.917	19.99
Dri pac-it machine operator	11.995	16.142	20.29
Dumpman and loadspotter	11.745	15.767	19.79
Fence erector	11.745	15.767	19.79
Flagman	11.745	15.767	19.79
Fire warden	11.745	15.767	19.79
Form raiser (slip forms)	11.995	16.142	20.29
Gardner-Denver operator (DH-143 and similar type drills)	12.22	16.48	20.74
Gardener, horticultural, and landscape laborer	11.745	15.767	19.79
Green cutter	11.995	16.142	20.29
Guinea chaser (stakeman)	11.845	15.917	19.99
Grout crewman	11.845	15.917	19.99
Guardrail erector	11.745	15.767	19.79
Headerboard man, hubsetter, aligner	11.995	16.142	20.29
High pressure blow pipe operator (1 1/2" and 100 lbs. pressure, minimums)	11.995	16.142	20.29
High pressure nozzleman, abductor	11.845	15.917	19.99
High pressure nozzleman, including drilling of pipe	12.22	16.48	20.74
Hydraulic monitor operator (over 100 pounds pressure)	11.845	15.917	19.99
Hydro seeder operator and similar type	11.995	16.142	20.29
Jackhammer operator	11.995	16.142	20.29
Jacker of pipe (over 12 inches)	11.845	15.917	19.99
Jacker of pipe (under 12 inches)	11.995	16.142	20.29
Jackson and similar type compactor operator	11.845	15.917	19.99
Jatter	11.845	15.917	19.99
Kettleman, potman, and man applying asphalt, Laykold, creosote, lime, caustic and similar type materials (applying, dipping or handling of such materials)	11.995	16.142	20.29
Limber, brush loader and piler	11.745	15.767	19.79
Loader and unloader (carrying and handling of all rods and materials for use in reinforcing concrete)	11.845	15.917	19.99
Loading, placing and backing of all powder and explosives of whatever type, regardless of method used for such loading and placing	12.22	16.48	20.74
Lagger, sheeter, waler, bracer, trench jacker and user of hand-guided lagging hammer	11.995	16.142	20.29
Laser beam man	11.995	16.142	20.29
Jack leg driller	12.22	16.48	20.74
Joy drill operator (Model TWN-2A)	12.22	16.48	20.74
Maintenance landscape laborer (new construction)	11.745	15.767	19.79

Maintenance, laborer and workman	11.745	15.707	19.79
Magnesite, epoxy and mastic worker	11.995	16.142	20.29
Mechanical driller (all types regardless of type or method of power)	12.22	16.48	20.74
Multiple unit drill operator	12.22	16.48	20.74
No joint pipelayer	11.995	16.142	20.29
Operator of all pneumatic, air, gas and electric tools not listed elsewhere	11.845	15.917	19.99
Pavement breaker and spader operator (including tool grinder)	11.995	16.142	20.29
Pavement marker (button setter)	11.745	15.767	19.79
Perma-curb man (including grade checking)	11.995	16.142	20.29
Pipelayer, caulker, bander, pipewrapper, conduit layer and plastic pipe layer	11.995	16.142	20.29
Pipelayer (Carter-Costa County)	13.195	16.448	20.69
Pipewrapper (Carter-Costa County)	13.195	16.448	20.69
Plastic pipe layer (Carter-Costa County)	13.195	16.448	20.69
Pittsburgh Chipper and similar type brush shredder operator	11.845	15.917	19.99
Post hole digger (air, gas and electric tools)	11.995	16.142	20.29
Power broom sweeper operator	11.995	16.142	20.29
Power tamper operator of all types not listed elsewhere	11.995	16.142	20.29
Precast manhole setter	11.995	16.142	20.29
Pressure pipe tester	11.995	16.142	20.29
Ram Set gun and stud gun operator	11.995	16.142	20.29
Riprap stonepaver and rockslinger, including placing of sacked concrete and/or sand (wet or dry) and gabions and similar type	11.995	16.142	20.29
Rotary scarifier operator	11.995	16.142	20.29
Roto and Nitch Witch operator	11.995	16.142	20.29
Rototiller operator	11.995	16.142	20.29
Sandblaster, potman, gunman and nozzle man	11.995	16.142	20.29
Sewer cleaner	12.495	16.892	21.29
Signaler and rigger	11.995	16.142	20.29
Single foot, hand held, pneumatic tamper operator	11.845	15.917	19.99
Sloper	11.845	15.917	19.99
Street sweeper and maintenance worker	11.745	15.707	19.79
Tank cleaner	11.995	16.142	20.29
Temporary water line installer, Victaulic or similar	11.745	15.767	19.79
Toolroom attendant (job site only)	11.745	15.767	19.79
Track driller	12.22	16.48	20.74
Tree climber	11.995	16.142	20.29
Tree topper	12.22	16.48	20.74
Vibra screed operator (bull float)	11.995	16.142	20.29
Vibrator operator	11.995	16.142	20.29
Wagon driller	12.22	16.48	20.74
Watchman	11.745	15.767	19.79
Gunite groundman	12.455	16.832	21.21
Gunite nozzle man, gunman and potman	12.455	16.832	21.21
Gunite reboundman	11.865	15.947	20.03
Gunite rodman	12.455	16.832	21.21
Gunite trainee	11.935	16.052	20.17
Semi-skilled wrecker	11.845	15.917	19.99
Skilled wrecker	11.995	16.142	20.29

TEAMSTER

CLASSIFICATION	GENERAL STRAIGHT TIME	PREVAILING OVERTIME AND SATURDAY	HOURLY WAGE RATE SUNDAY AND HOLIDAY
Ammonia nitrate distributor driver and mixer	13.375	18.615	23.86
Ammonia nitrate distributor driver and mixer	12.80	17.75	22.71
Combination bootman and road oiler	13.24	18.41	23.585
Combination dump truck and dump trailer operator	13.48	18.77	24.065
Concrete pump machine operator	12.80	17.75	22.71
Concrete pump truck driver	12.80	17.75	22.71
Double gooseneck truck driver (seven or more axles)	13.395	18.645	23.90
Driver of combination winch truck with hoist	13.05	18.077	23.105
Driver of dump truck (under 4 yards, water level)	12.80	17.75	22.71
Driver of dump truck (4 yards and under 6 yards, water level)	12.895	17.89	22.89
Driver of dump truck (6 yards and under 8 yards, water level)	13.095	18.195	23.295
Driver of dump truck (8 yards and including 12 yards, water level)	13.335	18.555	23.78
Driver of dump truck (over 12 yards and including 18 yards, water level)	13.375	18.615	23.86
Driver of dump truck (over 18 yards and including 24 yards, water level)	13.48	18.77	24.065
Driver of dump truck (over 24 yards and including 30 yards, water level)	13.535	18.865	24.18
Driver of dump truck (over 30 yards and including 36 yards, water level)	13.605	19.00	24.475
Driver of dump truck (over 36 yards and including 42 yards, water level)	13.695	19.205	24.775
Driver of dump truck (over 42 yards and including 48 yards, water level)	13.805	19.50	25.175
Driver of dump truck (over 48 yards and including 54 yards, water level)	14.135	19.755	25.78
Driver of DW-10, 20, 21 and other similar Cat type Terra Cobra, LeTourneau Pulls, Tournarocker, Euclid and similar type equipment when pulling Aqua-Pak, water tank trailers.	13.785	19.23	24.675
Driver of DW-10, 20, 21 and other similar Cat type Terra Cobra, LeTourneau Pulls, Tournarocker, Euclid and similar type equipment when pulling fuel and/or grease tank trailers or other miscellaneous trailers	13.535	18.855	24.18
Driver of transit mix or agitator truck (under 6 yards)	12.95	17.97	23.005
Driver of transit mix or agitator truck (6 yards and under 8 yards)	13.05	18.077	23.105
Driver of transit mix or agitator truck (8 yards through 10 yards)	13.15	18.27	23.405
Driver of transit mix or agitator truck (over 10 yards through 12 yards)	13.25	18.427	23.605
Driver of transit mix or agitator truck (over 12 yards through 14 yards)	13.35	18.577	23.805
Driver of transit mix or agitator truck (over 14 yards through 16 yards)	13.45	18.77	24.065
Driver of transit mix or agitator truck (over 16 yards through 18 yards)	13.55	18.97	24.325
Fuel and/or grease truck driver and fuelman	12.965	18.00	23.035
Fuel island attendant, or combination pit grease rack and fuel island attendant	12.965	18.00	23.035
Heavy duty transport driver (high bed)	13.115	18.225	23.34
Heavy duty transport driver (gooseneck low bed)	13.345	18.57	23.795
Heavy duty transport tiller man	13.395	18.645	23.90
Hydro lift or Swedish crane operator	13.465	18.75	24.035
Hydro lift extension or retracting crane operator (boom type)	13.465	18.75	24.035
Lift jitney and fork lift operator	12.93	17.95	22.96
Nipper truck driver	12.80	17.75	22.71
P.B. or similar type self-loading truck operator	13.435	18.70	23.98
Pickup truck driver	12.80	17.75	22.71
Road oil truck driver or bootman	12.92	17.93	22.94
Ross Hyster and similar straddle carrier driver	13.14	18.26	23.385
Rubber tired ruck car driver (not self-loaded)	13.07	18.157	23.245
Rubber tired truck jumbo driver	13.11	18.217	23.32
Scissor truck driver	12.995	18.045	23.095
Self-propelled street sweeper driver with self-contained refuse bin	13.335	18.555	23.78

Single unit flatrack driver (2 axle unit)	12.895	17.89	22.89
Single unit flatrack driver (3 axle unit)	12.995	18.045	23.095
Small rubber tired tractor driver	12.995	18.045	23.095
Snow blower driver	13.06	18.06	23.06
Gas powered lawnmower driver	13.335	18.668	23.668
Steam cleaner operator	12.80	17.75	22.71
Team driver	12.80	17.75	22.71
Truck dispatcher	13.185	18.33	23.47
Truck repairman	13.47	18.757	24.045
Truck repairman's helper	12.97	18.007	23.045
Tire repairman	13.335	18.555	23.78
Vacuum truck driver (under 3500 gallons)	12.98	18.022	23.065
Vacuum truck driver (3500 gallons and under 5500 gallons)	13.06	18.142	23.225
Water truck driver (under 2500 gallons)	12.91	17.91	22.91
Water truck driver (2500 and under 4000 gallons)	13.01	18.067	23.12
Water truck driver (4000 and under 5000 gallons)	13.11	18.217	23.32
Water truck driver (5000 and under 7000 gallons)	13.21	18.367	23.525
Warehouse clerk and partsman (job site construction)	12.925	17.94	22.95
Warehouseman and helper	12.80	17.75	22.71
Winch and A-frame truck driver	13.11	18.217	23.32
Helicopter pilot	13.035	17.965	22.995

HOUSEMOVER

CLASSIFICATION

	GENERAL PREVAILING HOURLY WAGE RATE		
	STRAIGHT TIME	OVERTIME AND SATURDAY	SUNDAY AND HOLIDAY
Semi-skilled housemover	11.845	15.667	19.49
Skilled housemover	11.995	15.892	19.79
Unskilled housemover	11.745	15.517	19.29

CARPENTER

Carpenter	14.28	19.905	25.53
Millwright	14.78	20.655	26.53
Patent scaffold erector	14.43	20.13	25.83
Power saw operator	14.43	20.13	25.83
Shingler, floorlayer (hardwood)	14.43	20.13	25.83
Saw filer	14.43	20.13	25.83

DRYWALL INSTALLER

CLASSIFICATION

	GENERAL PREVAILING HOURLY WAGE RATE		
	STRAIGHT TIME	OVERTIME	SATURDAY, SUNDAY AND HOLIDAY
Drywall installer	14.29	19.55	24.81

FENCE CONSTRUCTOR

Fence worker (carpenter)	10.725	15.30	19.875
Journeyman fence worker (carpenter)	10.975	15.675	20.375

CEMENT MASON

Cement mason	14.13	19.13	24.13
Cement mason working from swing or slipform scaffolds	14.38	19.505	24.63
Mastic, magnesite, epoxy, polyester, resin, gypsum and all composition mason	14.38	19.505	24.63

IRON WORKER

CLASSIFICATION

	GENERAL PREVAILING HOURLY WAGE RATE	
	STRAIGHT TIME	ALL OTHER TIME
Reinforcing ironworker	15.54	26.84
Ornamental ironworker	15.54	26.84
Structural ironworker	15.54	26.84
Fence erector	14.65	25.06

BOILERMAKER

Blacksmith	15.07	27.87
Boilermaker	15.07	27.87

CLASSIFICATION

	GENERAL PREVAILING HOURLY WAGE RATE				
	STRAIGHT TIME	OVERTIME	SATURDAY	SUNDAY	HOLIDAY
Beginning trainee	7.69	10.80	7.69	7.69	12.91
Helper sandblaster, wheel stop installer and protective coating applicator	9.19	13.05	9.19	9.19	16.91
Helper striper	9.69	13.80	9.69	9.69	17.91
Journeyman traffic delineating device applicator, wheel stop installer and traffic surface sandblaster	10.54	14.975	10.54	10.54	19.41
Journeyman striper	11.64	16.625	11.64	11.64	21.61
Serviceman	8.12	11.445	8.12	8.12	14.77
Mixer Operator	10.54	14.975	10.54	10.54	19.41
Squeegee man	10.04	14.225	10.04	10.04	18.41
Applicator operator	9.39	13.25	9.39	9.39	17.11
Shuttleman	8.12	11.445	8.12	8.12	14.77
Top man	7.69	10.80	7.69	7.69	13.91

ASBESTOS WORKER

CLASSIFICATION

	GENERAL PREVAILING HOURLY WAGE RATE	
	STRAIGHT TIME	ALL OTHER TIME
Asbestos worker mechanic	16.06	28.47
Heat and frost insulator mechanic	16.06	28.47

	13.85		24.50	
	<u>BRICKTENDER</u>			
	STRAIGHT TIME		ALL OTHER TIME	
	12.00		21.30	
	<u>CARPET AND LINOLEUM LAYER</u>			
	STRAIGHT	SATURDAY	HOLIDAY	
	TIME	OVERTIME	SUNDAY	
	12.90	22.83	22.83	22.83

	<u>ELECTRICIAN</u>			
	STRAIGHT TIME		ALL OTHER TIME	
Cable Splicer	15.182		28.412	
Technician	13.97		26.00	
Wireman	13.97		26.00	

	<u>LATHER</u>			
	STRAIGHT TIME		ALL OTHER TIME	
	10.76		21.51	

	<u>PAINTER</u>				
	STRAIGHT		SATURDAY	HOLIDAY	
	TIME	OVERTIME	SUNDAY		
Brush painter, Taper	11.53	16.33	16.33	16.33	16.33
Spray painter,	11.78	16.705	16.705	16.705	16.705
Sandblaster, Swing					
stage painter,					
Paperhanger					

	<u>PLASTERER</u>			
	STRAIGHT TIME		ALL OTHER TIME	
	12.70		21.75	

	<u>PLASTER TENDER</u>				
	STRAIGHT		SATURDAY	HOLIDAY	
	TIME	OVERTIME	SUNDAY		
	12.01	21.32	21.32	21.32	21.32

	<u>PLUMBER</u>			
	STRAIGHT TIME		ALL OTHER TIME	
	16.09		28.69	

	<u>ROOFER</u>				
	STRAIGHT		SATURDAY	HOLIDAY	
	TIME	OVERTIME	SUNDAY		
Journeyman roofer	12.94	18.585	24.23	24.23	24.23
Felt machine, roof	13.09	18.81	24.53	24.53	24.53
spudding machine,					
power-driven sweeper					
and gravel spreader					
operator					

	<u>SHEETMETAL WORKER</u>			
	STRAIGHT TIME		ALL OTHER TIME	
	13.59		25.10	

	<u>TILESETTER</u>				
	STRAIGHT		SATURDAY	HOLIDAY	
	TIME	OVERTIME	SUNDAY		
	12.12	22.39	22.39	22.39	22.39

TILESETTER'S HELPER

STRAIGHT TIME	OVERTIME	SATURDAY	SUNDAY	HOLIDAY
7.06	10.29	13.52	13.52	13.52

MODESTO CITY COUNCIL
RESOLUTION NO. 77-229

A RESOLUTION AUTHORIZING THE CITY MANAGER TO CONSENT TO ASSIGNMENT OF LEASE. (JOHN LOADES AND MRS. JOHN LOADES TO ALOMA LACKEY)

WHEREAS, Ira N. Root and Elsie Mae Root, husband and wife, as LESSORS, and Willard A. Foster and Hildred A. Foster, husband and wife, as LESSEES, entered into a "Lease of Residential and Business Property" dated December 3, 1969, relating to certain real property described therein and located at 1343 Legion Park Drive, in the City of Modesto, County of Stanislaus, State of California, and

WHEREAS, the City of Modesto purchased said property on June 26, 1973, and became the successor in interest of Ira N. Root and Elsie Mae Root, LESSORS, and

WHEREAS, said agreement prohibits assignment thereof by the LESSEES without the prior written consent of LESSORS, and

WHEREAS, said agreement was assigned, with the consent of the City of Modesto, as LESSORS, from Willard A. Foster and Hildred A. Foster to John Loades and Mrs. John Loades on March 10, 1975, and

WHEREAS, John Loades and Mrs. John Loades by letter received December 22, 1976, have requested the consent of the City of Modesto, as LESSORS, to the assignment of said agreement to Aloma Lackey, an individual, and

WHEREAS, City desires to give its consent to said assignment on the terms and conditions hereinafter set forth,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the City Manager be, and he is hereby, authorized to consent on behalf of the City of Modesto to the assignment of that certain "Lease of Residential and Business Property" dated December 3, 1969, from John Loades and Mrs. John Loades to Aloma Lackey, an individual, effective March 1, 1977, on the condition that Aloma Lackey, an individual, shall execute and deliver to the City an assumption agreement in a form acceptable to the City Attorney by the terms of which Aloma Lackey, an individual, shall assume and agree to perform and to be bound by each and every obligation of LESSEES pursuant to the terms of said "Lease of Residential and Business Property", dated December 3, 1969.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of February, 1977, by Council-member Siefkin, who moved its adoption, which motion being duly seconded by

Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Newton

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. 77-230

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTIONS 11-3-8 AND 12-3-8 OF THE ZONING MAP (C. J. Rumble & Sons)

WHEREAS, the Modesto City Planning Commission held a public hearing on February 15, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Sections 11-3-8 and 12-3-8 of the Zoning map to rezone from R-1 to P-D to permit construction of a community shopping center property located at the southeast corner of Standiford Avenue and Sisk Road
the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-35 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Sections 11-3-8 / and 12-3-8 of the Zoning Map be set for March 21, 1977 at 4:00 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of February, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Newton

ATTEST: Norrine Coyle
~~NOEL D. CHENOWETH~~, City Clerk
NORRINE COYLE,

ALL that certain real property being a portion of Lots 8 and 9 of the McKinney Colony, located in the Southeast quarter of Section 11 and the Southwest quarter of Section 12, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, in the County of Stanislaus, State of California.

COMMENCING at the Southwest corner of said Section 12; thence North $0^{\circ}48'40''$ West, along the West line of said Section 12, a distance of 205.84 feet to an intersection with the center line of the 110.00 foot wide Hetch Hetchy right-of-way; thence North $69^{\circ}42'07''$ East, along said center line of Hetch Hetchy right-of-way, a distance of 0.19 feet to the new center line of Dale Road, a 60.00 foot wide public road, as shown on the State of California, Division of Highway's right-of-way Record Map at Sheet 85 of Dale Road, Sisk Road, Standiford Avenue intersection and the point of beginning of this description; thence North $1^{\circ}02'03''$ West, along said center line of Dale Road, a distance of 93.84 feet to a tangent curve; thence 785.90 feet along said curve being concave to the Southwest through a central angle of $41^{\circ}41'36''$ having a radius of 1080.00 feet to an intersection with the center line of proposed Standiford Avenue, filed in Volume 1 of Official Plan Lines, Page 66, as Instrument No. 49992, Stanislaus County Records; thence in a Northeasterly direction along said center line of Standiford Avenue 311.70 feet along a curve concave to the Southeast from a radial bearing of North $31^{\circ}18'50''$ West, through a central angle of $17^{\circ}51'33''$ having a radius of 1000.00 feet to a point of compound curve; thence continuing in a Northeasterly direction 154.57 feet along a curve concave to the South from a radial bearing of North $13^{\circ}34'12''$ West, through a central angle of $8^{\circ}51'22''$ having a radius of 1000.00 feet; thence continuing along said center line of Standiford Avenue, North $85^{\circ}17'10''$ East, 489.23 feet to an intersection with the East line of the West 18.25 acres of said Lot 9; thence South $0^{\circ}48'40''$ East, along said East line of the West 18.25 acres, a distance of 749.92 feet to an intersection with said center line of Hetch Hetchy right-of-way; thence South $69^{\circ}42'07''$ West, along said center line of Hetch Hetchy right-of-way, a distance of 692.53 feet to the point of beginning.

Containing 14.469 acres.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-231

A RESOLUTION OF THE MODESTO CITY COUNCIL PROTESTING
THE EXECUTION OF AN OPEN SPACE CONTRACT APPLICATION
NO. 77-2808 (ARNOLD AND HELEN DICKENS)

WHEREAS, an Open Space Contract Application has been referred
to the City of Modesto by the County of Stanislaus, and

WHEREAS, the effect of said application on the City of Modesto
has been fully considered, and

WHEREAS, the City staff has recommended that the City protest
the execution of said Open Space Contract,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City
of Modesto that it does hereby protest the execution of an Open Space Contract
on Application No. 77-2808 (Arnold and Helen Dickens).

BE IT FURTHER RESOLVED that this protest be filed with the
Stanislaus County Board of Supervisors and the Stanislaus County Local Agency
Formation Commission and the Local Agency Formation Commission is hereby
requested to hold a hearing and consider this protest as provided for in
Section 51243.5 of the Government 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 22nd day of February,
1977, by Councilmember Siefkin, who moved its
adoption, which motion being duly seconded by Councilmember Elliott,
_____ , was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmembers: Elliott, Kullijian, Mensinger, Siefkin, Mayor
Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Newton

ATTEST: Marianne Cough
~~W. T. CHINOWETH~~, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 77-232

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF NATALIE K. SHASTID
AS A MEMBER OF THE CULTURE COMMISSION

WHEREAS, Natalie K. Shastid was appointed as a member of the
Culture Commission on February 4, 1974; and

WHEREAS, Natalie K. Shastid has tendered her resignation as a
member of the Culture Commission effective February 19, 1977; and

WHEREAS, Natalie K. Shastid has been a devoted and sincere public
servant and has contributed greatly to our civic progress.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of
Modesto that the resignation of Natalie K. Shastid as a member of the
Culture Commission is hereby accepted with regret, and

BE IT FURTHER RESOLVED that the Council, on its own behalf, and
on behalf of the Citizens of Modesto, hereby expresses its sincere
appreciation to Natalie K. Shastid 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 28th day of February,
1977, by Councilmember Dunlap , who moved its adoption, which motion
being duly seconded by Councilmember Mensinger , was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger,
Newton, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-233

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF RICHARD JENNINGS AS A MEMBER OF THE HUMAN RIGHTS COMMISSION

WHEREAS, Richard Jennings was appointed as a member of the Human Rights Commission on January 5, 1976; and

WHEREAS, Richard Jennings has tendered his resignation as a member of the Human Rights Commission effective February 17, 1977; and

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

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the resignation of Richard Jennings as a member of the Human Rights Commission is hereby accepted with regret, and

BE IT FURTHER RESOLVED that the Council, on its own behalf, and on behalf of the Citizens of Modesto, hereby expresses its sincere appreciation to Richard Jennings 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 28th day of February, 1977, by Councilmember Dunlap , who moved its adoption, which motion being duly seconded by Councilmember Mensinger , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger,
Newton, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-234

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR CONSTRUCTION OF WOODROW PARK LIGHTING

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

SECTION 1. The plans and specifications for construction of Woodrow Park Lighting 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 15, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of February, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger,
Newton, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-235

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR MODIFYING THE 9TH STREET AT COLDWELL AVENUE/WOODLAND AVENUE TRAFFIC SIGNALS

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

SECTION 1. The plans and specifications for modifying the 9th Street at Coldwell Avenue/Woodland Avenue traffic signals 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 29, 1977 at 2:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of February, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Mensinger, Newton, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-236

A RESOLUTION GRANTING THE APPEAL OF SANDERS CONSTRUCTION COMPANY TO THE DECISION OF THE PLANNING COMMISSION DENYING REZONING FROM LOW DENSITY RESIDENTIAL ZONE, R-1, TO PLANNED DEVELOPMENT ZONE, P-D, PROPERTY LOCATED AT THE SOUTHEAST CORNER OF DALE ROAD AND VENEMAN AVENUE, AND APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D (157).

WHEREAS, a verified application for an amendment to Section 12-3-8 of the Zoning Map was filed by Sanders Construction Company on October 15, 1976, to rezone from Low Density Residential Zone, R-1, to Planned Development Zone, P-D, property located at the southeast corner of Dale Road and Veneman Avenue for construction of a commercial complex, described as follows:

All that certain real property situate in a portion of the Southwest quarter of Section 12, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, in the City of Modesto, County of Stanislaus, State of California, described as follows:

COMMENCING at the West quarter section corner of said Section 12, said corner being at the intersection of the center line of Veneman Avenue and the center line of Dale Road; thence South 0° 48' 40" East along the West line of said Section 12, a distance of 431.00 feet to the Point of Beginning; Thence North 89° 11' 20" East 549.99 feet; thence South 0° 48' 40" East 887.64 feet to the Northerly right-of-way line on Modesto Irrigation District Lateral No. 7; thence South 85° 17' 10" West along said Northerly right-of-way line a distance of 143.32 feet; thence North 0° 48' 40" West 163.14 feet; thence South 89° 11' 20" West 407.00 feet to aforementioned West line of Section 12; thence North 0° 48' 40" West along said West line a distance of 734.25 feet to the point of beginning. Containing 9.79 acres.

and

WHEREAS, said application was set for a public hearing before the Planning Commission at its meeting of November 16, 1976, and continued to November 17, 1976, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which continued hearing evidence both oral and documentary was received and considered, and

WHEREAS, thereafter the Planning Commission adopted Resolution No. 76-210 determining that rezoning of the property as requested was not required by public necessity, convenience, and general welfare for the reasons set forth in said Planning Commission Resolution No. 76-210, and denied the application of Sanders Construction Company for an amendment to Section 12-3-8 of the Zoning Map to rezone the property described above from Low Density Residential Zone, R-1, to Planned Development Zone, P-D, and

WHEREAS, an appeal to the decision of the Planning Commission was filed by Sanders Construction Company with the City Council of the City of Modesto

by a letter dated November 30, 1976, and

WHEREAS, a public hearing was held on January 3, 1977, by the Council of the City of Modesto, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider said appeal of Sanders Construction Company to the Planning Commission's denial of said application, and

WHEREAS, thereafter, said public hearing was continued to February 28, 1977, for further consideration by the Council, and

WHEREAS, the Council, after hearing and considering evidence both oral and documentary, finds and determines that the appeal of Sanders Construction Company to the decision of the Planning Commission for an amendment to Section 12-3-8 of the Zoning Map to rezone the property described above from Low Density Residential Zone, R-1, to Planned Development Zone, P-D, for a commercial complex should be granted for the following reasons:

1. The subject property is designated for commercial uses on the Modesto Urban Area General Plan Map.
2. The subject property is designated for commercial uses on the Zoning and Development Plan for the McKinney Colony Neighborhood adopted by both the Planning Commission and the City Council.
3. The proposed commercial area will be adequately screened from the proposed residential area to the east by an 8-foot high decorative masonry wall and a 10-foot wide screen landscaping area.

WHEREAS, the Council has introduced Ordinance No. 1587 - C. S. on the 28th day of February, 1977, reclassifying the above described property from Low Density Residential Zone, R-1, to Planned Development Zone, P-D (157),

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

SECTION 1. APPEAL TO PLANNING COMMISSION DECISION. The appeal of Sanders Construction Company to the decision of the Planning Commission for an amendment to Section 12-3-8 of the Zoning Map to rezone the property described above from Low Density Residential Zone, R-1, to Planned Development Zone, P-D (157), for a commercial complex is hereby granted and the decision of the Planning Commission is overruled for the reasons set forth above.

SECTION 2. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(157), is hereby approved in accordance with the plan entitled "Commercial Complex, Modesto", as amended in red on its face, stamped approved by the City Council on February 28, 1977, and on file in the office of the Director of Planning and Community Development, subject to the following conditions:

1. That all development be in accordance with the plan referred to above as amended in red.
2. That prior to the issuance of a building permit, a landscaping and irrigation plan shall be submitted by the applicant for approval by both the Director of Planning and Community Development and the Director of Parks and Recreation. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved landscaping and irrigation plan. Irrigation shall be by underground sprinkler system. Said plans may be submitted and approved in the same phases as development occurs. Screen landscaping shall be installed adjacent to the 8-foot high decorative masonry wall located on the easterly property line as shown in red on the approved plot plan.
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 development shall be connected to the City of Modesto water and sewer facilities in accordance with the requirements of the Director of Public Works.
5. That all parking and driveway areas shall be improved in accordance with City standards, including the provisions of Sections 10-2.1801, 10-2.1804, and 10-2.1808 of the Municipal Code. All drainage facilities shall be provided in accordance with the requirements of the Director of Public Works.
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 as determined by the Director of Planning and Community Development.
7. That all signs shall comply with the sign requirements of the H-1 zone.
8. That prior to the issuance of a building permit for any development, the applicant shall record a parcel map to separate the subject development area from the parent parcel in accordance with the provisions of the Municipal Code.
9. That a solid 8-foot decorative masonry wall shall be constructed as indicated in red on the plot plan along the entire east property line.
10. That all outdoor lighting within the P-D Zone shall be shielded from adjacent residential areas in accordance with the requirements of the City Engineer.
11. That prior to the occupancy of any structures on the premises, the developer shall pay to the City of Modesto the cost of installation of traffic signals to be located at the intersection of Dale Road and the collector street to be developed along the property's north boundary.

12. That the street shown along the property's north boundary be dedicated and improved to a full collector street standard including full sidewalks on both sides of the street, and the Dale Road frontage shall be improved to major street standards.
13. That all public improvements shall be installed prior to occupancy of any structures on the premises or by May 1, 1980, whichever occurs first.
14. That prior to the issuance of a building permit, if all required public improvements have not been installed, a cash deposit, savings and loan certificate, surety bond or other instrument of credit in an amount to be determined by the City Engineer shall be filed with the City Clerk to guarantee installation of public improvements by May 1, 1980, or prior to occupancy, whichever occurs first.
15. That prior to the occupancy of any structures on the premises, the developer shall pay to the City of Modesto the cost of modification of the planned traffic signal to be located at the intersection of Dale Road and the middle curb cut of the subject property in order that said traffic signal may serve the subject property.
16. That uses be limited to those permitted within the H-1 zone.
17. That the applicant shall install four on-site fire hydrants and the pipeline system therefor in accordance with the requirements and to the specifications of the Fire Chief. Said hydrants shall be installed and operable prior to occupancy of the premises.
18. That prior to issuance of a building permit, the developer shall pay the City of Modesto for the planting of 30 street trees at the prevailing rate.
19. That street improvement plans for the required street improvements prepared by a registered civil engineer be submitted to the City Engineer for approval.

SECTION 3. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(157):

All construction shall be accomplished in one phase with construction to commence on or before May 1, 1980, and be completed prior to May 1, 1983.

SECTION 4. CHANGES IN DEVELOPMENT PLAN. Any changes in the above mentioned development plan should 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 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(157), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of February, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger, Newton, Siefkin, Mayor Davies
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 P. Smith
Department of Planning and Community
Development

MODESTO CITY COUNCIL
RESOLUTION NO. 77-237

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 12-3-8 OF THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (Sanders Development Company)

WHEREAS, on February 28, 1977, the City Council adopted Ordinance No. 1587-C. S. _____ giving approval to a project relating to an amendment to Section 12-3-8 of the Zoning Map reclassifying certain property located thereon to rezone to Planned Development Zone, P-D(157)

_____, 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 delcaration 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 12-3-8 of the Zoning Map reclassifying certain property located thereon to rezone to Planned Development Zone, P-D(157)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of February, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger, Newton, Siefkin, Mayor Davies

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. 77-238

A RESOLUTION GRANTING THE APPEAL OF JOHN WARD TO THE DECISION OF THE PLANNING COMMISSION DENYING REZONING FROM MEDIUM HIGH DENSITY RESIDENTIAL ZONE, R-3, TO PLANNED DEVELOPMENT ZONE, P-D, PROPERTY LOCATED ON THE WEST SIDE OF TULLY ROAD NORTH OF STANDIFORD AVENUE, AND APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D (156).

WHEREAS, a verified application for an amendment to Section 7-3-9 of the Zoning Map was filed by John Ward on May 15, 1976, to rezone from Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D, property located on the west side of Tully Road north of Standiford Avenue for construction of a commercial complex, described as follows:

All that certain real property lying in the Northeast quarter of Section 7 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 East quarter corner of said Section 7; said corner being the centerline intersection of Standiford Avenue with Tully Road; thence North $1^{\circ} 14' 15''$ West, along the East line of said Section 7, and said centerline of Tully Road, a distance of 747.74 feet to the point of beginning of this description; thence South $88^{\circ} 45' 45''$ West, 504.92 feet to a point on the West line of Parcel 1-A, as filed in Volume 15 of Parcel Maps at Page 64, Stanislaus County Records; thence North $0^{\circ} 24' 59''$ West, along said West line of Parcel 1-A, a distance of 308.96 feet; thence North $88^{\circ} 45' 45''$ East, 500.44 feet to a point on said East line of Section 7, and said centerline of Tully Road; thence South $1^{\circ} 14' 15''$ East, along said East line of Section 7, and said centerline of Tully Road, a distance of 308.96 feet to the point of beginning.

Containing: 3.565 acres,

and

WHEREAS, said application was set for a public hearing before the Planning Commission at its meeting of December 21, 1976, 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. 76-234 determining that rezoning of the property as requested was not required by public necessity, convenience, and general welfare for the reasons set forth in said Planning Commission Resolution No. 76-234, and denied the application of John Ward for an amendment to Section 7-3-9 of the Zoning Map to rezone the property described above from Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D, and

WHEREAS, an appeal to the decision of the Planning Commission was filed by John Ward with the City Council of the City of Modesto by a letter dated December 27, 1976, and

WHEREAS, a public hearing was held on January 24, 1977, by the Council of the City of Modesto, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider said appeal of John Ward to the Planning Commissions denial of said application, and

WHEREAS, thereafter said public hearing was continued to February 28, 1977, for further consideration by the Council, and

WHEREAS, the Council, after hearing and considering evidence both oral and documentary, finds and determines that the appeal of John Ward to the decision of the Planning Commission for an amendment to Section 7-3-9 of the Zoning Map to rezone the property described above from Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D, for a commercial complex should be granted for the following reasons:

1. The subject area through parcel mapping, adjacent development and zoning has been precommitted to non-residential uses.
2. The proposed commercial area will be adequately screened from the residential area to the west by a 6-foot high decorative masonry wall and a 10-foot wide screen landscaping area,

and

WHEREAS, the Council has introduced Ordinance No. 1588-C. S. on the 28th day of February, 1977, reclassifying the above described property from Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D (156)

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

SECTION 1. APPEAL TO PLANNING COMMISSION DECISION. The appeal of John Ward to the decision of the Planning Commission for an amendment to Section 7-3-9 of the Zoning Map to rezone the property described above from Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D (156), for a commercial complex is hereby granted and the decision of the Planning Commission is overruled for the reasons set forth above.

SECTION 2. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D (156), is hereby approved in accordance with the plan entitled "Plot for Rezoning for John Ward", as amended in red on its face, stamped approved by the City Council on February 28, 1977, and on file in the office of the Director of Planning and Community Development, subject to the following conditions:

1. That all development be in accordance with the plan referred to above as amended in red.
2. That prior to the issuance of a building permit, a landscape and irrigation plan shall be submitted by the applicant for approval by both the Director of Planning and Community Development and the Director of Parks and Recreation. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved landscaping and irrigation plan. Irrigation shall be by underground sprinkler system. Screen landscaping shall be installed adjacent to the 6-foot high decorative masonry wall to be located on the westerly property line as shown in red on the approved plot plan.
3. That all landscaping, fences & walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.
4. That the development shall be connected to the City of Modesto water and sewer facilities in accordance with the requirements of the Director of Public Works.
5. That all parking and driveway areas shall be improved in accordance with City standards, including the provisions of Sections 10-2.1801, 10-2.1804, 10-2.1808 of the Municipal Code. All drainage facilities shall be provided in accordance with the requirements of the Director of Public Works.
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 approved by the Director of Planning and Community Development.

7. That only those uses specifically permitted in the Neighborhood Commercial (C-1) Zone shall be permitted to locate within the P-D Zone with the exception of furniture stores and one drive-in restaurant which shall be permitted also.
8. That all outdoor lighting shall be shielded from adjacent residential areas in accordance with the requirements of the City Engineer.
9. 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 sound-proofed in accordance with the requirements of the Director of Public Works and shall not be located closer than 40 feet to adjacent residentially zoned properties.
10. That all activities in the loading area west of the main structure including the parking of trucks may be conducted only between the hours of 7:00 a.m. and 10:00 p.m. of each day.
11. That the loading area west of the main structure may not be used for outside storage of any type of material.
12. That all business in the P-D Zone with the exception of the proposed drive-in restaurant may be open to the public only between the hours of 7:00 a.m. and 10:00 p.m. of each day, seven days a week, unless a use permit is obtained from the Board of Zoning Adjustment, in accordance with the provisions of Article 20 of Chapter 2 of Title X of the Modesto Municipal Code, after a public hearing to allow one or more businesses to open for additional business hours.
13. That all signs shall comply with the sign requirements of the H-1 Zone.
14. That prior to issuance of a building permit for any construction of the site, a final parcel map shall be filed in accordance with applicable City of Modesto Code requirements.
15. That prior to occupancy of the shopping center, the masonry wall shown in red on the plot plan on the west boundary of the P-D Zone shall be constructed to a 6-foot height.
16. All buildings shall be set back a minimum of 40 feet from the westerly property line and the westerly 10 feet of this 40 foot wide area shall be developed with screen landscaping.
17. That the applicant shall install one on-site fire hydrant and the pipeline system therefore in accordance with the requirements and to the specifications of the Fire Chief. Said hydrant shall be installed and operable prior to the occupancy of the premises.

SECTION 3. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D (156):

All construction shall be accomplished in one phase with construction to commence on or before May 1, 1980, and be completed prior to May 1, 1983. The issuance of a building permit for the 5,600 square feet of building to the rear of the site shall precede the issuance of a building permit for the 1,500 square foot drive-in restaurant to the front of the site.

SECTION 4. CHANGES IN DEVELOPMENT PLAN. Any changes in the above mentioned development plan should 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 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 (156) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of February, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Newton, Mayor Davies

NOES: Councilmembers: Mensinger, Siefkin

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 P. Hubbs*
Department of Planning and Community
Development

MODESTO CITY COUNCIL
RESOLUTION NO. 77-239

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. (JOHN WARD)

WHEREAS, on February 28, 1977, the City Council introduced Ordinance No. 1588-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 Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D(156), and

WHEREAS, the City Council certifies that it reviewed and considered the Final Environmental Impact Report 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 to reclassify certain property from Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D(156).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of February, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Newton, Mayor Davies
NOES: Councilmembers: Mensinger, Siefkin
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. 77-240

A RESOLUTION APPROVING A DEVELOPMENT PLAN
FOR PLANNED-DEVELOPMENT ZONE, P-D(151).
(RULE ENTERPRISES, SOUTHWEST CORNER COFFEE
AND RUMBLE ROAD)

WHEREAS, a verified application for an amendment to Section 16-3-9 of the Zoning Map was filed by Rule Enterprises on November 17, 1976, to reclassify from Low Density Residential Zone, R-1, to Professional Office Zone, P-O, and Planned-Development Zone, P-D, the following described property:

All that certain real property situate in the Northeast quarter of Section 16, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the City of Modesto, State of California, described as follows:

PARCEL 1 - R-1 to P-D

COMMENCING at the Northeast corner of said Section 16, said corner being the intersection of the centerline of Rumble Road and the centerline of Coffee Road; thence South 0° 54' 15" East, along said centerline of Coffee Road and the East line of said Section 16, a distance of 275.61 feet to the POINT OF BEGINNING; thence continuing South 0° 54' 15" East, along said centerline of Coffee Road, a distance of 250.13 feet to the Easterly prolongation of the North line of Parcel "A" and Parcel "B", as shown on the map filed in Book 18 of Parcel Maps at Page 46, Stanislaus County Records; thence North 88° 57' 15" West, along said North line of Parcels "A" and "B", a distance of 361.16 feet; thence North 0° 30' East, 250.00 feet; thence South 88° 57' 15" East, 355.03 feet to the point of beginning.

Containing 2.06 Acres

PARCEL 2 - R-1 to P-O

BEGINNING at the Northeast corner of said Section 16, said corner being the intersection of the centerline of Rumble Road and the centerline of Coffee Road; thence South 0° 54' 15" East, along said centerline of Coffee Road and the East line of said Section 16, a distance of 275.61 feet; thence North 88° 57' 15" West, 355.03 feet; thence North 0° 30' East, 272.14 feet to the center line of Rumble Road and the North line of said Section 16; thence South 89° 30' East, along said centerline of Rumble Road, a distance of 348.26 feet to the point of beginning.

Containing 2.21 Acres,

and

WHEREAS, after public hearing held on December 21, 1976, 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 zoning pattern provides a reasonable land use mix while fulfilling residential development needed for proper infilling in the City of Modesto.
2. The proposed condominium adds to the variety of housing types available in the Coffee-Sylvan Neighborhood.
3. The entire innovative design integrates the office and residential uses in a proper intensity transition and contains much open space and outdoor amenities in an uncrowded atmosphere.
4. The proposed office uses will be located at the intersection of a major and collector street and across the street from Sylvan School, an institutional use. The signs and structures will be compatible with the surrounding area.

and

WHEREAS, after a public hearing held on February 7, 1977, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Rule Enterprises 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. 1589 -C.S. on the 7th day of February, 1977, reclassifying the above-described property from Low Density Residential Zone, R-1, to Professional Office Zone, P-O, and Planned-Development Zone, P-D(151),

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(151), is hereby approved in accordance with the plan titled "Master Site Plan - Rule Development", as amended in red on its face, stamped approved by the Planning Commission on December 21, 1976, and on file in the office of the Director of Planning and Community Development, subject to the following conditions:

1. That all development shall be in accordance with the plans referred to above.
2. That prior to the issuance of a building permit for any development, a landscaping and irrigation plan shall be submitted by the applicant and approved by both the Director of Parks and Recreation and the Director of Planning and Community Development. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved landscaping and irrigation plan. Irrigation shall be by underground sprinkler system. The westerly boundary shall be designated 15 foot high screen landscaping.

3. That all landscaping, fences, and walls shall be maintained and that the premises shall be kept free of weeds, trash, and other debris.
4. That development shall be connected to the City of Modesto sewer and water facilities in accordance with the requirements of the Director of Public Works.
5. That all parking and driveway areas shall be maintained in accordance with City standards including the provisions of Sections 10-2.1801, 10-2.1804, and 10-2.1808 of the Municipal Code. All drainage facilities shall be maintained in accordance with the requirements of the Director of Public Works.
6. That all trash shall be maintained in enclosed trash areas in locations approved by the Director of Planning and Community Development. Such trash enclosures shall be constructed six feet high of the same building materials used in the main building or of solid decorative masonry as determined by the Director of Planning and Community Development, except that they shall have solid doors to be kept closed at all times.
7. That all outdoor lighting shall be shielded from adjacent residential areas in accordance with the requirements of the City Engineer.
8. That prior to the issuance of a building permit, the developer shall cause the above described property to be created as a separate parcel or building site by recordation of an approved parcel map or subdivision. The condominium units shall be established by a subdivision map except that up to five model units may be allowed by parcel map procedure.
9. That prior to the issuance of a building permit, the developer shall submit evidence, satisfactory to the City Attorney, that there has been created a reciprocal easement or agreement to assure maintenance of an aisleway along the north line of the subject property of sufficient width to meet the City Code requirements.
10. That all public improvements including the fire hydrant shall be installed and operable prior to occupancy of the premises.
11. That the owners of the above described property shall dedicate sufficient right-of-way to widen Coffee Road to major street standards as delineated on the specific plan lines for Coffee Road which dedication shall be made upon request of the City of Modesto.
12. That prior to the issuance of a building permit, the developer shall submit evidence, satisfactory to the City Attorney that there has been created a homeowners' association to maintain the premises including the lagoon.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D(151):

That the construction project be accomplished in one phase, construction to start on or before March 31, 1978, and completion to be not later than March 31, 1979.

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 reclassifying the above-described property to Planned-Development Zone, P-D(151) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of February, 1977, by Councilmember Elliott, who moved its adoption, which motion being duly seconded by Councilmember Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Mensinger, Newton, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian

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 Richards
Department of Planning
and Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 77-241

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 16-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON, (RULE ENTERPRISES, SOUTHWEST CORNER COFFEE AND RUMBLE ROAD)

WHEREAS, on February 7, 1977, the City Council introduced Ordinance No. 1589-C.S.

giving approval to a project relating to an amendment to Section Map 16-3-9 of the Zoning Map of the City of Modesto, reclassifying certain property located thereon from Low Density Residential Zone, R-1, to Professional Office Zone, P-O, and Planned-Development Zone, P-D(151), 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 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 16-3-9 of the Zoning Map of the City of Modesto, reclassifying certain property located thereon from Low Density Residential Zone, R-1, to Professional Office Zone, P-O, and Planned-Development Zone, P-D(151).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of February, 1977, by Councilman Elliott, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Mensinger, Newton, Siefkin, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Kullijian

(SEAL)

ATTEST:

Norrine Coyle
~~XXXXXXXXXXXXXXXXXXXX~~ City Clerk
NORRINE COYLE,

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77- 242

A RESOLUTION APPROVING RATE INCREASES FOR PROVIDING
CABLE TELEVISION SERVICE BY CABLECOM-GENERAL OF
MODESTO.

WHEREAS, by Ordinance No. 934-C.S. entitled "AN ORDINANCE GRANTING TO CABLECOM GENERAL OF MODESTO, A CALIFORNIA CORPORATION, A NONEXCLUSIVE FRANCHISE TO CONSTRUCT, OPERATE AND MAINTAIN A COMMUNITY ANTENNA TELEVISION SYSTEM WITHIN THE CITY OF MODESTO", the City Council granted a nonexclusive franchise to Cablecom General of Modesto, hereinafter referred to as "Grantee", to construct, operate and maintain a CATV system within the City, and

WHEREAS, by Ordinance No. 1337-C.S. Sections 3, 4 and 5 of said Ordinance No. 934-C.S., were amended, and

WHEREAS, Section 4 of Ordinance No. 934-C.S., as amended by Ordinance No. 1337-C.S., sets forth a schedule of rates and charges for CATV service to be charged by Grantee to its subscribers and also provides that said schedule of rates and charges may be changed with the prior approval of the City Council expressed by resolution, and

WHEREAS, by Resolution No. 76-578, adopted on April 26, 1976, the Council increased the residential rate for a primary television outlet from \$4.75 to \$5.25 per month for the months of May, June, July and August, 1976, and the rate for a primary television outlet for hotels, motels, mobilehome parks and multiple apartments from \$2.00 to \$2.20 per dwelling unit per month for the months of May, June, July and August, 1976, and

WHEREAS, by Resolution No. 76-973, adopted on August 30, 1976, the Council continued the increased rates referred to above for the months of September, October, November and December 1976 and January and February 1977, and

WHEREAS, the Council desires to approve said commercial and residential rates for a primary television outlet of \$5.25 per month and the rate for a primary television outlet for hotels, motels, mobilehome parks and multiple apartments of \$2.20 per dwelling unit per month effective March 1, 1977, and

WHEREAS, the Council further desires to consider an additional rate increase for providing cable television service by Cablecom-General of Modesto in the City of Modesto for the months of March 1977 through December 1977 from \$5.25 to \$5.75 per

month for a primary commercial and residential television outlet, and from \$2.20 to \$2.70 per dwelling unit per month for a primary television outlet for hotels, motels, mobilehome parks and multiple apartments, and

WHEREAS, by Resolution No. 77-108, adopted on February 7, 1977, Monday, February 28, 1977, at 7:50 o'clock p.m. in the Council Chambers, 801 11th Street, Modesto, California, was set as the time and place for a public hearing when all persons may appear before the City Council and be heard on said proposed rate increases, and

WHEREAS, a public hearing was held at said time and place and 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 said commercial and residential rates for a primary television outlet of \$5.25 per month and the rate for a primary television outlet for hotels, motels, mobilehome parks and multiple apartments of \$2.20 per dwelling unit per month should be approved, effective March 1, 1977, and

WHEREAS, it was further found and determined by the Council of the City of Modesto that said increased commercial and residential rates for a primary television outlet of \$5.75 per month and the rate for a primary television outlet for hotels, motels, mobilehome parks and multiple apartments of \$2.70 per dwelling unit per month should be approved for the months of March 1977 through December 1977,

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

SECTION 1. The following schedule of rates and charges, which Grantee may charge subscribers to its CATV system, is hereby approved as changes in the schedule of rates and charges set forth in Section 4 of Ordinance No. 934-C.S., as amended by Ordinance No. 1337-C.S., effective March 1, 1977:

A. Installation Charges

- (1) Commercial and Residential (Including individual service to multiple apartments and mobilehome spaces)

Primary Television outlet, normal installation	\$ 10.00
Additional television outlets	
(a) When installed at same time as Primary--each	No Charge
(b) When installed at different time--each	\$ 5.00
FM radio outlets	
(a) When installed at same time as TV primary outlet--each	No Charge
(b) When installed at different time--each	\$ 5.00

(2) Hotels, Motels, Mobilehome Parks and Multiple Apartments (3 or more units)

Primary television outlet, normal installation	Actual Cost of Installation
Additional television outlets--each	Actual Cost of Installation
FM radio outlets--each	Actual Cost of Installation

For special installations involving unusual construction problems, long aerial cable run (over 150 feet), underground cable, etc., actual additional cost of installation at subscriber's expense.

B. Monthly Service Charges

(1) Commercial and Residential (Including individual service to multiple apartments and mobilehome spaces)

Primary television outlet	\$ 5.25
Additional television outlets--each	\$ 1.00
FM radio outlet (with TV service)--each	\$.50
FM radio outlet (without TV service)	\$ 5.25
Additional FM outlets--each	\$.50

(2) Hotels, Motels, Mobilehome Parks and Multiple Apartments (3 or more units)--per dwelling unit

Primary television outlet	\$ 2.20
Additional television outlets--each	\$ 1.00
FM radio outlet (with TV service)--each	\$.50
FM radio outlet (without TV service)	\$ 2.20
Additional FM outlets--each	\$.50
TV dealer and licensed TV service shops, multiple outlets, regardless of number	No Charge

C. Other Charges

(1) Relocation of existing outlet	\$ 5.00
(2) Connection of new customer to existing television service	\$ 5.00
(3) Disconnection of service	No Charge

D. Converter Charges (converter at option of subscribers)

(1) Subscribers to have choice of following:	
(a) Deposit refundable after 24 months	\$ 17.50
(b) Rental per month	\$.45

- E. Subscribers shall receive a Ten (10%) Percent discount on service charges paid one year in advance.
- F. In areas where Grantee's system has been installed, if service is not provided to a new residential subscriber within fifteen (15) days after an application for service is received in Grantee's Modesto office, accompanied by the applicable installation charges, Grantee shall provide said subscriber with free service for a period of six (6) months.
- G. In areas where Grantee's system must be extended to serve a subscriber in a new subdivision or development in its franchise area, the system shall be constructed, installed and made operable so that service shall be provided within thirty (30) days after an application for service.

If service is not provided to such a subscriber within thirty (30) days after an application for service is received in Grantee's Modesto office, accompanied by the applicable installation charges, Grantee shall provide said subscriber with free service for a period of six (6) months.

- H. Effective for billings for periods commencing on or after May 1, 1976, subscribers may be assessed a delinquency charge of Two and no/100ths (\$2.00) Dollars for any service charges overdue by ten (10) days or more after the end of the period for which a billing is made, and a delinquent notice mailed at the end of said period.

SECTION 2. The following schedule of rates and charges, which Grantee may charge subscribers to its CATV system, is hereby approved for the months of March 1977 through December 1977, only, as changes in the schedule of rates and charges set forth in Section 4 of Ordinance No. 934-C.S., as amended by Ordinance No. 1337-C.S. and changed by Section 1 above:

A. Installation Charges

- (1) Commercial and Residential (Including individual service to multiple apartments and mobilehome spaces)

Primary Television outlet, normal installation \$ 10.00

Additional television outlets

(a) When installed at same time as Primary--each No Charge

(b) When installed at different time--each \$ 5.00

FM radio outlets

(a) When installed at same time as TV primary outlet--each No Charge

(b) When installed at different time--each \$ 5.00

- (2) Hotels, Motels, Mobilehome Parks and Multiple Apartments (3 or more units)

Primary television outlet, normal installation Actual Cost of Installation

Additional television outlets--each Actual Cost of Installation

FM radio outlets--each Actual Cost of Installation

For special installations involving unusual construction problems, long aerial cable run (over 150 feet), underground cable, etc., actual additional cost of installation at subscriber's expense.

B. Monthly Service Charges

(1) Commercial and Residential (Including individual service to multiple apartments and mobilehome spaces)

Primary television outlet	\$ 5.75
Additional television outlets--each	\$ 1.00
FM radio outlet (with TV service)--each	\$.50
FM radio outlet (without TV service)	\$ 5.25
Additional FM outlets--each	.50

(2) Hotels, Motels, Mobilehome Parks and Multiple Apartments (3 or more units)--per dwelling unit

Primary television outlet	\$ 2.70
Additional television outlets--each	\$ 1.00
FM radio outlet (with TV service)--each	\$.50
FM radio outlet (without TV service)	\$ 2.20
Additional FM outlets--each	\$.50
TV dealer and licensed TV service shops, multiple outlets, regardless of number	No Charge

C. Other Charges

(1) Relocation of existing outlet	\$ 5.00
(2) Connection of new customer to existing television service	\$ 5.00
(3) Disconnection of service	No Charge

D. Converter charges (converter at option of subscribers)

(1) Subscribers to have choice of following:	
(a) Deposit refundable after 24 months	\$ 17.50
(b) Rental per month	\$.45

E. Subscribers shall receive a Ten (10%) Percent discount on service charges paid one year in advance.

F. In areas where Grantee's system has been installed, if service is not provided to a new residential subscriber within fifteen (15) days after an application for service is received in Grantee's Modesto office, accompanied by the applicable installation charges, Grantee shall provide said subscriber with free service for a period of six (6) months.

SECTION 3. The provisions of this resolution supersede the provisions of all prior resolutions adopted pursuant to the provisions of Section 4 of Ordinance No. 934-C.S., as amended by Ordinance No. 1337-C.S.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of February, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger, Newton, Siefkin, Mayor Davies

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. 77-243

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND R. E. FREDRICKSEN AND ASSOCIATES FOR FURNISHING ENGINEERING SERVICES FOR IMPROVEMENT DISTRICT NO. 23

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and R. E. Fredricksen and Associates for furnishing engineering services for Improvement District No. 23 consisting of street lighting for McHenry Ave. between Briggsmore Ave. and the North City Limits 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, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Mensinger, Newton, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-244

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$19,000 TO PROVIDE FUNDS NEEDED TO COVER CONSULTING ENGINEER'S FEE AND BOND COUNSEL EXPENSE FOR MC HENRY STREET LIGHTING IMPROVEMENT DISTRICT

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

SPECIFAL FUND FOR CAPITAL OUTLAY (321)

FROM: General Reserve (60-321) \$19,000.00
TO: McHenry Street Light I.D. #23 (6639-410-321) \$19,000.00

(This appropriation is to cover consulting engineer's fee and bond counsel expense for McHenry street lighting improvement district. Property owners will reimburse fund 321 for these expenses if and when improvement district is formed and work completed)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of February, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger, Newton, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-245

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND CENTRAL DISTRICT BOARD OF MISSIONS AND CHURCH EXTENSION OF THE METHODIST CHURCH, A CORPORATION, AND ACCEPTING GRANT DEED FOR THE ACQUISITION OF A 3.673+ ACRES SITE LOCATED ON THE EAST SIDE OF PRESCOTT ROAD BETWEEN JUANITA COURT AND ESTHER DRIVE (Muncy Neighborhood Park Site)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Central District Board of Missions and Church Extension of the Methodist Church, a corporation, for the acquisition of a 3.673+ acres site located on the east side of Prescott road between Juanita Court and Esther Drive to be used for Muncy Neighborhood park site is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized and the City Clerk authorized to record said Grant Deed 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 28th day of February, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Mensinger, Newton, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-246

A RESOLUTION APPROVING THE FINAL MAP OF THE
CHENAULT ESTATES
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, John H. Chenault and Creeobelle Chenault, husband and wife,

~~is~~ (are) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 1.492 acres, known as the Chenault Estates Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 18th day of May, 1976, 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 Chenault 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,

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 28th day of February, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger, Newton, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Belwyn L. Johnson
BELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77-247

A RESOLUTION SETTING TIME AND PLACE FOR HEARING, IMPLEMENTATION STRATEGIES, CITY OF MODESTO ENVIRONMENTAL REVIEW GUIDELINES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that March 7, 1977, at 4:20 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of Implementation Strategies, City of Modesto Environmental Review Guidelines.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of February, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Mensinger, Newton, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-248

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 13-3-8 OF THE ZONING MAP (Danita Corporation)

WHEREAS, the Modesto City Planning Commission held a public hearing on February 15, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 13-3-8 of the Zoning Map to rezone from R-1 to P-D to permit single-family attached housing development on the west side of Prescott, north of Mt. Vernon Drive

the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-37 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 13-3-8 of the Zoning Map be set for March 28, 1977 at 7:30 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of February, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger,
Newton, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
~~XXXXXXXXXXXXXXXXXXXX~~ City Clerk
NORRINE COYLE,

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

Parcel No. 1

All that portion of the Northeast quarter of the Southeast quarter of Section 13, Township 3 South, Range 8 East, Mount Diablo Base and Meridian described as follows:

Commencing at the East quarter corner of said Section 13; thence South 89° 36' 30" West along the East and West quarter section line, a distance of 20 feet to a point on the West line of a 40 foot County Road (Prescott Road); thence continuing South 89° 36' 30" West, 1306.67 feet to the Northwest corner of the Northeast quarter of the Southeast quarter of said Section 13; thence South 0° 01' 30" East along the West line of the Northeast quarter of the Southeast quarter of said Section, 204 feet to the true point of beginning of this description; thence North 89° 36' 30" East, 961.08 feet; thence South 0° 23' 30" East, 192 feet to a point on the South line of the property conveyed to Perry L. McCoy, et ux by Deed recorded February 5, 1937, as Instrument No. 1548; thence South 89° 36' 30" West, along the South line of the said McCoy property 962.31 feet to the Southwest corner thereof and being a point on the West line of the Northeast quarter of the Southeast quarter of said Section; thence North 0° 01' 30" West along last mentioned line 192 feet to the point of beginning.

Parcel No. 2

Commencing at the East quarter corner of said Section 13; thence South 89° 36' 30" West along the East and West quarter section line, a distance of 20 feet to a point on the West line of a 40 foot County Road (Prescott Road) and being the true point of beginning of this description; thence continuing South 89° 36' 30" West, 1306.67 feet to the Northwest corner of the Northeast quarter of the Southeast quarter of said Section 13; thence South 0° 01' 30" East along the West line of the Northeast quarter of the Southeast quarter of said Section, 204 feet; thence North 89° 36' 30" East, 1306.59 feet to the West line of said Prescott Road; thence North along the West line of said Prescott Road 204 feet more or less to the true point of beginning.

Including also the westerly 20 feet of Prescott Road immediately adjacent to the above described property.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-249

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPEAL OF MID-VALLEY ENGINEERING ON BEHALF OF THEIR CLIENT, MODESTO DEVELOPMENT CO., TO THE PLANNING COMMISSION'S DENIAL OF REQUEST TO REZONE RANDY PARK ON EVERGREEN, WEST OF DILLON DRIVE FROM R-1 AND R-2 TO P-D

BE IT HEREBY RESOLVED by the Council of the City of Modesto that March 28, 1977 , at 7:35 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of appeal of Mid-Valley Engineering on behalf of their client, Modesto Development Co., to the Planning Commission's denial of request to rezone Randy Park on Evergreen, west of Dillon Drive from R-1 and R-2 to P-D.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of March , 1977 , by Councilmember Dunlap , who moved its adoption, which motion being duly seconded by Councilmember Mensinger , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Newton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-250

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPEAL OF THEODORE M. COOK TO THE DECISION OF THE BOARD OF ZONING ADJUSTMENT DENYING THE APPLICATION FOR A PARKING VARIANCE FOR THE PROPERTY LOCATED AT 1024 - 10TH STREET, MODESTO, CALIFORNIA

BE IT HEREBY RESOLVED by the Council of the City of Modesto that March 28, 1977, at 7:40 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of appeal of Theodore M. Cook to the decision of the Board of Zoning Adjustment denying the application for a parking variance for the property located at 1024 - 10th Street, Modesto, California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of March, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Newton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-251

A RESOLUTION REJECTING ALL BIDS FOR FURNISHING ONE COUNCIL CHAMBER SOUND SYSTEM OPENED FEBRUARY 22, 1977 AT 2:00 P.M., AND APPROVING NEW SPECIFICATIONS AND BID CALL

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

1. All bids received for furnishing one Council Chamber sound system, opened February 22, 1977 at 2:00 P.M., are hereby rejected.
2. New specifications and call for bids to be opened March 22, 1977 at 2:15 P.M. for furnishing one Council Chamber sound system are 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 March, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Newton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-252

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WATERLINES IN HAVENBROOK PARK NO. 4 AND WYLDWOOD MEADOWS NO. 3 (Western Pipeline)

WHEREAS, a report has been filed by the Director of Public Works that the construction of waterlines in Havenbrook Park No. 4 and Wyldewood Meadows No. 3 has been completed by Western Pipeline Co.

in accordance with the contract agreement dated September 27, 1976.

NOW, THEREFORE, BE IT RESOLVED that the construction of waterlines in Havenbrook Park No. 4 and Wyldewood Meadows No. 3 be accepted from said contractor, Western Pipeline Co.

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$15,185.80 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 March, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Newton

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-253

A RESOLUTION ACCEPTING THE BID OF W.M. LYLES CO. FOR CONSTRUCTION OF
SUB-TRUNK SEWER IN NIGHTINGALE WAY AND BLUE BIRD WAY

WHEREAS, Resolution No. 77-129, adopted by the Council of the
City of Modesto on February 14, 1977, approved the plans and speci-
fications for the construction of sub-trunk in Nightingale Way and
Blue Bird Way

and authorized the calling for bids, and

WHEREAS, the bids received for the construction of sub-trunk sewer
in Nightingale Way and Blue Bird Way
were opened at 11:00 A.M. on March 1, 1977 and later tabulated
by the Director of Public Works for the consideration of the
Council, and

WHEREAS, the Director of Public Works has recommended that
the bid of W. M. Lyles Co. in the amount of \$82,000.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of W. M. Lyles Co. in the amount of \$82,000.00

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 7th day of March,
1977, by Councilmember Dunlap, who moved its adoption, which
motion being duly seconded by Councilmember Mensinger, was upon roll
call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Newton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-254

A RESOLUTION DENYING THE APPEAL OF GARY WEST TO THE DECISION OF THE BOARD OF ZONING ADJUSTMENT DENYING A REQUEST FOR A FREE-STANDING SIGN TO ADVERTISE AND IDENTIFY A FURNITURE STORE ON THE EAST SIDE OF SISK ROAD, SOUTH OF RUMBLE ROAD, AND AFFIRMING THE DECISION OF THE BOARD OF ZONING ADJUSTMENT.

WHEREAS, an application for a conditional use permit in the H-1 Zone for a furniture store, including a free-standing sign, on the east side of Sisk Road, South of Rumble Road was filed by Gary West on November 24, 1976, and

WHEREAS, Section 10-2.2904(a) of the Modesto Municipal Code authorizes the granting of conditional use permits in the H-1 Zone by the Board of Zoning Adjustment after public hearing, and

WHEREAS, a public hearing was held by the Board of Zoning Adjustment on January 27, 1977, at 9:10 o'clock a.m. in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which time the Board of Zoning Adjustment by Resolution No. 686 granted the requested conditional use permit for the reasons set forth in said Board of Zoning Adjustment Resolution No. 686, but denied the requested free-standing sign for the following reasons:

1. The proposed furniture store can be adequately identified by the other signs permitted in the H-1 Zone.

2. The proposed use does not meet the criteria for a free-standing sign in the H-1 Zone as set forth in the Zoning Regulations.

and

WHEREAS, Gary West filed an appeal with the City Clerk of the City of Modesto on February 7, 1977, to the decision of the Board of Zoning Adjustment denying his request for a free-standing sign to advertise and identify the furniture store approved by said Conditional Use Permit, and

WHEREAS, said matter 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 o'clock p.m. on March 7, 1977, at which time evidence both oral and documentary was taken and introduced,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal to the decision of the Board of Zoning Adjustment denying a request for a free-standing sign to advertise and identify the furniture store approved in the H-1 Zone by the Board of Zoning Adjustment by its Resolution No. 686, adopted on January 27, 1977, is hereby denied for the reasons set forth in said Board of Zoning Adjustment Resolution No. 686 and quoted above.

BE IT FURTHER RESOLVED that the decision of the Board of Zoning Adjustment denying the request referred to above for a free-standing sign in the H-1 Zone is hereby affirmed.

BE IT FURTHER RESOLVED that after said furniture store is constructed, if the applicant still feels that said furniture store cannot properly be identified by signs which are allowed in the H-1 Zone, a new application may be filed with the Board of Zoning Adjustment for a conditional use permit for a free-standing sign.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of March, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: Kullijian

ABSENT: Councilmembers: Newton

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. 77-255

A RESOLUTION DENYING THE APPEAL OF GRISWOLD & WIGHT TO THE DECISION OF THE BOARD OF ZONING ADJUSTMENT DENYING A REQUEST FOR A FREE-STANDING SIGN TO ADVERTISE AND IDENTIFY AN AUTOMOBILE DEALERSHIP ON THE NORTHWEST CORNER OF SISK ROAD AND CONANT AVENUE, AND AFFIRMING THE DECISION OF THE BOARD OF ZONING ADJUSTMENT.

WHEREAS, an application for a conditional use permit in the H-1 Zone for an automobile dealership, including a free-standing sign, on the northwest corner of Sisk Road and Conant Avenue was filed by Griswold & Wight on November 22, 1976, and

WHEREAS, Section 10-2.2904(a) of the Modesto Municipal Code authorizes the granting of conditional use permits in the H-1 Zone by the Board of Zoning Adjustment after public hearing, and

WHEREAS, a public hearing was held by the Board of Zoning Adjustment on December 16, 1976, and continued to January 27, 1977, in the City Council Chambers, City Hall, 801 - 11th Street, Modesto, California, and at said continued hearing, the Board of Zoning Adjustment by Resolution No. 682 granted the requested conditional use permit for the reasons set forth in said Board of Zoning Adjustment Resolution No. 682, but denied the requested free-standing sign, and

WHEREAS, Griswold & Wight filed an appeal with the City Clerk of the City of Modesto on February 1, 1977, to the decision of the Board of Zoning Adjustment denying its request for a free-standing sign to advertise and identify the automobile dealership approved by said Conditional Use Permit, and

WHEREAS, said matter 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 4:05 o'clock p.m. on March 7, 1977, at which time evidence both oral and documentary was taken and introduced,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal to the decision of the Board of Zoning Adjustment denying a request for a free-standing sign to advertise and identify the automobile dealership approved in the H-1 Zone by the Board of Zoning Adjustment by its Resolution No. 682, adopted on January 27, 1977, is hereby denied for the following reasons:

1. The proposed automobile dealership can be adequately identified by the other signs permitted in the H-1 Zone.

2. The proposed use does not meet the criteria for a free-standing sign in the H-1 Zone as set forth in the Zoning Regulations.

BE IT FURTHER RESOLVED that the decision of the Board of Zoning Adjustment denying the request referred to above for a free-standing sign in the H-1 Zone is hereby affirmed.

BE IT FURTHER RESOLVED that after said automobile dealership is constructed, if the applicant still feels that said automobile dealership cannot properly be identified by signs which are allowed in the H-1 Zone, a new application may be filed with the Board of Zoning Adjustment for a conditional use permit for a free-standing sign.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of March, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Mensinger, Siefkin

NOES: Councilmembers: Kullijian, Mayor Davies

ABSENT: Councilmembers: Newton

ATTEST: *Norrine Cowle*
NORRINE COWLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 77-256

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. (JOHN ZAMORA - ORANGEBURG AND CLAUS)

WHEREAS, on March 7, 1977, the City Council introduced Ordinance No. 1590 -C.S. giving approval to a project relating to an amendment to Section Map 24-3-9 of the Zoning Map to reclassify from Low Density Residential Zone, R-1, to Medium Density Residential Zone, R-2, and

WHEREAS, the City of Modesto Environmental Assessment Committee reviewed said project which review resulted in a requirement to prepare an Environmental Impact Report, and

WHEREAS, the applicant filed an appeal to the Environmental Assessment Committee's Environmental Impact Report requirements, and at its meeting on January 3, 1977, the City Council found and determined by Resolution No. 77-10 that an Environmental Impact Report was not required, and

WHEREAS, by said Resolution No. 77-10 adopted on January 3, 1977, the City Council directed the City Clerk to file a certified copy of said resolution with the Stanislaus County Clerk as a negative declaration that the proposed rezoning will not have a significant effect on the environment,

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 to reclassify 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 7th day of March, 1977 by Councilmember Elliott, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: **Dunlap, Elliott, Mensinger, Siefkin, Mayor Davies**

NOES: Councilmembers: **None**

ABSENT: Councilmembers: **Kullijian, Newton**

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. 77-257

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, PREZONING CERTAIN PROPERTY LOCATED THEREON. (PLANNING COMMISSION INITIATED)

WHEREAS, on March 7, 1977, the City Council introduced Ordinance No. 1591-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, prezoning certain property located thereon 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 delcaration 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, prezoning certain property located thereon 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 March, 1977, by Councilmember Elliott, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Newton

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. 77-258

A RESOLUTION AUTHORIZING THE CITY MANAGER TO TRADE TWO CITY-OWNED 1928 MODEL THOMPSON SUB-MACHINE GUNS TO A LICENSED DEALER FOR MORE MODERN AND USEFUL FIREARMS

WHEREAS, the City of Modesto Police Department has two 1928 model Thompson Sub-Machine guns which are obsolete but have value as collector items; and

WHEREAS, the Police Department desires to trade these weapons to a licensed gun dealer for more modern and useful firearms; and

WHEREAS, the Police Chief has recommended that the two sub-machine guns be declared surplus by the City Council so that the City may negotiate with either a firm in Athens, Georgia or other firms to trade the obsolete machine guns for more modern and useful weapons; and

WHEREAS, Section 801 of the Modesto City Charter provides that the City Manager may, with the approval of the Council, sell obsolete, unused, or surplus personal city property.

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

1. The two 1928 model sub-machine guns in possession of the Police Department are hereby declared surplus to the needs of the City.
2. The staff is hereby authorized to negotiate with either a firm in Athens, Georgia or other firms to trade the obsolete machine guns for more modern and useful weapons.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of March, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Newton

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-259

A RESOLUTION ACCEPTING IMPROVEMENTS IN SONOMA PARK SUBDIVISION AND
AUTHORIZING RELEASE OF SUBDIVISION BONDS

WHEREAS, Troy L. Harris and Dorothy L. Harris, husband and wife, subdividers of Sonoma Park Subdivision, have filed Subdivision Bonds for faithful performance and labor and materials in the amount of \$32,000 and \$16,000 respectively to guarantee improvements in Sonoma Park Subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated March 1, 1977 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.

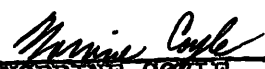
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto:

1. The improvements in Sonoma Park Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Subdivision Bond for faithful performance in the amount of \$32,000 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the Subdivision Bond for labor and materials in amount of \$16,000 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 7th day of March, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Newton

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-260

A RESOLUTION ACCEPTING IMPROVEMENTS IN ORANGEBURG HEIGHTS SUBDIVISION
AND AUTHORIZING RELEASE OF INSTRUMENTS OF CREDIT

WHEREAS, James Horn Construction Company, a California Corporation, subdividers of Orangeburg Heights Subdivision, has filed Instruments of Credit for faithful performance and labor and materials in the amount of \$149,300 and \$74,650 respectively to guarantee improvements in Orangeburg Heights Subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated March 1, 1977 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 Orangeburg Heights Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Instrument of Credit for faithful performance in the amount of \$149,300 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the Instrument of Credit for labor and materials in amount of \$74,650 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 7th day of March, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Newton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-261

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND GENEAVIE KAMINSKI AND FERN BRILL FOR WATER SERVICE TO PROPERTY OUTSIDE THE CITY AT 1109 CARPENTER ROAD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Geneavie Kaminski and Fern Brill for water service to property outside the City at 1109 Carpenter 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 March, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Newton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-262

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JUAN E. AND GUADALUPE LOPEZ, AND ACCEPTING GRANT DEED, FOR THE ACQUISITION OF A .77+ ACRE SITE LOCATED AT THE NORTHEAST CORNER OF ROUSE AVENUE AND SUNSET AVENUE (Del Webb Soccer Field)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Juan E. and Guadalupe Lopez for the acquisition of a .77+ acre site located at the northeast corner of Rouse Avenue and Sunset Avenue for use as an addition to Del Webb Soccer Field is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized and the City Clerk authorized to record said Grant Deed 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 7th day of March, 1977, by Councilmember Dunlap , who moved its adoption, which motion being duly seconded by Councilmember Mensinger , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Newton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-263

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ANTHONY GROVO, WAYNE R. CRAIG AND MADELINE CRAIG, AND ACCEPTING GRANT DEED, FOR THE ACQUISITION OF A 0.91+ ACRE SITE, IMPROVED WITH TWO 2-ROOM RENTAL UNITS, LOCATED AT 627 SUNSET AVENUE (Del Webb Soccer Field)

BE IT RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Anthony Crovo, Wayne R. Craig and Madeline Craig for the acquisition of a 0.91_ acre site, improved with two 2-room rental units, located at 627 Sunset Avenue for use as an addition to Del Webb Soccer Field is hereby approved.

BE IT FURTHER RESOLVED tha the execution of said agreement by the designated city officials be authorized and the City Clerk authorized to record said Grant Deed 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 7th day of March, 1977, by Councilmember Dunlap , who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Newton

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-264

LEASE

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND FRANK GONSALVES, JR. FOR LEASE OF A CITY-OWNED HOUSE AT 608 BRIGHTON ON A MONTH-TO-MONTH BASIS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Frank Gonsalves, Jr.

for lease of a City-owned house at 608 Brighton on a month-to-month basis with a thirty-day cancellation provision (Lessee to pay City \$175 per month, pay any possessory interest tax, make any repairs himself) 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 March, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Newton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-265

A RESOLUTION AMENDING THE FINAL BUDGET OF THE CITY OF MODESTO FOR FISCAL YEAR 1976-77 TO COMBINE BUDGETING AND ACCOUNTING FOR THE MODESTO MOTOR BUS SYSTEM.

WHEREAS, budgeting and accounting for the Modesto Motor Bus System is split between the Local Transportation Fund (Fund 205) and the Bus Service Fund (Fund 350), and

WHEREAS, it is more appropriate to budget and account for the Modesto Motor Bus System in one fund, the Bus Service Fund (Fund 350),

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the final budget of the City of Modesto for the fiscal year 1976-77 be amended as follows:

1. Revenue estimated in the Local Transportation Fund

(Fund 205) be reduced as follows:

<u>Account</u>	<u>From</u>	<u>To</u>
208-02 Local Transportation Allocation	\$ 336,108	\$ -0-
221-02 County Transportation Allocation	74,000	-0-
260-02 Transportation Grant	219,200	-0-
511-02 Interest on Bank Accounts	<u>16,250</u>	<u>-0-</u>
	\$ 645,558	\$ -0-

2. Appropriations in the Local Transportation Fund

(Fund 205) be reduced as follows:

<u>Account</u>	<u>From</u>	<u>To</u>
5203 Modify Service Shop	\$ 1,500	\$ -0-
6006 Medium Size Buses - 5	274,000	-0-
940-02 Interfund Transfer Out	<u>355,308</u>	<u>-0-</u>
	\$ 630,808	\$ -0-

3. Revenue estimated in the Bus Service Fund

(Fund 350) be increased as follows:

<u>Account</u>	<u>From</u>	<u>To</u>
208 Local Transportation Allocation	\$ -0-	\$ 336,108
221 County Transportation Allocation	-0-	74,000
260 Transportation Grant	-0-	219,200
511 Interest on Bank Accounts	<u>-0-</u>	<u>16,250</u>
	\$ -0-	\$ 645,558

4. Appropriations in the Bus Service Fund (Fund 350)

be increased as follows:

<u>Account</u>	<u>From</u>	<u>To</u>
5203 Modify Service Shop	\$ -0-	\$ 1,500
6006 Medium Size Buses - 5	<u>-0-</u>	<u>274,000</u>
	\$ -0-	\$ 275,500

BE IT FURTHER RESOLVED that the Finance Director of the City of Modesto is hereby authorized to carry out the provisions of this resolution to insure that the budgeting and accounting for Modesto Motor Bus System is properly combined in the Bus Service Fund (Fund 350).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of March, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Newton

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. 77-266

A RESOLUTION APPROVING THE REQUEST OF P & G HOME APPLIANCES FOR
REFUND FOR OVERPAYMENT OF THEIR BUSINESS LICENSE TAX

BE IT RESOLVED by the Council of the City of Modesto that the request of P & G Home Appliances for refund of \$1,092.53 for overpayment of their 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 7th day of March, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Newton

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-267

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND DAVID JOHNSON TO ACT AS CARETAKER OF THE MCHENRY MANSION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and David Johnson for acting as caretaker of the McHenry Mansion

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 March, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Newton

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-268

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND GEORGE FREDERICKSON AND PHILLIP BRAVARD FOR LEASE OF APPROXIMATELY 4500+ SQUARE FEET OF UNDEVELOPED AREA OF FIRE STATION NO. 5

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and George Frederickson and Phillip Bravard

for lease of approximately 4500+ square feet of undeveloped area of Fire Station No. 5 to be used for a garden (Lessee will pay City \$53 for use of area with right to use water from Fire Station No. 5, lease to expire 10/31/77 with lessees leaving area clean when they leave) 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 March, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Newton

ATTEST: Norrine Coyze
NORRINE COYZE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-269

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST OF MODESTO CERES AMBULANCE CO. FOR CORPORATE NAME CHANGE FROM ELEVEN-41, INC. TO 911 EMERGENCY SERVICES, INC.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that March 21, 1977 , at 4:05 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of request of Modesto Ceres Ambulance Co. for corporate name change from Eleven-41, Inc. to 911 Emergency Services, Inc.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of March , 1977, by Councilmember Dunlap , who moved its adoption, which motion being duly seconded by Councilmember Mensinger , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Newton

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-270

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST OF MODESTO CERES AMBULANCE CO. FOR CORPORATE NAME CHANGE FROM ELEVEN-41, INC. TO 911 EMERGENCY SERVICES, INC. (Limited Ambulance)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that March 21, 1977 , at 4:05 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of request of Modesto Ceres Ambulance Co. for corporate name change from Eleven-41, Inc. to 911 Emergency Services, Inc. (Limited Ambulance).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of March , 1977, by Councilmember Dunlap , who moved its adoption, which motion being duly seconded by Councilmember Mensinger , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Newton

ATTEST:



NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-271

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST OF MODESTO CERES AMBULANCE CO. FOR ONE ADDITIONAL AMBULANCE FOR USE AS A BACK-UP UNIT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that March 21, 1977 , at 4:05 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of request of Modesto Ceres Ambulance Co. for one additional ambulance for use as a back-up unit.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of March , 1977, by Councilmember Dunlap , who moved its adoption, which motion being duly seconded by Councilmember Mensinger , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Newton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-272

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPEAL BY MODESTO RACING PIGEON CLUB OF PLANNING COMMISSION DECISION REGARDING THE NUMBER OF RACING PIGEONS WHICH CAN BE KEPT IN RESIDENTIAL AREAS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that March 28, 1977 , at 7:45 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of appeal by Modesto Racing Pigeon Club of Planning Commission decision regarding the number of racing pigeons which can be kept in residential areas.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of March , 1977, by Councilmember Dunlap , who moved its adoption, which motion being duly seconded by Councilmember Newton , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Mensinger, Newton, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-273

A RESOLUTION APPROVING USE OF DOWNTOWN SIDEWALKS THURSDAY, FRIDAY AND SATURDAY, MARCH 17TH, 18TH AND 19TH FOR DOWNTOWN'S ANNUAL SPRING SIDEWALK SALE

WHEREAS, the Modesto Downtown Improvement District has requested the use of downtown sidewalks on Thursday, Friday, and Saturday, March 17, 18, and 19, 1977 for Downtown's Annual Spring Sidewalk Sale.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of the Modesto Downtown Improvement District for use of downtown sidewalks on March 17, 18, and 19, 1977 for Downtown's Annual Spring Sidewalk Sale 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 March, 1977, by Councilmember Dunlap , who moved its adoption, which motion being duly seconded by Councilmember Newton , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger,
Newton, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-274

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPEAL BY EMPIRE UNION SCHOOL DISTRICT TO PLANNING COMMISSION'S DECISION CONCERNING GOLDCOAST ESTATES TENTATIVE SUBDIVISION MAP

BE IT HEREBY RESOLVED by the Council of the City of Modesto that April 4, 1977, at 4:20 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of appeal by Empire Union School District to Planning Commission's decision concerning Goldcoast Estates tentative subdivision map.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of March, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Mensinger, Newton, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-275

A RESOLUTION AUTHORIZING THE DEPARTMENT OF
GENERAL SERVICES OF THE STATE OF CALIFORNIA
TO PURCHASE CERTAIN ITEMS.

BE IT RESOLVED that the City Council of the City of Modesto does hereby authorize the Office of Procurement, Department of General Services of the State of California to purchase products for and on behalf of the City of Modesto pursuant to Section 14814 of the Government Code, and that the Purchasing Officer is hereby authorized and directed to sign and deliver all necessary requests and other documents in connection therewith for and 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 14th day of March, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger,
Newton, Siefkin, Mayor Davies

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

CERTIFICATION

I hereby certify that the foregoing is a true and correct copy of the resolution duly and regularly adopted by the City Council of the City of Modesto at a meeting thereof held on the 14th day of March, 1977, and that the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal this 15th day of March, 1977.

City of Modesto, a Municipal Corporation
of the State of California

By Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-276

A RESOLUTION ACCEPTING THE CONSTRUCTION OF CURB, GUTTER AND APPURTENANCES ON CUESTA AVENUE (Morrow & Waggoner)

WHEREAS, a report has been filed by the Director of Public Works that the construction of curb, gutter and appurtenances on Cuesta Avenue has been completed by Morrow & Waggoner, Inc.

in accordance with the contract agreement dated January 10, 1977.

NOW, THEREFORE, BE IT RESOLVED that the construction of curb, gutter and appurtenances on Cuesta Avenue be accepted from said contractor, Morrow & Waggoner, Inc.

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$4,598.28 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 March, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Mensinger, Newton, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-277

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR CONSTRUCTION OF WATERLINES IN SCOTT ESTATES

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

SECTION 1. The plans and specifications for construction of waterlines in Scott Estates 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 29, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of March, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Mensinger, Newton, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-278

A RESOLUTION ACCEPTING THE BID OF ROBERT G. FISHER CO., INC. FOR CONSTRUCTION OF CITY HALL EXPANSION 77

WHEREAS, Resolution No. 77-54, adopted by the Council of the City of Modesto on January 17, 1977, approved the plans and specifications for the construction of City Hall Expansion 77

and authorized the calling for bids, and

WHEREAS, the bids received for the construction of City Hall Expansion 77 were opened at 2:00 P.M. on March 1, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Robert G. Fisher Co., Inc. in the amount of \$1,297,900.00 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Robert G. Fisher Co., Inc. in the amount of \$1,297,900.00 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 14th day of March, 1977, by Councilmember Elliott, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger,
Newton, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyee
NORRINE COYEE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-279

A RESOLUTION ALLOWING MAX D. HANNEY TO WITHDRAW HIS APPEAL TO THE DECISION OF THE PLANNING COMMISSION DENYING HIS REQUEST FOR AN AMENDMENT TO SECTION 30-3-9 OF THE ZONING MAP TO REZONE FROM LOW DENSITY RESIDENTIAL ZONE, R-1, TO NEIGHBORHOOD COMMERCIAL ZONE, C-1, PROPERTY LOCATED AT THE NORTHWEST CORNER OF MAZE BOULEVARD AND EMERALD AVENUE, AND WAIVING THE ONE YEAR LIMITATION ON A NEW APPLICATION.

WHEREAS, a verified application for an amendment to Section 30-3-9 of the Zoning Map was filed by Max D. Hanney on December 15, 1976, to rezone from Low Density Residential Zone, R-1, to Neighborhood Commercial Zone, C-1, property located at the Northwest corner of Maze Boulevard and Emerald Avenue, described as follows:

All that portion of Lot 19 of Maze Ranch Subdivision, according to the Official Map thereof, filed in the Office of the Recorder of Stanislaus County, California, on March 19, 1909, in Volume 4 of Maps, Page 18, described as follows:

COMMENCING at the South quarter corner of Section 30, Township 3 South, Range 9 East, Mount Diablo Base and Meridian; thence North 89°45'30" West along the Southerly line of said Section 30, a distance of 20.00 feet to the Southeast corner of Lot 19 of said Maze Ranch Subdivision and being the true point of beginning of this description; thence continue North 89°45'30" West and being along the centerline of Maze Boulevard a distance of 202.62 feet, thence North 0°14'30" East, a distance of 200.00 feet; thence South 89°45'30" East parallel with the Southerly line hereof, a distance of 200.02 feet to a point on the East line of said Lot 19 and being in the centerline of Emerald Avenue; thence South 0°30'15" East along last mention line, a distance of 200.00 feet to the true point of beginning.

EXCEPTING that portion of property lying within the Maze Boulevard right-of-way which is zoned R-A.

and

WHEREAS, the Planning Commission held a public hearing on said application on January 18, 1977, 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. 77-12, adopted on January 18, 1977, found and determined that rezoning of the property as requested was not required by public necessity, convenience, and general welfare for the following reasons:

1. The General Plan map designates the subject property for residential rather than commercial uses as proposed.

2. The C-1 Zone allows a wide range of land uses, many of which would be inappropriate at the subject location.
3. Commercial uses on the subject site could attract children from Franklin School across Maze Boulevard, a heavily traveled highway.

and

WHEREAS, the Planning Commission by said Resolution No. 77-12 denied the rezoning of the property described above as requested, and

WHEREAS, by a letter dated January 31, 1977, Max D. Hanney filed an appeal with the City Clerk to the decision of the Planning Commission denying his application for an amendment to Section 30-3-9 of the Zoning Map to rezone from Low Density Residential Zone, R-1, to Neighborhood Commercial Zone, C-1, property located at the Northwest corner of Maze Boulevard and Emerald Avenue, as above described, and

WHEREAS, said appeal was set for a public hearing before the City Council, on March 14, 1977, at the hour of 7:30 o'clock p.m. in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, and

WHEREAS, at the time of said hearing by the City Council, Max D. Hanney, through his representative Ralph Swensen, requested permission to withdraw his appeal and also requested that the one year limitation to file a new application for rezoning of the above described property be waived, and

WHEREAS, in accordance with the provisions of Section 10-2.2103 of the Modesto Municipal Code, the Council, at its meeting held on March 14, 1977, determined that it was appropriate to waive the one year limitation in order that Max D. Hanney could submit a new application to the Planning Commission for rezoning of the above described property,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby grants the request of Max D. Hanney to withdraw his appeal to the decision of the Planning Commission denying his application for an amendment to Section 30-3-9 of the Zoning Map to rezone from Low Density Residential Zone, R-1, to Neighborhood Commercial Zone, C-1, property located at the Northwest corner of Maze Boulevard and Emerald Avenue, which property is described above.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that in accordance with the provisions of Section 10-2.2103 of the Modesto Municipal Code, it hereby waives the one year limitation for Max D. Hanney to submit a new application to the Planning Commission for an amendment to Section 30-3-9 of the Zoning Map to rezone said property, located at the Northwest corner of Maze Boulevard and Emerald Avenue, and described above.

BE IT FURTHER RESOLVED that this Council finds and determines that the waiving of the one year limitation will not adversely affect the interest of the general public.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of March, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger, Newton, Siefkin, Mayor Davies

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 (Mick) ...*
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 77-280

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 23-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON, (LANCE ELLIS)

WHEREAS, on March 14, 1977, the City Council introduced Ordinance No. 1598-C.S. giving approval to a project relating to an amendment to Section 23-3-9 of the Zoning Map of the City of Modesto, reclassifying certain property located thereon from Planned-Development Zone, P-D(62), 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 delcaration 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 23-3-9 of the Zoning Map of the City of Modesto, reclassifying certain property located thereon from Planned-Development Zone, P-D(62), 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 14th day of March, 1977, by Councilmember Elliott, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger, Newton, Siefkin, Mayor Davies

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. 77-281

A RESOLUTION APPROVING A DEVELOPMENT PLAN
FOR PLANNED-DEVELOPMENT ZONE, P-D (154).
(FIRESTONE TIRE AND RUBBER COMPANY)

WHEREAS, a verified application for an amendment to Section
12-3-8 of the Zoning Map was filed by Firestone Tire and Rubber
Company on November 15, 1976, to
reclassify from Low Density Residential Zone, R-1,
to Planned-Development Zone, P-D, the following described property:

Parcel 1

All that portion of the Northwest quarter of the Southwest quarter of
Section 12, Township 3 South, Range 8 East, Mount Diablo Base and Meridian,
described as follows, to-wit:

COMMENCING at the quarter section corner between Sections 11 and 12, above
Township and Range, and being in the center of a 50 foot County Road (Dale
Road); thence South 0° 48' East 1245.25 feet along the said Section line to the
true point of beginning of this description; thence North 89° 12' East 272.25
feet; thence North 0° 48' West 80.0 feet; thence North 89° 12' East 134.75 feet;
thence South 0° 48' East 163.40 feet to the North boundary line of Lateral No. 7
of the Modesto Irrigation District; thence along the said North boundary line of
Lateral No. 7 the following three courses and distances: South 85° 23' West
135.35 feet; South 89° 15' West 100.5 feet; North 86° 37' West 172.00 feet to the
section line between Sections 11 and 12, above Township and Range; thence North
0° 48' West along the said section line 80.0 feet to the true point of beginning
of this description.

Parcel 2

COMMENCING at the quarter section corner between Sections 11 and 12, above
township and range and being in the center of a 50 foot County Road (Dale Road);
thence South 0° 48' East 1165.25 feet along the section line to the true point
of beginning of this description; thence North 89° 12' East 272.25 feet; thence
South 0° 48' East 80.0 feet; thence South 89° 12' West 272.25 feet to the said
Section line; thence North 0° 48' West 80.0 feet along the section line to the
true point of beginning.

The above said Parcels being also described as a portion of Lot 4 of the
McKinney Colony according to the Official Map thereof, filed in the office of
the Recorder of Stanislaus County, California, on November 21, 1903, in Volume 1
of Maps, page 37.

WHEREAS, after public hearing held on December 21, 1976, and
continued to February 1, 1977, 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 requested zoning is in conformance with the commercial designation as shown for the subject property on the Modesto Urban Area General Plan Map.
2. The requested zoning is in conformance with the commercial P-D Zone designation as shown on the McKinney Colony Zoning and Development Plan.
3. The property is immediately opposite a developing regional shopping center.

WHEREAS, after a public hearing held on March 14, 1977, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Firestone Tire and Rubber Company 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. 1601-C.S. on the 14th day of March, 1977, reclassifying the above-described property from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D (154),

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 (154), is hereby approved in accordance with the plan titled "Proposed Site Development Plan, Firestone Tire and Rubber Company", as amended in red on its face, stamped approved by the Planning Commission on February 1, 1977, and on file in the office of the Director of Planning and Community Development, subject to the following conditions:

1. That all development be in accordance with said plot plan.
2. That prior to the issuance of a building permit, a landscaping and irrigation plan shall be submitted by the applicant for approval by both the Director of Planning and Community Development and the Director of Parks and Recreation. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved landscaping and irrigation plan. Irrigation shall be by underground sprinkler system. Said plans may be submitted and approved in the same phases as development occurs.
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 development shall be connected to the City of Modesto water and sewer facilities in accordance with the requirements of the Director of Public Works.

5. That all parking and driveway areas shall be improved in accordance with City standards, including the provisions of Sections 10-2.1801, 10-2.1804, and 10-2.1808 of the Municipal Code. All drainage facilities shall be provided in accordance with the requirements of the Director of Public Works.
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 solid decorative masonry as determined by the Director of Planning and Community Development.
7. That all signs shall comply with the sign requirements of the H-1 Zone as adopted by the City Council effective March 1, 1977.
8. That a solid 6 foot decorative masonry wall shall be constructed as indicated in red on the plot plan along the entire southerly property line.
9. That the developer shall dedicate 25 feet of right-of-way for the widening of Dale Road and shall dedicate a 10 foot wide public utility easement adjacent to the new right-of-way line on Dale Road.
10. That the developer shall improve the property's Dale Road frontage to major street standards.
11. That all public improvements shall be installed prior to occupancy of any structures on the premises or by May 1, 1979, whichever occurs first.
12. That prior to the issuance of a building permit, if all required public improvements have not been installed, a cash deposit, savings and loan certificate, surety bond or other instrument of credit in an amount to be determined by the City Engineer shall be filed with the City Clerk to guarantee installation of public improvements by May 1, 1979, or prior to occupancy, whichever occurs first.
13. That uses shall be limited to those permitted within the H-1 Zone.
14. That the applicant shall install one on-site fire hydrant and the pipeline system therefor in accordance with the requirements and to the specifications of the Fire Chief. Said hydrant shall be installed and operable prior to occupancy of the second phase of the project.
15. That prior to issuance of a building permit, the developer shall pay the City of Modesto for the planting of 4 street trees at the prevailing rate.
16. That street improvement plans for the required street improvements prepared by a registered civil engineer shall be submitted to the City Engineer for approval.
17. That the applicant shall provide accessways for on-site traffic circulation for the benefit of the property located to the north and east of the subject property substantially as shown in red on the subject plot plan in a manner approved by the City Attorney.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D (154) :

That the construction project be accomplished in two phases as follows:

Phase I, to include construction of the proposed tire, battery, and accessory retail store, shall be commenced on or before May 1, 1979, and be completed not later than May 1, 1980.

Phase II, to include the remainder of the project, shall be commenced on or before May 1, 1980, and be completed not later than May 1, 1981.

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 reclassifying the above-described property to Planned-Development Zone, P-D (154) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of March, 1977, by Councilmember Mensingher, who moved its adoption, which motion being duly seconded by Councilmember Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger, Newton, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By Arthur J. Nichols
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 77-282

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, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (FIRESTONE TIRE AND RUBBER COMPANY)

WHEREAS, on March 14, 1977, the City Council

introduced Ordinance No. 1601-C.S. giving approval to a project relating to an amendment to Section Map 12-3-8 of the Zoning Map to reclassify certain property from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D(154)

, 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 delcaration 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 to reclassify certain property from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D(154).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of March, 1977, by Councilmember Mensinger, who moved its adoption, which motion being duly seconded by Councilmember Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger, Newton, Siefkin, Mayor Davies

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. 77-283

A RESOLUTION APPROVING THE MASTER PLAN FOR THE MODESTO CITY-COUNTY AIRPORT/HARRY SHAM FIELD.

WHEREAS, the Master Plan for the Modesto City-County Airport/Harry Sham Field was presented to the City Council for approval at its meeting of November 15, 1976, at which time the Council referred said Plan back to the staff for further consideration and for review by the Environmental Assessment Committee of the City of Modesto, and

WHEREAS, said Master Plan for the Modesto City-County Airport/Harry Sham Field was again considered by the City Council at its meeting of March 14, 1977, together with a report to the Mayor and Members of the City Council, from the Airport Advisory Committee dated March 8, 1977, and a report to the Members of the Modesto City Council from Councilman Harry Kullijian dated January 20, 1977, and

WHEREAS, the Council certifies it has received and reviewed the finding of the 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 Master Plan for the Modesto City-County Airport/Harry Sham Field dated August 1976, together with the report to the Mayor and Members of the City Council from the Airport Advisory Committee dated March 8, 1977, and the report to the Members of the Modesto City Council from Councilman Harry Kullijian dated January 20, 1977, both of which reports are made a part of the Master Plan for the Modesto City-County Airport/Harry Sham Field, is hereby approved.

BE IT FURTHER RESOLVED by the Council that the Director of Planning and Community Development 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 14th day of March, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger, Newton, Siefkin,
Mayor Davies

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. 77-284

A RESOLUTION AMENDING RESOLUTION NO. 77-27 ENTITLED "A RESOLUTION DESIGNATING AGENCIES OF THE CITY OF MODESTO REQUIRED TO ADOPT CONFLICT OF INTEREST CODES, ESTABLISHING A DEADLINE FOR SUBMISSION OF SAID CODES AND ADOPTING PROCEDURES FOR SUBMISSION THEREOF"

WHEREAS, by Resolution No. 77-27 adopted on January 3, 1977, the City Council designated agencies of the City of Modesto required to adopt Conflict of Interest Codes, and

WHEREAS, the City Council desires to amend said Resolution No. 77-27 entitled "A Resolution Designating Agencies of the City of Modesto Required to Adopt Conflict of Interest Codes, Establishing a Deadline for Submission of Said Codes and Adopting Procedures for Submission Thereof" to delete from Annex "A" thereof the Culture Commission as one of the boards, commissions and committees of the City of Modesto required to adopt a Conflict of Interest Code,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Resolution No. 77-27 entitled "A Resolution Designating Agencies of the City of Modesto Required to Adopt Conflict of Interest Codes, Establishing a Deadline for Submission of Said Codes and Adopting Procedures for Submission Thereof" is hereby amended to delete from Annex "A" thereof the Culture Commission as one of the boards, commissions and committees of the City of Modesto required to adopt a Conflict of Interest Code. A copy of Annex "A", as amended, is attached hereto and made a part hereof as though set forth in full herein

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of March, 1977, by Councilmember Elliott, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger, Newton, Siefkin,
Mayor Davies

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

ANNEX "A"

AGENCIES OF THE CITY OF MODESTO
REQUIRED TO ADOPT A CONFLICT
OF INTEREST CODE

MODESTO CITY COUNCIL

CODE REVIEWING BODY

(Gov't. 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 March 10, 1977:

Office of the City Manager (including the Office of Management Services)

Office of the City Attorney

Office of the City Clerk and Auditor

Finance Department

Fire Department

Parking and Traffic Department

Parks and Recreation Department

Planning and Community Development Department

Police Department

Public Works Department

License Tax Appeals Board

-1-

NORRINE COYLE City Clerk

(SEAL)

APPROVED AS TO FORM:

By

Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

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 March 10, 1977:

Board of Zoning Adjustment

Planning Commission

Board of Appeals for Housing Code and Dangerous Building Code

Downtown Improvement District (DID) Advisory Board

Citizens Housing & Community Development Committee

Housing Maintenance and Counseling Subcommittee

Rehabilitation Loan Pool Subcommittee

Airport Advisory Committee

Environmental Assessment Committee

MODESTO CITY COUNCIL
RESOLUTION NO. 77-285

A RESOLUTION AMENDING RESOLUTION NO. 77-27 ENTITLED "A RESOLUTION DESIGNATING AGENCIES OF THE CITY OF MODESTO REQUIRED TO ADOPT CONFLICT OF INTEREST CODES, ESTABLISHING A DEADLINE FOR SUBMISSION OF SAID CODES AND ADOPTING PROCEDURES FOR SUBMISSION THEREOF"

WHEREAS, by Resolution No. 77-27 adopted on January 3, 1977, the City Council designated agencies of the City of Modesto required to adopt Conflict of Interest Codes, and

WHEREAS, the City Council desires to amend said Resolution No. 77-27 entitled "A Resolution Designating Agencies of the City of Modesto Required to Adopt Conflict of Interest Codes, Establishing a Deadline for Submission of Said Codes and Adopting Procedures for Submission Thereof" to delete from Annex "A" thereof the Downtown Improvement District (D.I.D.) Advisory Board as one of the boards, commissions and committees of the City of Modesto required to adopt a Conflict of Interest Code,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Resolution No. 77-27 entitled "A Resolution Designating Agencies of the City of Modesto Required to Adopt Conflict of Interest Codes, Establishing a Deadline for Submission of Said Codes and Adopting Procedures for Submission Thereof" is hereby amended to delete from Annex "A" thereof the Downtown Improvement District (D.I.D.) Advisory Board as one of the boards, commissions and committees of the City of Modesto required to adopt a Conflict of Interest Code. A copy of Annex "A", as amended, is attached hereto and made a part hereof as though set forth in full herein.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of March, 1977, by Councilmember Elliott, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Newton, Mayor Davies

NOES: Councilmembers: Mensinger, Siefkin

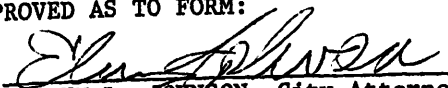
ABSENT: Councilmembers: None

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

(Gov't. 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 March 10, 1977:

Office of the City Manager (including the Office of Management Services)

Office of the City Attorney

Office of the City Clerk and Auditor

Finance Department

Fire Department

Parking and Traffic Department

Parks and Recreation Department

Planning and Community Development Department

Police Department

Public Works Department

License Tax Appeals Board

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 March 10, 1977:

Board of Zoning Adjustment

Planning Commission

Board of Appeals for Housing Code and Dangerous Building Code

Citizens Housing & Community Development Committee

Housing Maintenance and Counseling Subcommittee

Rehabilitation Loan Pool Subcommittee

Airport Advisory Committee

Environmental Assessment Committee

MODESTO CITY COUNCIL
RESOLUTION NO. 77-286

A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO CONSIDER CONFLICT
OF INTEREST CODES FOR ALL CITY AGENCIES

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that May 2, 1977 , 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 Conflict of Interest
Codes for all City Agencies.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 14th day of
March , 1977, by Councilmember Kullijian , who moved
its adoption, which motion being duly seconded by Councilmember
Dunlap , was upon roll call carried and the resolution adopted
by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Mensinger, Newton, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-287

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. 67-66 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 by resolution of the City Council,

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

SECTION 1. The Position Classification Plan of the City of Modesto is hereby amended to create two new classifications as follows:

CLASSIFICATIONS CREATED

Public Services Trainee

Management Assistant-Risk Manager

The specifications for the classifications created, as shown on the attached Exhibit "A" and Exhibit "B", which are hereby made a part of this resolution by reference, are hereby approved and made a part of the Position Classification Plan.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of March, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Mensinger, Newton, Siefkin, Mayor Davies
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

PUBLIC SERVICES TRAINEE

DEFINITION

Under close supervision, to perform semi-skilled work in a Public Services functional area; to learn progressively more difficult tasks; and to do related work as required.

DISTINGUISHING CHARACTERISTICS

This is an entry level trainee classification for public employment participants. Participants in this classification will form a pool from which applicants can be selected for the classified service.

EXAMPLES OF DUTIES

Incumbents perform a variety of routine semi-skilled tasks such as surveying, drafting, office engineering, updating maps, supplying technical information to the public; provides technical services to operating departments such as Police, Fire, and Public Works Department.

SPECIAL REQUIREMENTS

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

DESIRABLE QUALIFICATIONS

Knowledge of:
Basic mathematics.

Ability to:
Learn more difficult work procedures and tasks in an assigned area;
Establish and maintain cooperative relationships with those contacted during the course of work;
Understand oral and written directions.

Exhibit 'A'

MANAGEMENT ASSISTANT - RISK MANAGER

DEFINITION

Under general direction, to administer the City of Modesto's Risk Management Program. This includes safety planning, training, and accident prevention analysis; and to do related work as required.

EXAMPLES OF DUTIES

Manages all phases of the City of Modesto's risk management program. Conducts safety inspections of City-owned facilities and makes recommendations on corrective action. Keeps accurate statistical records on accidents and makes quarterly reports on the distribution of accidents within the City organization. Implements and conducts safety training programs for City employees. Reviews City properties and programs for safety factors and potential liabilities and makes recommendations for approval or disapproval.

DESIRABLE QUALIFICATIONS

Knowledge of:

General principles and practices of management relating to a risk management program;
Safety principles and techniques;
Safety engineering principles and language;
Insurance related to local public agencies.

and

Ability to:

Manage a municipal risk management program;
Maintain cooperative working relationships with others.

and

Experience:

Four years of increasingly responsible experience in the management and operation of a risk management program.

Exhibit "B"

MODESTO CITY COUNCIL
RESOLUTION NO. 77-288

A RESOLUTION AMENDING EXHIBIT "F" OF RESOLUTION NO. 76-858 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. 76-858. Exhibit "F" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1976-77" attached to Resolution No. 76-858, is hereby amended as shown on the amended Exhibit "F" entitled "City of Modesto Alphabetical List of Classifications in City Service 1976-77", which is attached hereto and made a part hereof as though set forth in full herein. Said amended Exhibit "F" adds the positions of Public Services Trainee, Range 114.5, and Management Assistant-Risk Manager, Range 429.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of March, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger,
Newton, Siefkin, Mayor Davies

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
 1976-77
 (effective 7-6-76; amended 9-7, 10-11, 10-21, 11-1, 12-20-76, 2-7, 2-14, 3-11-77)

Range No.	Title of Classification
11.5	Account Clerk I
14.5	Account Clerk II
16.5	Account Clerk III
19.5	Account Clerk IV
26.0	Accountant
32.0	Accounting Administrator
36.5	Administrative Assistant (Park. & Tr.)
39.0	Airport Manager
41.5	Animal Control Officer
42.0	Assistant Building Inspector
43.0	Assistant Chief of Police
44.0	Assistant City Attorney
40.5	Assistant City Clerk
39.0	Assistant Civil Engineer
35.0	Assistant Director of Public Works
32.0	Assistant Fire Chief
26.0	Assistant Planner
22.0	Assistant Zoning Inspector
32.0	Associate Civil Engineer
29.0	Associate Planner
29.0	Battalion Chief
26.0	Budget Accountant
25.0	Building Inspector
21.5	Building Maintenance Supervisor
17.5	Building Maintenance Worker
33.0	Chief Building Official
29.0	Chief Electrician
N/A	Chief of Police
N/A	City Attorney
N/A	City Clerk and Auditor
N/A	City Manager
17.5	Civil Engineering Technician I
20.5	Civil Engineering Technician II
23.5	Civil Engineering Technician III
26.5	Civil Engineering Technician IV
20.5	Community Service Officer
19.5	Communications Dispatcher
19.5	Computer Operator
25.0	Construction Inspector

Range No.	Title of Classification
426.5	Data Processing Supervisor
427.0	Deputy City Attorney I
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 & Community Development
119.5	Director of Public Works & City Engineer
124.5	Electrical Technician
122.0	Electrician
120.5	Equipment Mechanic
426.0	Equipment Operator
119.0	Equipment Repair Shop Supervisor
N/A	Equipment Service Worker
211.0	Fire Chief
210.0	Fire Engineer
213.0	Fire Fighter
122.5	Fire Lieutenant
120.5	Heavy Equipment Operator
432.0	Housing Conservationist
125.0	Housing Program Officer
116.5	Industrial Waste Inspector
123.0	Janitor
126.0	Junior Accountant
123.0	Junior Civil Engineer
113.5	Junior Planner
122.5	Key Punch Operator
116.5	Laboratory Technician
428.0	Laborer
126.0	Lead Building Inspector
418.5	Lead Electrician
429.0	Legal Secretary
429.0	Management Assistant
113.5	Management Assistant - Risk Manager
120.5	Microfilm and Graphics Technician
424.0	Motor Sweeper Operator
	Museum Supervisor

Exhibit "F"

ALPHABETICAL LISTING (continued)

Range No.	Title of Classification	Range No.	Title of Classification
122.5	Nursery Propagator	426.0	Recreation Supervisor
123.5	Office Services Clerk	125.0	Rehabilitation Specialist
120.5	Office Services Supervisor	116.5	Secretary I
117.5	Offset Duplicating Equipment Operator	418.5	Secretary II
122.5	Parking and Traffic Lead Worker	420.5	Secretary to the City Attorney
120.5	Parking and Traffic Maintenance Worker	421.5	Secretary to the City Manager
122.5	Parks Maintenance Lead Worker	426.5	Senior Building Inspector
124.5	Parks Maintenance Supervisor I	123.0	Senior Equipment Mechanic
125.5	Parks Maintenance Supervisor II	432.0	Senior Planner
122.0	Parks Maintenance Trainee	429.0	Service Division Superintendent
118.5	Parks Maintenance Worker I	114.5	Stenographer Clerk
120.5	Parks Maintenance Worker II	118.5	Storeskeeper I
120.5	Parks and Recreation Superintendent	120.5	Storeskeeper II
122.0	Personnel Clerk I	120.5	Street Trees Maintenance Worker II
123.5	Personnel Clerk II	116.5	Supervising Clerk I
126.5	Personnel Technician	119.5	Supervising Clerk II
120.5	Plan Review Engineer I	113.5	Telephone Operator-Receptionist
126.0	Plan Review Engineer II	429.0	Transit Manager
129.0	Planning Technician I	120.5	Tree Trimmer I
117.5	Planning Technician II	122.5	Tree Trimmer II
120.5	Planning Technician III	111.5	Typist Clerk I
123.5	Police Captain	113.5	Typist Clerk II
122.0	Police Lieutenant	424.5	Warehouse Supervisor
120.0	Police Officer	118.5	Wastewater Treatment Plant Attendant
110.0	Police Property Clerk	122.5	Wastewater Treatment Plant Mechanic
127.5	Police Records Supervisor	120.5	Wastewater Treatment Plant Operator I
127.0	Police Sergeant	122.5	Wastewater Treatment Plant Operator II
126.0	Programmer Analyst	426.5	Wastewater Treatment Plant Supervisor
128.0	Property Agent	432.0	Water Quality Control Superintendent
125.0	Public Services Inspector	125.0	Zoning Inspector
114.5	Public Services Trainee		
122.5	Public Works Lead Worker		
112.0	Public Works Maintenance Trainee		
118.5	Public Works Maintenance Worker I		
120.5	Public Works Maintenance Worker II		
124.5	Public Works Supervisor I		
126.5	Public Works Supervisor II		
120.5	Pump Maintenance Worker		
124.0	Purchasing Assistant		
129.0	Purchasing Officer		

PROJECT NO. _____

MODESTO CITY COUNCIL
RESOLUTION NO. 77-289

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 April 4, 1977, at 4:10 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 reports by the Superintendent of Streets on the cost of construction of improvements as described in such reports.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of March, 1977, by Councilman Dunlap, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Mensinger,
Newton, Siefkin, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: Norrine Coyle
~~XXXXXXXXXXXX~~ City Clerk
NORRINE COYLE,

- a. Curb at 1313 Tuolumne Blvd., Lot 22 and 23 of Block 341.
(Alice Archuleta and Edward M. Archuleta - \$285.00)
- b. Curb and sidewalk at 105 Lane St. Lots 25 and 26 of Block 210.
(Eddie L. Brubaker - \$462.40).
- c. Curb and sidewalk along Lane Street at 219 James St., Lot 1 and 2
of Block 210. (David A. Cerutti - \$1,163.80)
- d. Curb and sidewalk at 110 Lane St., Lot 27 and 28 of Block 210.
(Robert W. Cole - \$462.40)
- e. Sidewalk along College Ave. at 1047 Harvard Ave., Lot 8 and the
South 30 feet of Lot 9, Block 812. (Lillian Cunningham and Mary
H. Cunningham - \$415.20)
- f. Curb and sidewalk along Lane St. at 303 James St., a portion of
Block 208. (Susan E. Gnesa - \$892.40)
- g. Sidewalk along Yosemite Blvd. at 841 Yosemite Blvd., a portion of
Block 259. (Orval D. Fowler - \$806.00)
- h. Sidewalk at 1611 Sunrise Ave., Lot 7 of Block 1242. (Shirley A.
Geiger - \$208.00)
- i. Curb at 506 Twelfth St., Lots 19 and 20 of Block 97. (J. C.
Herndon - \$375.50)
- j. Curb and sidewalk at 119 and 121 Lane St., a portion of Block 208.
(Charles L. Ingram - \$610.35)
- k. Curb and sidewalk along Lane St. at 102 Lane St., Lots 23 and 24
of Block 210. (Juventino Nevarez - \$440.00)
 - l. Curb along "F" Street at 1216 F St., a portion of Block 97.
(Donald E. O'Neal - \$710.00)
 - m. Curb and sidewalk at 123 Lane St., a portion of Block 208.
(Bruce A. Pearse - \$473.20)
 - n. Sidewalk repair at 813 Eighth St., a portion of Block 43.
(Joy Tamaras - \$66.00)
 - o. Curb and sidewalk at 112 Lane St., Lots 29 and 30 of Block
210. (Joseph Sauer - \$440.00)
 - p. Curb and sidewalk along W. Morris Ave. at 445 Hackberry Ave.
Lots 47 and 48 of Block 519. (Wallie W. Smith - \$1,410.00)
 - q. Curb along Lane St. at 222 James St., Lot 1 of Block 209.
(Robert M. Sorensen - \$957.00)

ADDENT: COUNCILMEMBERS: NONE

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-290

A RESOLUTION APPROVING APPLICATION WITH THE STATE OF CALIFORNIA DEPARTMENT OF HEALTH TO RENEW THE PERMIT TO OPERATE THE CITY OF MODESTO WATER SYSTEM

BE IT RESOLVED by the City Council of the City of Modesto that pursuant and subject to all terms, conditions and provisions of Division 5, Part 1, Chapter 7, Sections 4010 to 4035 of the California Health and Safety Code and all amendments thereto, relating to domestic water supplies, application by this City be made to the State Department of Health, for a permit to continue to operate and maintain the existing municipal water system in the City of Modesto, Stanislaus County, and supply domestic water to the City of Modesto and several individual services extended beyond the City limits. The water supply is derived from 45 deep wells which are pumped directly into the distribution system and storage. At present no processing or treatment facilities are operated or necessary.

BE IT FURTHER RESOLVED that the City Manager of said City of Modesto be and he is hereby authorized and directed to cause the necessary data to be prepared, and investigations to be made, and in the name of said City of Modesto to sign and file such application with the said State Department of Health.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of March, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger,
Newton, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-291

A RESOLUTION AUTHORIZING STAFF TO SEND NOTIFICATION OF TERMINATION OF LEASES TO VARIOUS FIXED BASE OPERATORS AND CONCESSIONAIRES AT MODESTO CITY-COUNTY AIRPORT/HARRY SHAM FIELD AND AUTHORIZING RENEGOTIATION OF SAID LEASES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the City staff is hereby authorized to send notification of termination of leases to the following fixed base operators and concessionaires at Modesto City-County Airport/Harry Sham Field:

Mr. and Mrs. Darold Jolliff, dba Hawke Flying Service;

Elise D. Schneider, dba Silvair Aviation;

George L. Reed and Jack Scanlon, dba Aviation Electronics
a sublease of Silvair Aviation;

Walser Travel Service, Inc.;

Yosemite Junior College District, vocational and apprenticeship training programs.

BE IT FURTHER RESOLVED that the staff is hereby authorized to renegotiate the above listed leases.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of March, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger,
Newton, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-292

A RESOLUTION DESIGNATING THE MODESTO POLICE DEPARTMENT AS THE LICENSING AUTHORITY FOR ISSUING LICENSES FOR THE SALE OF CONCEALABLE WEAPONS IN THE CITY OF MODESTO AND ESTABLISHING FEES THEREFOR.

WHEREAS, Sections 12070 and 12071 of the Penal Code of the State of California establish procedures whereby retail sellers of concealable firearms can obtain licenses to sell such firearms, and

WHEREAS, Section 12070 of the Penal Code requires that before any person can engage in the business of selling or otherwise transferring or advertising for sale any pistol, revolver or other firearm capable of being concealed upon the person, that a license permitting such sale must be obtained from the duly constituted licensing authorities of a city or county, and

WHEREAS, inasmuch as licenses permitting the sale of concealable firearms may be granted by the licensing authority only after proper screening of applicants, it has been determined that the Police Department is the logical city department to issue such licenses in the City of Modesto, and

WHEREAS, by a letter dated February 28, 1977, the Attorney General of the State of California has ruled that the City of Modesto may impose fees for processing applications and issuing licenses to applicants for the sale of concealable firearms,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby designates the Police Department of the City of Modesto as the city department with licensing authority in the City of Modesto for the issuance of licenses for the sale or transfer or advertising for sale of any pistol, revolver or other firearm capable of being concealed upon the person as provided for in Sections 12070 and 12071 of the Penal Code of the State of California.

BE IT FURTHER RESOLVED by the Council that it hereby establishes the following fees to be charged by the Police Department of the City of Modesto to cover the costs incurred for processing applications and issuing licenses pursuant to Sections 12070 and 12071 of the Penal Code of the State of California:

- | | |
|---|----------|
| (1) Initial screening and issuance of a license | \$ 20.00 |
| (2) Renewal of a license | \$ 5.00 |

BE IT FURTHER RESOLVED that this resolution supersedes Resolution No. 75-408 adopted by the City Council on the 24th day of March, 1975.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of March, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger, Newton, Siefkin, Mayor Davies

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. 77-293

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON THIRD YEAR COMMUNITY
DEVELOPMENT APPLICATION TO HUD BLOCK GRANT

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that April 4, 1977 , at 4:15 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 Third Year Community
Development Application to HUD Block Grant.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 14th day of
March , 1977, by Councilmember Dunlap , who moved
its adoption, which motion being duly seconded by Councilmember
Newton , was upon roll call carried and the resolution adopted
by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger,
Newton, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-294

A RESOLUTION AUTHORIZING UTILIZATION OF THE 1977 AND 1978 FEDERAL AVIATION ADMINISTRATION APPORTIONMENT FUNDS TO COMPLETE CAPITAL IMPROVEMENT PROJECTS AT THE MODESTO CITY-COUNTY AIRPORT/HARRY SHAM FIELD

WHEREAS, there are six projects in the Airport Capital Improvement Program which have not been completed because of various delays in federal funding; and

WHEREAS, the incompleted projects are listed as follows:

1. Security fencing
2. Terminal Apron Reconstruction
3. Avigation easements/Obstruction Removal
4. Medium Intensity Taxiway Lights (MITL) for Taxiway #2
5. Taxiway "D" Extension with MITL
6. General Aviation Aircraft Parking; and

WHEREAS, the City has been advised by the Federal Aviation Administration that this year's apportionment funds will total \$171,188; and

WHEREAS, based upon the above projects, cost estimates totaling \$316,295, additional funds will be needed from next year's airport apportionment funds in order to have sufficient funds to complete all of the above listed projects; and

WHEREAS, the Director of Public Works has recommended that part of next year's airport apportionment funds be used in order to complete all of the projects listed above.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby authorizes utilization of the 1977 and 1978 Federal Aviation Administration apportionment funds to complete the capital improvements listed above at 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 14th day of March, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger,
Newton, Siefkin

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-295

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND IRENE M. LOWE GREENHAW, AND ACCEPTING GRANT DEED, FOR THE ACQUISITION OF A 0.308+ ACRE SITE LOCATED AT THE NORTHWEST CORNER OF SCENIC DRIVE AND ROSE AVENUE (Scenic/Rose Intersection Project)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Irene M. Lowe Greenhaw for the acquisition of a 0.308+ acre site located at the northwest corner of Scenic Drive and Rose Avenue to be used for the Scenic/Rose Intersection project is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized and the City Clerk authorized to record said Grant Deed 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 14th day of March, 1977, by Councilmember Dunlap , who moved its adoption, which motion being duly seconded by Councilmember Newton , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger,
Newton, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-296

A RESOLUTION SETTING TIME AND PLACE FOR HEARING THE RECOMMENDATION OF THE PLANNING COMMISSION TO REVISE PLANNED DEVELOPMENT ZONE, P-D(109), TO INCLUDE A PERMITTED USE, A FAMILY AMUSEMENT MACHINE CENTER (Vintage Faire Shopping Center)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that April 11, 1977, 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 recommendation of the Planning Commission to revise Planned Development Zone, P-D(109), to include a permitted use, a family amusement machine center (Vintage Faire Shopping Center).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of March, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Mensinger, Newton, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyne
NORRINE COYNE, City Clerk

A RESOLUTION ANNEXING UNINHABITED TERRITORY KNOWN
AS THE CAPITOL DRIVE ADDITION TO
THE CITY OF MODESTO.

WHEREAS, a written petition was filed under the "Annexation of Uninhabited Territory Act of 1939" and amendments thereto, with the City Council as the Legislative Body of the City of Modesto, a municipal corporation, containing a description of uninhabited territory contiguous to land lying within the boundary of said City of Modesto, and requesting therein that said territory be included in such municipal corporation, and

WHEREAS, said petition was signed by or written consent was filed by the owners of all of the land in the territory to be annexed, and

WHEREAS, the Stanislaus County Local Agency Formation Commission did on February 18 , 1977 , authorize the annexation of said uninhabited territory to the City of Modesto, without notice and hearing by the Legislative Body, pursuant to the Government Code, and

WHEREAS, owners of all of the territory to be annexed have heretofore filed with the Clerk of the Legislative Body, their written consent to have the property to be annexed subjected to taxation after annexation equally with property within the City of Modesto to pay any indebtedness or liability of the City of Modesto outstanding or authorized at the time said territory is annexed, for the acquisition, construction, or completion of municipal improvements, and

WHEREAS, said territory so proposed to be annexed to the City of Modesto is designated as Capitol Drive Addition,

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

That the annexation of said uninhabited territory designated as _____
Capitol Drive Addition and hereinafter mentioned and described, as requested by said petition so filed with said City Council as the Legislative Body of said City of Modesto, be and the same is hereby approved, and said property be and the same is hereby subjected to taxation after annexation equally with property within the City of Modesto to pay any indebtedness of the City of Modesto,

outstanding or authorized at the time said territory is annexed, for the acquisition, construction or completion of municipal improvements, and said territory is hereby annexed to, incorporated and included in said City of Modesto, a municipal corporation,

BE IT FURTHER RESOLVED, that the specific description of the boundaries of the territory, the annexation of which is hereby approved, is attached hereto and made a part hereof as though set forth in full herein.

BE IT FURTHER RESOLVED, that no change in school district boundaries shall be effected by reason of the annexation of said territory to the City of Modesto.

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, and transmit to the Secretary of State of California, a certified copy of this resolution, stating the date of its passage..

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of March, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Newton, Mayor Davies
NOES:	Councilmembers:	Mensingher, Siefkin
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 Ross Campbell
Public Works Department
EAH

January 17, 1977

CAPITOL DRIVE ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northwest quarter 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 Northeastern corner of LINCOLN NO. 4 ADDITION (345), as per map filed August 19, 1976, as Instrument 8707, Stanislaus County Records;

1. thence along the existing City Limits on a Northern line of said ADDITION (345), South $89^{\circ} 33' 08''$ West, 424.72 feet, to a Northwestern corner of said ADDITION (345), said point being on the Eastern line of LINCOLN-PENNY ADDITION (317), as per map filed April 4, 1974, as Instrument 39057, Stanislaus County Records;
2. thence along said Eastern line, North $00^{\circ} 33' 55''$ West, 330.73 feet, to a Southeastern corner of LINCOLN NO. 2 ADDITION (324), as per map filed November 19, 1974, as Instrument 19676, Stanislaus County Records;
3. thence along an Eastern line of said ADDITION (324), North $00^{\circ} 33' 55''$ West, 661.50 feet;
4. thence along a Southern line of said ADDITION (324), North $89^{\circ} 32' 49''$ East, 424.72 feet;
5. thence leaving the existing City Limits, South $00^{\circ} 33' 55''$ East, 992.27 feet, to the point of beginning, containing 9.675 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-298

A RESOLUTION ANNEXING UNINHABITED TERRITORY KNOWN
AS THE NORTH REXFORD ADDITION TO
THE CITY OF MODESTO.

WHEREAS, a written petition was filed under the "Annexation of Uninhabited Territory Act of 1939" and amendments thereto, with the City Council as the Legislative Body of the City of Modesto, a municipal corporation, containing a description of uninhabited territory contiguous to land lying within the boundary of said City of Modesto, and requesting therein that said territory be included in such municipal corporation, and

WHEREAS, said petition was signed by or written consent was filed by the owners of all of the land in the territory to be annexed, and

WHEREAS, the Stanislaus County Local Agency Formation Commission did on December 17, 1976, authorize the annexation of said uninhabited territory to the City of Modesto, without notice and hearing by the Legislative Body, pursuant to the Government Code, and

WHEREAS, owners of all of the territory to be annexed have heretofore filed with the Clerk of the Legislative Body, their written consent to have the property to be annexed subjected to taxation after annexation equally with property within the City of Modesto to pay any indebtedness or liability of the City of Modesto outstanding or authorized at the time said territory is annexed, for the acquisition, construction, or completion of municipal improvements, and

WHEREAS, said territory so proposed to be annexed to the City of Modesto is designated as North Rexford Addition,

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

That the annexation of said uninhabited territory designated as _____
North Rexford Addition and hereinafter mentioned and described,
as requested by said petition so filed with said City Council as the Legislative Body of said City of Modesto, be and the same is hereby approved, and said property be and the same is hereby subjected to taxation after annexation equally with property within the City of Modesto to pay any indebtedness of the City of Modesto,

outstanding or authorized at the time said territory is annexed, for the acquisition, construction or completion of municipal improvements, and said territory is hereby annexed to, incorporated and included in said City of Modesto, a municipal corporation,

BE IT FURTHER RESOLVED, that the specific description of the boundaries of the territory, the annexation of which is hereby approved, is attached hereto and made a part hereof as though set forth in full herein.

BE IT FURTHER RESOLVED, that no change in school district boundaries shall be effected by reason of the annexation of said territory to the City of Modesto.

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, and transmit to the Secretary of State of California, a certified copy of this resolution, stating the date of its passage.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of March, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger, Newton, Siefkin, Mayor Davies
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 Bob Campbell
Public Works Department
EAH

NORTH REXFORD ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northeast 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 Northeastern corner of SYLVAN NO. 2 ADDITION (344), as per description filed June 3, 1976, as Instrument 56264, Stanislaus County Records;

1. thence along the existing City Limits and Northern line of said ADDITION (344), North $89^{\circ} 11' 09''$ West, 659.78 feet, to the Southeastern corner of the property conveyed to Joseph J. Polich, et ux, by deed recorded May 19, 1972, as Instrument 20334, Stanislaus County Records, said point being on the center line of Rexford Drive, which is the Northeastern corner of Almond Tree Subdivision, as per map filed July 21, 1976, in Volume 26 of Maps, Page 17, Stanislaus County Records;
2. thence along the Eastern line of said Polich property, North $00^{\circ} 45' 15''$ West, 880.30 feet, to the Northeastern corner of said Polich property, said point being on the North line of Section 9;
3. thence along said North line, South $89^{\circ} 08' 12''$ East, 659.88 feet, to the North-South quarter-quarter section line of the Northeast quarter of Section 9;
4. thence along said North-South quarter-quarter section line, South $00^{\circ} 44' 55''$ East, 879.73 feet, to the point of beginning, containing 13.325 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-299

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$8,996.00 TO PROVIDE FUNDS FOR THE CITY'S ASSESSMENT FOR THE LEAGUE OF CALIFORNIA CITIES OFFICE BUILDING IN SACRAMENTO

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

GENERAL FUND (101)

FROM: General Reserve (60-800-101)	\$8,996.00
TO: L.C.C. Office Bldg. (5201-650-101)	\$8,996.00

(To appropriate funds for the City's assessment for the League of California Cities office building in Sacramento)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of March, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger, Newton, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-300

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$158,000 TO PROVIDE FUNDS FOR ENGINEERING REQUIRED TO PREPARE 7 PROJECTS FOR DEVELOPMENT WITH EDA PUBLIC WORKS ACT FUNDING

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

SPECIAL FUND FOR CAPITAL OUTLAYS (321)

FROM:	General Reserve (60-321)		\$158,000.00
TO:	Beyer Comm. Pk Develop., Engr. (6372- ²⁷⁰⁻ 321)		30,000.00
	Downey Comm. Pk Develop., Engr. (6315-270-321)		35,000.00
	Davis Comm. Pk Develop., Engr. (6290-270-321)		35,000.00
	Floyd Ngh Pk Develop, Engr. (6362-270-321)		20,000.00
	Standiford 2 Ngh Pk Develop, Engr. (6339-270-321)		13,000.00
	Sylvan Ngh Pk Develop, Engr. (6427-270-321)		15,000.00
	North Branch/Scenic/Sonoma, Engr. (6474-410-321)		7,000.00
	South Branch/Scenic/Sonoma, Engr.		3,000.00

(The above projects are for engineering costs as proposed in the 1977-78 Capital Improvement Program. Staff is recommending engineering be done so that when EDA money becomes available, these projects can be submitted for EDA funding)
The foregoing resolution was introduced at a regular meeting

of the Council of the City of Modesto held on the 14th day of March, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Mensinger, Newton, Siefkin, Mayor Davies

NOES: Councilmembers: Kullijian

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-301

A RESOLUTION OF THE CITY OF MODESTO DECLARING CANVASS OF RETURNS AND RESULT OF GENERAL MUNICIPAL ELECTION HELD ON TUESDAY, MARCH 8, 1977

WHEREAS, the Council of the City of Modesto duly called and ordered held in the City of Modesto and in the Modesto City School District of Stanislaus County and the Modesto High School District of Stanislaus County, on Tuesday, the 8th day of March, 1977, a General Municipal Election to elect one Councilmember (Chair 2) for a full term of four years; one Councilmember (Chair 4) for a full term of four years; one Councilmember (Chair 5) for a full term of four years; and four members of the Board of Education of said school districts for full terms of four years each; and one member of the Board of Education of said school districts for a short term of two years; and

WHEREAS, said General Municipal Election was held on Tuesday, March 8, 1977 in accordance with law and the proceedings of said 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 City Clerk has canvassed the returns of said election in accordance with law and said proceedings and 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 by the City Clerk as shown by said certification and the results of the election are hereby ratified, confirmed and approved.
2. Attached, marked "Exhibit A" and, by reference, made a part hereof is a complete tabulation of the following:

- (a) The whole number of votes cast in the city.
- (b) The names of the persons voted for.
- (c) The measures voted upon.
- (d) For what office each person was voted for.
- (e) The number of votes given at each precinct to each person and for and against each measure.
- (f) The number of votes given in the city to each person and for and against each measure.

3. At said General Municipal Election the following named persons received the largest number of votes for the following offices,

respectively, and were therefore duly elected to the respective offices for which they were respectively candidates, and each of said persons having received the largest number of votes cast for any person for such office is hereby declared to be duly and regularly elected to such office respectively, and the City Clerk is hereby directed to issue a Certificate of Election to each of said persons, certifying his election to the office appearing after his name, and to administer to each of said persons the oath of office prescribed by the Constitution and laws of the State of California and the Charter of said City, to wit:

Peggy Mensinger	Councilmember, for four-year term, Chair 2
Harry T. Kullijian	Councilmember, for four-year term, Chair 4
Richard A. Lang	Councilmember, for four-year term, Chair 5
Anthony Bedford	Member, Board of Education, for four-year term
Robert C. Bienvenu	Member, Board of Education, for four-year term
John N. Uhl	Member, Board of Education, for four-year term
Alan G. Vincent	Member, Board of Education, for four-year term
Martha Ashleigh	Member, Board of Education, for two-year term

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 15th day of March, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger, Newton, Siefkin

NOES: Councilmembers: None


ABSENT: Councilmembers: Mayor Davies

ATTEST: *Norrine Coyne*
NORRINE COYNE, City Clerk

CERTIFICATE OF CANVASS
AND STATEMENT OF VOTE

CITY OF MODESTO GENERAL MUNICIPAL ELECTION
AND
CITY OF MODESTO SPECIAL MUNICIPAL ELECTION
HELD
MARCH 8, 1977

I, NORRINE COYLE, CITY CLERK OF THE CITY OF MODESTO,
DO HEREBY CERTIFY THAT I CAUSED THE STANISLAUS COUNTY CLERK'S
OFFICE TO PUBLICLY CANVASS THE RETURNS OF THE CITY OF MODESTO
GENERAL MUNICIPAL ELECTION AND THE CITY OF MODESTO SPECIAL
MUNICIPAL ELECTION HELD ON MARCH 8, 1977, IN ACCORDANCE WITH
MODESTO CITY COUNCIL RESOLUTIONS NO. 67-36, NO. 77-40 AND
NO. 77-85, AND THAT THE ATTACHED IS THE RESULTS OF SAID
ELECTIONS.



NORRINE COYLE
City Clerk
City of Modesto

March 15, 1977

"EXHIBIT A"

CERTIFICATE OF CANVASS
AND STATEMENT OF VCTE

CITY OF MODESTO GENERAL MUNICIPAL ELECTION
AND
GOVERNING BOARD MEMBER ELECTIONS

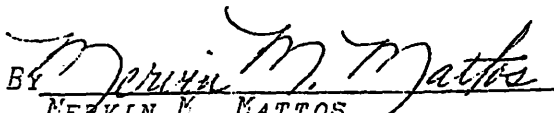
HELD

MARCH 8, 1977

I, STEVE R. NELSON, COUNTY CLERK OF THE COUNTY OF STANISLAUS, STATE OF CALIFORNIA, AND EX-OFFICIO CLERK OF THE BOARD OF SUPERVISORS THEREOF, DO HEREBY CERTIFY THAT, I DID, ON MARCH 10, 1977, PUBLICLY CANVASS THE RETURNS OF THE CITY OF MODESTO GENERAL MUNICIPAL ELECTION AND GOVERNING BOARD MEMBER ELECTIONS HELD ON MARCH 8, 1977, AND DO HEREBY DECLARE THE RESULTS THEREOF AS SHOWN ON THE ATTACHED LISTS.

STEVE R. NELSON, COUNTY CLERK

MARCH 15, 1977

BY 
NEVIN K. MATTOS
SUPERVISOR OF ELECTIONS

"EXHIBIT A"

SPECIAL PRECINCT
NUMBERCOMPRISED OF
COUNTY PRECINCTSNUMBER OF
REGISTERED VOTERS

43001	Modesto 1, Modesto 74	491
43002	Modesto 2	744
43003	Modesto 4, Modesto 63	718
43004	Modesto 5	467
43005	Modesto 6, Modesto 7	692
43006	Modesto 8	479
43007	Modesto 9, Modesto 89, Modesto 92	502
43008	Modesto 10	411
43009	Modesto 11, Modesto 12	861
43010	Modesto 13	564
43011	Modesto 14, Modesto 62	808
43012	Modesto 15	415
43013	Modesto 19, Modesto 88	546
43014	Modesto 20, Modesto 21, Modesto 65	921
43015	Modesto 22, Modesto 23	678
43016	Modesto 28	458
43017	Modesto 29	389
43018	Modesto 30	722
43019	Modesto 31, Modesto 54	926
43020	Modesto 32	456
43021	Modesto 38, Modesto 83	761
43022	Modesto 39	437
43023	Modesto 40, Modesto 41	823
43024	Modesto 42, Modesto 43	884
43025	Modesto 48	308
43026	Modesto 50	379
43027	Modesto 51, Modesto 82	598
43028	Modesto 52, Modesto 60, Modesto 81	1,357
47029	Modesto 16, Modesto 17	940
47030	Modesto 64, Modesto 67	1,078
47031	Modesto 68, Modesto 95, Modesto 96	805
47032	Modesto 69, Modesto 84, Modesto 90 Modesto 97	684
43033	Modesto 3, Modesto 24, Modesto 25	509
43034	Modesto 26	463
43035	Modesto 27	516

<u>SPECIAL PRECINCT NUMBER</u>	<u>COMPRISED OF COUNTY PRECINCTS</u>	<u>NUMBER OF REGISTERED VOTERS</u>
43036	Modesto 33	472
43037	Modesto 34	486
43038	Modesto 35	412
43039	Modesto 36	488
43040	Modesto 37	525
41041	Modesto 53, Modesto 86, Modesto 87	698
41042	Modesto 75	467
42043	Modesto 61	7
48044	Modesto 18, Modesto 85	623
48045	Modesto 44, Modesto 55	875
48046	Modesto 45, Modesto 66, Modesto 73	953
48047	Modesto 46, Modesto 57	778
48048	Modesto 47, Modesto 71	741
48049	Modesto 56, Modesto 78	639
48050	Modesto 58, Modesto 77	826
48051	Modesto 59, Modesto 70	834
48052	Modesto 72, Modesto 80, Modesto 98	678
48053	Modesto 79, Modesto 91, Modesto 93 Modesto 94	605
48054	Modesto 76	672
50055	Modesto 49	4
43056	Airport 1, Airport 2, Airport 3	652
43057	Coffee 1	137
43058	Coffee 3	264
43059	Coffee 4	92
43060	Coffee 6, Empire 1	487
43061	McHenry 1, McHenry 6	824
43062	Paradise 3, Paradise 4, Paradise 5	631
43063	Paradise 6, Paradise 7	793
43064	Paradise 8, Paradise 9	496
43065	Paradise 10, Paradise 12	459
45066	Salida 1, Salida 2	917
46067	Paradise 1	280
47068	Coffee 10, McHenry 3, Prescott 1 Prescott 2, Prescott 3	869
43069	Caswell 5, Caswell 6	785
43070	Caswell 7	459

SPECIAL PRECINCT
NUMBERCOMPRISED OF
COUNTY PRECINCTSNUMBER OF
REGISTERED VOTERS

43071	Ceres 11, Club 3, Page 2	920
43072	Page 1	472
41073	Empire 2, Empire 3, McHenry 5	502
41074	Empire 4, Empire 5	1,387
42075	Hart Ransom 1, Hart Ransom 2	903
44076	Paradise 2, Paradise 11	347
48077	Coffee 2, McHenry 4, Riverbank 4	611
48078	Coffee 5, Coffee 8	625
48079	Coffee 7, McHenry 2	668
48080	Coffee 9, Coffee 11	565
14081	Star 4	68
12082	Hickman 1	363
11083	Whitmore 5	201
13084	Denair 8, Whitmore 4, Whitmore 8	527
13085	Whitmore 6, Whitmore 7	612
13086	Hughson 1, Hughson 2, Hughson 3	808
22087	Hickman 2, Hickman 3	65
21088	North 2	140
26089	Star 1	53
24090	Langworth 1, North 4	668
24091	Langworth 2	406
24092	Langworth 3, Oakdale 5	838
24093	North 1	547
24094	Oakdale 1, Oakdale 2	954
24095	Oakdale 3, Oakdale 4	994
24096	Oakdale 6	504
25097	Claus 1, Claus 2, Claus 3	753
25098	Riverbank 1, Riverbank 2, Riverbank 3 Riverbank 5	1,101
28099	North 3, Por. of S.J. Co.	367
29100	Star 2, Waterford 1	804
29101	Star 3, Waterford 2	538
31102	Chatom 1, Chatom 2	641
31103	Mt. View 1	558
32104	Whitmore 1, Whitmore 2, Whitmore 3 Whitmore 12	966
35105	Chatom 3	363

SPECIAL PRECINCT
NUMBERCOMPRISED OF
COUNTY PRECINCTSNUMBER OF
REGISTERED VOTERS

35106	Chatom 4, Turlock 3, Turlock 19	1,044
35107	Denair 3, Denair 4, Denair 13	762
35108	Denair 5, Turlock 14	688
35109	Denair 6, Turlock 13	516
35110	Turlock 1, Turlock 2	812
35111	Turlock 4, Turlock 5, Turlock 7	1,206
35112	Turlock 6, Turlock 8	1,066
35113	Turlock 9, Turlock 18	857
35114	Turlock 10	528
35115	Turlock 11, Turlock 12	1,215
35116	Turlock 15, Turlock 16, Turlock 17	600
35117	Former Johnson Joint and Vincent School districts of Merced Co.	207
50118	Caswell 1, Ceres 4, Ceres 7, Ceres 10	1,262
50119	Caswell 2, Ceres 3, Ceres 5, Ceres 6	1,341
50120	Caswell 3	321
50121	Caswell 4	511
50122	Ceres 1, Club 2	750
50123	Ceres 2, Ceres 8, Ceres 9	755
50124	Club 1, Club 4	619
50125	Mt. View 2, Westport 1, Westport 2	891
60126	Denair 1, Denair 12	824
60127	Denair 2, Denair 7, Denair 9, Denair 11	544
70128	Crows Landing 1	374
70129	Crows Landing 2, Crows Landing 3	354
70130	Newman 1, Newman 2	900
80131	Del Puerto 1, Del Puerto 2, Por. of S.C. Co.	836
80132	Del Puerto 3	424
80133	Patterson 1, Patterson 2, Patterson 3	1,178

Statement of Votes Cast

STANISLAUS COUNTY ELECTION PRECINCTS	TOTAL VOTES CAST	A MODERNO		B MODERNO		C MODERNO		CO. BD. OF EDU. DISTRICT 1		CO. BD. OF EDU. DISTRICT 2	
		YES	NO	YES	NO	YES	NO	YES	NO	YES	NO
CARD 1 March 8, 1977											
11083	113							27	25		
12942	129							20	11	8	
17084	171							160	119	6	
17085	159							72	52	17	
13025	330							196	162	30	
14141	23							94	73	20	
21088	27							155	117	32	
22087	29							201	157	36	
21050	160							139	112	12	
24091	72							144	75	40	
24082	196							260	143	58	
20087	94							9	8	1	
24084	158							144	111	15	
24095	201							155	106	30	
24084	139							109	60	29	
22087	144										
25009	260										
26087	9										
29089	144										
29130	144										
29171	109										
21102	186										
21107	167										
22104	231										
32105	74										
34104	134										
33107	152										
75102	132										
46108	73										
74110	153										
34111	241										
22112	339										
15113	772										

CARD 1
March 8, 1977

ELECTION
RESULTS

TOTAL VOTES CAST	MODERATOR		MODERATOR		MODERATOR		CO. NO. OF DISTRICT 1	CO. NO. OF DISTRICT 2	EDU.
	Compensation for Mayor and Members of the Council		Planning Commission Compensation		Personnel dismissals to use hearing officers				
	YES	NO	YES	NO	YES	NO			
35114	141								
35115	301								
35116	134								
35117	22								
41041	217	94	86	98	83	120	58		
41042	109	34	62	36	61	59	34		
41073	77								
41074	147								
42075	242								
47001	98	40	54	37	47	50	31		
47002	301	80	97	93	84	116	59		
47003	141	51	68	61	58	77	42		
47004	129	74	64	40	59	52	47		
47005	174	54	65	58	64	59	56		
47006	131	57	44	59	40	75	25		
47007	195	54	94	67	91	78	71		
47008	165	58	87	58	77	87	58		
47009	204	79	94	92	84	101	71		
47010	191	67	98	62	94	99	49		
47011	220	78	120	89	109	115	81		
47012	112	34	70	43	60	75	25		
47013	175	50	58	58	51	66	34		
47014	285	97	171	102	133	142	84		
47015	268	102	114	107	109	132	80		
47016	167	53	82	50	83	73	59		
47017	143	57	65	53	66	61	52		
47018	229	94	110	105	101	131	73		
47019	316	124	143	141	128	172	99		
47020	170	77	65	80	63	96	43		
47021	287	119	119	134	111	165	76		
47022	176	66	82	64	83	83	61		
47023	276	103	139	107	138	159	76		
47024	410	181	182	197	170	241	119		
47025	127	55	50	58	48	68	35		
47026	156	61	74	70	68	82	50		
47027	173	60	90	69	79	88	59		
47028	432	168	193	197	174	232	132		

George F. MORRISON, JR.

Jerry L. MARLER

TOTAL VOTES CAST

Thomas M. BYRNE

James MERRIAM

CARD 1
March 8, 1977

SECRET

Precinct	TOTAL VOTES CAST	Question 4 Compensation for the Mayor and members of the Council		Question 5 Planning Commission Compensation		Question 6 Personnel Commission to use hearing officers		TOTAL VOTES CAST	Question 7 George T. MORRISON, JR. Jerry L. MARLER		Question 8 Thomas M. BYRNE James MERRIAM	
		YES	NO	YES	NO	YES	NO		YES	NO	YES	NO
43033	148	66	53	69	49	82	34	148	52	44		
43034	133	54	43	63	39	65	29	133	38	47		
43035	241	76	120	86	111	109	87	241	93	71		
43036	216	94	85	108	71	108	59	216	96	53		
43037	248	105	103	106	106	139	68	248	109	62		
43038	238	115	81	123	77	133	59	238	112	59		
43039	247	84	116	91	114	112	81	247	122	62		
43040	274	118	117	125	110	141	89	274	119	74		
43056	66											
43057	27											
43058	64											
43059	13											
43060	82											
43061	218											
43062	59											
43063	137											
43064	63											
43065	72											
43069	63											
43070	62											
43071	119											
43072	69											
44076	129											
45066	103											
46067	48											
47029	184	76	81	78	80	106	50					
47030	194	60	103	73	94	97	71					
47031	223	101	111	100	110	135	70					
47032	161	66	70	67	68	78	57					
47068	168											
48044	223	87	92	78	94	112	60	223	92	57		
49045	340	129	138	133	132	182	80	340	113	96		
49046	287	106	121	104	125	141	83	287	115	73		
49047	256	81	133	98	118	130	84	256	94	71		
49048	370	168	162	165	168	223	104	370	151	108		
49049	271	122	104	124	101	144	79	271	111	76		
49050	189	76	97	74	98	113	56	189	86	55		

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CARD 1
March 8, 1977

SECRET

ADDRESS	TOTAL VOTES CAST		Compensation for the Mayor and Members of the Council		Planning Commission Compensation		Personnel Commission to use hearing officers		TOTAL VOTES CAST		George T. MORRISON, JR.		Jerry L. MARLER		TOTAL VOTES CAST		Thomas M. BYRNE		James MERRIAM	
	YES	NO	YES	NO	YES	NO	YES	NO	YES	NO	YES	NO	YES	NO	YES	NO	YES	NO	YES	NO
48051	228	90	102	95	97	124	64	228	89	71										
49052	222	94	90	107	78	128	52	222	82	72										
48053	159	50	84	51	85	92	40	159	65	56										
49054	164	64	67	70	63	84	46	164	63	40										
48077	137							137	66	25										
48078	231							231	98	58										
48079	159							159	67	39										
48080	81							81	29	20										
50118	183								183	67	103									
50119	146								146	57	79									
50120	27								27	8	12									
50121	39								39	11	25									
50122	94								94	27	65									
50123	74								74	34	39									
50124	87								87	16	64									
50125	121								121	25	87									
40126	238								238	66	135									
60127	141								141	43	78									
70128	109																			
70129	89																			
70130	129																			
90131	231																			
90132	74																			
90133	74																			
90134	781																			
ARSENTER	21927	4341	5070	4683	4806	5932	3345	5301	2652	1253	4156	1462	1832							
TOTAL	22136	4405	5150	4756	4979	6016	3402	5242	2663	1261	4196	1485	1851							

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Statement of Votes Cast

STANISLAUS COUNTY WARD 2 March 8, 1977	MODERNO CIVIC COUNCIL CHAIR 2 CHAIR 4 CHAIR 5					MODERNO ED. OF EDUCATION 2 Year Term								
	TOTAL VOTES CAST	Peggy MENSINGER	Clarence W. DUNKER	Michael W. KIRROS	Harry T. KULLIJIAN		Richard A. LANG	Floyd W. TRAMMELL	Salvador MORALES	Carmen SABATINO	TOTAL VOTES CAST	Norman VAN WALTEROP	Martha (Marty) ASHLEIGH	Daniel E. MARSH, JR.
41041	217	152	57	59	140	95	21	10	85	217	54	129	7	10
41042	109	77	23	46	45	35	8	6	51	109	19	56	5	9
41073										77	19	31	2	4
41074										147	50	49	4	14
43075										242	73	91	16	21
43001	99	48	43	22	62	47	9	9	28	98	25	43	5	9
43002	201	172	59	50	117	100	10	10	75	201	57	104	7	14
43003	141	81	40	45	77	50	32	23	27	141	33	58	14	6
43004	129	59	50	16	84	51	15	12	33	129	29	59	6	13
43005	174	108	77	44	78	59	57	13	36	174	27	64	7	23
43006	131	83	25	37	67	37	33	19	42	131	25	57	7	7
43007	184	106	66	42	118	94	7	12	62	185	37	94	12	12
43008	165	104	59	33	113	102	7	2	50	165	57	77	4	8
43009	204	171	61	59	117	111	12	20	49	204	53	106	7	16
43010	191	126	48	38	118	87	9	5	82	191	54	95	10	7
43011	320	171	77	75	115	107	13	21	70	220	62	101	18	19
43012	112	74	33	74	61	61	9	3	36	112	21	65	5	10
43013	135	75	47	33	83	64	10	4	44	135	39	60	4	14
43014	285	180	82	52	189	140	19	9	98	285	68	120	11	26
43015	269	162	92	61	177	125	12	17	104	268	96	100	11	20
43016	167	107	52	41	110	78	4	6	74	167	52	80	3	10
43017	143	97	33	43	82	39	8	9	76	143	38	50	6	7
43018	229	145	70	54	151	118	17	7	72	229	63	117	6	19
43019	316	189	108	82	195	161	16	14	111	316	75	172	10	18
43020	170	120	42	47	104	64	6	9	80	170	48	78	8	13
43021	287	193	76	56	189	140	6	8	126	287	67	151	16	17
43022	176	108	59	46	106	82	8	10	70	176	45	75	13	12
43023	276	176	82	69	166	118	17	14	114	276	70	146	8	13
43024	410	277	114	74	272	202	14	11	171	410	115	194	10	40
43025	127	72	50	24	90	62	4	3	54	127	45	52	1	13
43026	156	111	38	34	99	66	16	3	67	156	42	65	9	11
43027	173	129	50	54	96	75	10	13	65	173	39	86	12	15
43028	432	290	131	95	281	193	22	17	176	432	89	239	15	33
43033	148	98	35	35	95	53	9	15	52	148	25	62	8	15
43034	133	92	32	27	86	57	12	4	50	133	30	59	8	14

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Statement of Votes Cast

STARRBACH COUNTY ELECTION PRECINCTS	MODESTO CITY COUNCIL										TOTAL VOTES CAST	NORMAN VAN WALTEROP	MARTHA (MARTY) ASHLEIGH	DANIEL E. MARSH, JR.	MICHAEL (MIKE) EVANS
	CHAIR 2 March 8, 1977	CHAIR 2	CHAIR 1	CHAIR 5	CHAIR 5	CHAIR 5	CHAIR 5	CHAIR 5	CHAIR 5	CHAIR 5					
43025	241	169	56	70	142	87	7	7	127	241	48	115	19	14	
43036	216	177	71	48	132	88	6	12	98	216	65	92	8	11	
43037	248	186	54	56	147	86	6	3	140	248	67	115	11	15	
43038	238	170	59	47	160	110	3	6	106	238	56	118	16	9	
43039	247	171	69	65	150	101	5	9	126	247	85	115	2	12	
43040	274	170	86	75	161	139	12	7	110	274	74	143	6	21	
43054											66	15	31	5	6
43057											27	9	13	2	2
43058											64	17	38	4	2
43059											13	1	11		
43060											82	32	35	7	5
43061											218	72	120	3	6
43062											59	15	32	4	1
43063											137	43	68	13	10
43064											63	22	24		4
43065											72	25	35	4	1
43066											63	15	21	6	7
43067											62	19	23	6	2
43070											119	35	39	6	11
43071											68	16	16	4	7
43072											128	27	42	7	15
43074											103	30	49	9	7
43084											48	20	13	4	4
43099											184	38	93	14	20
43100											196	50	83	16	13
43101											223	57	123	10	18
43102											161	25	85	10	15
43103											168	40	84	13	10
43104											223	49	117	5	14
43105											340	96	158	5	12
43106											287	95	116	9	20
43107											256	51	119	9	29
43108											370	89	192	22	24
43109											271	62	141	6	18
43110											189	35	94	16	19
43111											228	51	115	12	14
43112											222	67	88	7	20

Statement of Votes Cast

STANISLAUS COUNTY CARD 2 March 8, 1977	MODESTO CITY COUNCIL					MODESTO PD. OF EDUCATION 2 Year Term																			
	CHAIR 2	CHAIR 1	CHAIR 5	CHAIR 4	CHAIR 3	CHAIR 2	CHAIR 1	CHAIR 5	CHAIR 4	CHAIR 3															
ELECTION PRECINCTS	TOTAL VOTES CAST																								
	49251	159	92	57	37	100	70	21	10	49	159	37	78	6	17										
	49254	164	100	48	41	101	65	13	13	56	164	79	69	12	17										
	49277										137	40	63	85	5										
	49278										231	64	125	9	14										
	49075										159	51	67	5	9										
	49252										91	25	29	4	13										
	ARECVNFE											11245	7051	3444	2876	6836	5129	723	571	42691	3879	3604	6532	716	1000
	TOTAL											11424	7152	3498	2922	6940	5228	727	578	43091	4082	3664	6609	721	1019
												TOTAL VOTES CAST					159	164	137	231	159	91			
											Peggy MENSINGER					Norman VAN WALTEROP									
											Clarence W. DJUNKER					Martha (Marty) ASHLEIGH									
											Michael W. KIRROS					Daniel E. MARSH, JR.									
											Harry T. SULLIJIAN					Michael (Mike) EVANS									
											Richard A. LANG														
											Floyd W. TRAMMELL														
											Salvador MORALES														
											Carmen SABATINO														

Statement of Votes Cast

STANISLAUS COUNTY		MODESTO BD. OF EDUCATION 1 Year Term											
WARD 3 March 8, 1977	ELECTION PRECINCTS												
		Brad T. KING	Robert C. BIENVENU	Anthony BEDFORD	Dale BUTLER	Alan G. VINCENT	Paul CARUSO	Daniel F. POLLOCK	James H. EDMONDSON	LeRoy Jimmy GILL	Samuel DE LA RIVA	Stephen M. SIDWELL	John N. UHL
41941		23	78	131	47	92	43	60	59	63	18	55	106
41942		18	30	54	19	54	22	19	30	26	14	72	43
41977		11	28	27	7	37	18	10	14	20	8	19	30
41978		23	63	51	22	59	36	25	36	28	23	27	67
42975		37	113	104	34	100	82	78	42	48	22	45	109
47901		18	74	41	29	34	27	24	25	21	14	27	34
47902		17	60	137	37	98	49	57	63	50	10	60	93
47903		40	41	49	43	41	27	42	52	27	22	22	44
47904		27	47	61	18	49	17	35	47	39	4	21	62
47905		74	52	74	41	51	36	29	74	26	20	42	51
47906		15	45	59	35	41	27	32	70	19	16	28	42
47907		78	77	101	71	88	25	53	47	49	15	27	87
47908		14	59	49	30	85	23	48	28	59	7	35	91
47909		33	62	103	33	49	57	63	54	55	8	47	107
47910		27	73	102	39	99	29	52	38	52	5	36	119
47911		79	67	127	38	97	61	95	57	51	29	63	87
47912		29	31	54	17	45	21	24	45	41	7	29	53
47913		15	64	61	29	56	44	42	37	22	5	40	55
47914		54	109	142	59	112	65	58	66	58	26	54	145
47915		25	132	134	38	112	59	84	70	49	20	52	160
47916		27	60	98	24	74	34	51	43	42	12	41	92
47917		24	52	65	19	49	24	50	46	19	5	33	52
47918		27	78	119	54	101	37	66	75	54	13	51	124
47919		39	124	158	78	118	69	64	93	99	23	48	163
47920		14	70	45	29	58	30	57	49	30	10	22	88
47921		24	127	154	40	123	50	91	60	79	8	62	168
47922		34	74	93	39	71	37	54	39	42	17	35	83
47923		72	138	155	43	119	66	66	59	65	21	54	156
47924		52	190	235	71	171	73	91	99	104	23	64	240
47925		9	45	53	22	69	30	35	22	30	4	51	66
47926		21	69	61	33	66	40	46	34	27	9	43	96
47927		23	53	45	45	67	34	57	52	45	14	34	84
47928		47	149	232	83	172	127	127	121	95	23	104	237
47933		22	68	57	23	38	29	42	35	24	14	32	56
47974		17	63	64	30	42	35	43	37	25	10	26	40

Statement of Year Club

MEMBERS QUARTY

INDUSTRIO RD. - OF EDGEMONT

1 YEAR PASS

CARD 3
March 8, 1977



	BRAD T. KING	ROBERT G. BIRNBERG	ANTHONY REDFORD	DALE BUTLER	ALAN G. VINCIGUERRA	PAUL CARUSO	DANIEL F. POLLOCK	JAMES H. EDWARDS	LEROY JIMMY GILL	SEAN DE LA RIVA	STEPHEN M. SIDWELL	JOHN W. UHL
47715	13	102	112	23	89	43	75	61	56	5	35	116
47726	16	86	106	40	67	50	76	51	36	8	45	98
47727	23	110	108	40	91	41	77	84	55	9	36	104
47728	24	104	134	35	89	47	70	58	47	8	55	117
47729	33	127	117	27	96	49	90	63	45	10	67	116
47730	34	121	126	41	124	61	75	49	66	9	52	154
47731	14	71	20	14	24	17	19	14	20	16	10	20
47732	1	7	19	4	14	6	6	8	8	1	5	20
47733	7	26	25	12	37	17	14	15	20	6	26	38
47734		4	8	4	4	1	3	4	9			8
47735	18	25	36	11	43	28	22	21	25	8	18	49
47736	19	75	126	40	131	42	53	61	51	7	46	142
47737	12	15	27	11	21	23	16	19	21	4	13	24
47738	24	42	56	20	72	51	53	33	38	9	25	68
47739	11	17	27	13	14	19	11	25	17	8	9	25
47740	11	22	40	25	34	21	14	17	12	10	17	34
47741	10	14	27	16	20	14	11	8	8	12	4	14
47742	4	14	28	8	25	19	19	16	14	4	14	21
47743	14	24	50	50	34	29	32	32	22	19	24	32
47744	20	44	40	20	39	30	41	21	24	13	20	47
47745	19	47	47	21	45	17	39	29	14	7	26	59
47746	14	24	15	5	14	14	19	10	13	4	5	23
47747	21	63	99	45	67	56	47	51	42	21	57	79
47748	29	66	97	46	92	51	50	56	53	22	34	78
47749	14	63	114	26	114	50	64	65	66	14	75	114
47750	19	42	76	32	54	36	34	58	46	17	36	57
47751	23	70	99	17	79	46	44	36	48	13	26	95
47752	30	74	115	39	100	45	47	54	64	15	55	103
47753	34	121	146	35	150	78	74	86	71	16	64	166
47754	40	99	131	44	94	65	77	88	65	31	74	125
47755	28	93	126	38	98	59	62	72	76	24	56	119
47756	33	138	193	53	161	64	102	103	83	10	119	197
47757	29	116	137	41	100	68	73	99	46	9	62	146
47758	16	49	103	46	87	76	47	63	50	17	54	83
47759	21	76	122	31	91	45	47	64	53	23	72	107
47760	28	74	101	28	101	50	68	65	53	21	38	90

Statement of Voting Cost

STANISLAUS COUNTY

HOUSING ED. OF EDUCATION

Year 1977

CARD 3
March 8, 1977

**ELECTION
PURCHASES**

NAME	DATE	AMOUNT	DATE	AMOUNT	DATE	AMOUNT	DATE	AMOUNT	DATE	AMOUNT	DATE	AMOUNT	DATE	AMOUNT	DATE	AMOUNT
BRAD F. KING	21	51	95	35	66	19	42	58	24	7	45	66				
ROBERT G. HIRSHYAND	15	51	70	46	52	48	71	40	36	17	54	48				
	11	52	61	11	56	17	24	32	36	13	28	77				
	14	99	116	34	123	76	48	41	63	6	79	145				
	14	63	79	28	71	36	42	47	29	9	36	69				
	9	33	35	17	33	22	20	26	26	7	25	36				
	1776	5204	6837	2466	5496	3145	3743	3723	3245	1002	3002	5673				
ARSENTEF	16	91	72	25	72	45	44	32	35	13	51	81				
TOTAL	1792	5299	6909	2491	5769	3190	3787	3755	3280	1015	3143	6754				
LEON JIMMY																
JAMES H. EDMONDSON																
DANIEL P. POLLOCK																
PAUL GARRASO																
ALAN G. VARGENT																
DALE DUPLEN																
ANTHONY REDDOND																
ALAN G. VARGENT																
PAUL GARRASO																
DANIEL P. POLLOCK																
JAMES H. EDMONDSON																
LEON JIMMY																
GAMUEL DE LA RIVA																
STEPHEN M. SIMELL																
JOHN M. UHL																

Statement of Votes Cast

STANISLAUS COUNTY		EMPIRE UNION SCHOOL DISTRICT				HART RANSOM UNION SCHOOL DIST.								
ELECTION PRECINCTS	CARD 4 March 8, 1977	1987				1988								
		TOTAL VOTES CAST	Bill KOSKI	Edgar C. TAYLOR	Robert D. RADUECHEL	Richard A. REED	TOTAL VOTES CAST	Joe LOPES	John P. FERGUSON	Richard E. VERMEULEN	Alan A. COVER	Zella M. GHARAT	Kenneth L. JAMES	Nancy WRIGHT
41741		217	130	111	101	96								
41742		109	58	71	60	50								
41074		77	59	58	41	40								
41074		127	110	104	92	53								
42175							243	72	133	191	165	83	121	94
ARGENT		550	744	744	294	249	242	72	133	191	165	83	121	94
		2	1	1	1	2	3	2	3	1	3	3	1	
ARGENT		552	745	745	295	251	245	72	135	194	166	83	121	95
TOTAL														

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Statement of Votes Cast

STANISLAUS COUNTY		SILVAN UNION SCHOOL DIST.						PARADISE SCHOOL DISTRICT				
CARD 5 March 8, 1977 ELECTION PRECINCTS	TOTAL VOTES CAST	SILVAN UNION SCHOOL DIST.						PARADISE SCHOOL DISTRICT				
		D.B. LANGMAN	F. Tom BERGLUND	Louis FRIEDMAN	Susan A. FENTON	Leo L. MORRIS	Glenn RITCHEY, JR.	TOTAL VOTES CAST	Nick BLOM	John ZEHNDER	Eva M. McGRATH	John WRAY
40776												
40744	227	45	80	122	120	37	93	128	99	74	30	21
49048	740	49	141	177	222	80	124					
41146	287	78	108	135	156	72	171					
40047	254	76	117	114	174	54	101					
49049	370	58	145	230	219	45	194					
49149	271	42	117	154	161	52	141					
49150	180	54	49	37	96	54	72					
49051	228	47	76	127	133	68	90					
43052	222	44	81	112	134	57	105					
48053	150	30	63	93	91	44	73					
49114	164	40	61	59	91	54	64					
49077	137	24	49	52	64	47	45					
49078	271	34	102	139	107	99	101					
49079	150	74	73	76	111	54	62					
49080	81	71	37	40	33	34	24					
ABSENT	717	712	1740	1705	1872	957	1474	128	99	74	30	21
TOTAL	3355	722	1744	1732	1903	967	1445	128	99	74	30	21

Statement of Votes Cast

STANISLAUS COUNTY CARD 6 March 8, 1977 ELECTION PRECINCTS	HUGHSON UNION HIGH SCHOOL DISTRICT										GRATTON SCHOOL DISTRICT			
	2 Year Term	4 Year Term	6 Year Term	8 Year Term	10 Year Term	12 Year Term	14 Year Term	16 Year Term	18 Year Term	20 Year Term	22 Year Term	24 Year Term	26 Year Term	28 Year Term
11093	113	73	56	73	22	34	30	54	9	69	113	74	49	66
11092	120	44	58	53	30	43	36	95	14	61				
11094	171	39	121	48	60	82	75	96	19	104				
17095	159	53	95	91	76	51	57	53	28	68				
17096	370	123	166	146	145	77	117	126	72	150				
14091	23	4	14	17	7	12	4	14		11				
	225	280	419	448	341	295	279	432	142	463	113	74	69	64
	17	1	11	4	9	9	2	11	2	4	3	3	3	3
	679	391	627	452	346	303	281	443	144	471	116	77	69	69
APERTURE														
TOTAL														

Statement of Votes Cast

STANISLAUS COUNTY CARD 7 March 8, 1977 ELECTION PRECINCTS	HUGHSON UNION SCHOOL DISTRICT				HIGGINS SCHOOL DIST.		HUGHSON CITY COUNCIL							
	TOTAL VOTES CAST	Margaret LeTOURNEAU	Donald W. BOWERS	Martin POHL	Frank J. ASSALI	TOTAL VOTES CAST	Dick VAN KONYENBURG	Albert A. ARKUSH	TOTAL VOTES CAST	Nova J. LUND	Charles K. POYNTER	Donald R. HICKS	Jack M. PARKER	Joe R. SUMMERS
177F2	171	114	67	141	137	125	103	76						
179M4	153	90	107	114	114									
179M6	124	108	173	231	204									
177-11	463	403	207	524	450	120	103	74	330	171	60	117	175	139
	442	410	211	517	455	130	103	77	323	133	50	119	177	134

Edward L. Pennell
Write-in Candidate
Hickman School Dist.
Vote: 25

Statement of Votes Cast

STANISLAUS COUNTY CARD 8 March 8, 1977 ELECTION PRECINCTS	OAKDALE HIGH Area II		OAKDALE UNION SCHOOL DIST.					VALLEY HOME SCHOOL DIST.					
	TOTAL VOTES CAST	Frank B. CLARK	Chris A. CLARK II	TOTAL VOTES CAST	Carolyn K. HALL	Ed RAPINCHUK	William G. GORDON	Martin GROOM	Roger M. SCHRIMP	TOTAL VOTES CAST	Sam L. OUSLEY	Donna EBELL	Marcell DICKENS
21100	27	15	0										
22227	27	5	14										
26190	161	111	38	150	107	79	105	42	99				
26301	72	43	17	72	49	43	41	24	37				
26103	104	174	49	196	125	103	141	56	127				
21003	64	77	15	94	59	49	57	41	52				
26004	125	104	74	155	94	74	99	66	77				
26005	201	139	43	201	131	103	114	91	99				
26006	177	20	43	179	79	74	99	52	79				
26107	144	71	41										
26108	249	104	65										
26109	0	4	5										
26110	144	55	43										
26111	125	74	44										
26112	109	58	24										
ANSWER--	1494	1204	459	1017	544	525	655	372	565	144	44	120	105
TOTAL	1903	1191	480	1025	657	624	643	374	571	144	44	120	105

Statement of Votes Cast

STANISLAUS COUNTY		TUNLOOK JOINT UNION HIGH SCHOOL DISTRICT													
CARD 10 March 8, 1977		ELECTION PRECINCTS													
ELECTION PRECINCTS		TOTAL VOTES CAST													
		Gerald OBERKAMPER	Jerome C. OHMAN	Ken BADAL	Robert E. TRIEBSCH	William R. MILLS	Brooks J. RUSHING	Bobbie (Sunny) WASHBURN	Richard R. WEAVER						
71102	186	116	12	45	45	14	63	119	95						
71103	167	117	7	34	31	11	44	91	86						
72104	231	152	26	46	63	25	52	83	67						
74105	74	36	13	17	27	14	10	56	27						
75105	134	55	17	31	39	15	46	78	55						
74107	152	62	13	18	65	24	22	109	82						
74108	138	43	11	27	56	15	22	99	71						
75109	73	36	17	15	36	8	20	43	26						
74110	153	56	16	29	68	18	34	99	79						
74111	241	79	99	32	102	26	51	181	129						
75112	134	139	45	39	185	47	49	269	154						
74113	172	111	43	33	227	31	41	276	223						
75114	141	29	12	12	97	13	20	106	89						
75115	101	40	27	26	176	41	52	231	145						
74116	138	74	18	21	61	17	36	100	43						
75117	22	13	2	7	7	4	3	14	12						
AND OTHER	2854	1104	294	432	1275	321	564	1953	1383						
TOTAL	2668	1113	360	432	1279	322	566	1954	1391						

Statement of Votes Cast

STANISLAUS COUNTY		TURLOCK JOINT UNION SCHOOL DISTRICT							HEROES C.D. Area 3
ELECTION PRECINCTS	TOTAL VOTES CAST	ELECTION PRECINCTS							TOTAL
		Will NIEBUHR	Jim BOWEN	Denis CHAMBERLAIN	Vladimir ANTONIUK	Robert MOORE	Kathy SHAW	Dee SELL	
35105	74	42	37	14	16	23	70	39	
35106	174	50	57	39	28	37	62	58	
35107	182	90	75	24	42	22	57	103	
35108	132	59	65	28	29	26	51	97	
35109	73	33	47	20	21	15	31	34	
35110	153	49	56	47	36	37	74	72	
35111	241	100	127	50	57	50	96	129	
35112	739	195	174	70	57	57	174	204	
35113	772	241	189	70	55	43	140	237	
35114	141	69	58	27	27	12	71	93	
35115	701	144	170	55	49	49	139	142	
35116	178	42	89	40	19	27	78	50	
35117	22	15	7	4	10	4	7	12	5 10
ABSENTEE	2272	1129	1143	488	446	393	1009	1246	5 10
TOTAL	2292	1177	1146	493	447	394	1016	1250	5 10

Statement of Votes Cast

STANISLAUS COUNTY

CHAFFIN UNION SCHOOL DISTRICT

CARD 12
March 8, 1977

ELECTION
PRECINCTS

71102	186	29	64	73	78	87	83	90											
71103	167	60	66	62	58	61	98	44											
ABSENTEE	727	99	134	138	134	148	181	134											
TOTAL	154	99	136	135	135	148	182	135											

TOTAL VOTES CAST

Stelmon
KING

Ron
BROUHARD

Robert
HEDGPETH

Frank
MIGUEL, JR.

Roger
SODERSTROM

Kathleen
SANTOS

Carl M.
JAMESON

Statement of Votes Cast

STANISLAUS COUNTY

KEYES UNION SCHOOL DISTRICT

CARD 13
March 8, 1977

**ELECTION
PRECINCTS**

TOTAL VOTES CAST

**Doris
LOVELAND**

**Dexter
BLEDSOE**

**Robert A.
McDONALD**

**John
EISENHUT**

**Patricia A.
SPENKER**

**Sharon Kay
JONES**

**Huey
JOHNSTON**

12104	231	141	101	113	127	30	72	43
ARS-NTFF	231	141	101	113	127	30	72	43
TOTAL	231	141	101	113	127	30	72	43

Statement of Votes Cast

STANISLAUS COUNTY ELECTION PRECINCTS	TOTAL VOTES CAST	CERRES UNIFIED SCHOOL DIST. AREA 2					DENAIR UNIFIED SCHOOL DISTRICT				
		Michael C. BERRYHILL	Pierce C. BUTLER	Kathleen CASEY	John W. HUEY	Wanetta A. ROSE	TOTAL VOTES CAST	Richard K. KINDLE	William Cox THORNTON, JR.	Virginia I. DOERKSEN	Bill DINKELMAN
50119	183	131	117	146	96	126					
50117	146	120	103	107	77	112					
50123	27	18	17	21	10	12					
50121	39	34	34	31	19	27					
50122	94	74	71	75	53	71					
50124	74	51	48	57	50	54					
50124	87	77	57	54	34	67					
50125	121	106	94	76	34	82					
40125							244	142	111	138	36
40125							161	91	51	118	33
60127											
ARCADE	775	515	541	565	375	551	399	233	162	256	69
TOTAL	777	514	542	564	375	552	400	234	162	257	69

STANISLAUS COUNTY

HEWMAN-GROSS LOG.
UNIFIED SCHOOL DIST.

PATERSON JOINT UNIFIED SCHOOL
DISTRICT Area No. 3

Statement of Votes Cast

CARD 15
March 8, 1977

ELECTION
PRECINCTS

TOTAL VOTES CAST

Patricia
MORGAN

Arthur (Archie)
MENDOZA

Carol J.
STEPHENS

TOTAL VOTES CAST

Carl E.
KOCH

Phil
BREASHER

Joyce M.
FREDRICK

Robert E.
HIRSCH

Thomas E.
ALDERSON

Andrew H. (Bruce)
McMAHON III

Coy
ROBERTS

Jack
DOLZADELLI

70129	105	76	53	57															
71120	99	64	40	56															
70130	128	247	165	158															
90131					231	7	25	29	30	82	4	50							
90132					75	2	7	5	8	46		6	1						
90133					381	8	72	20	63	148		67	3						
ARSENTEE					487	13	112	54	101	276	4	123	4						
TOTAL	522	387	259	291	697	13	112	54	101	276	4	123	4						

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO CONFIRMING CANVASS BY CITY CLERK OF SPECIAL MUNICIPAL ELECTION HELD IN THE CITY OF MODESTO ON MARCH 8, 1977, 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 the "City") a special municipal election (herein called the "election") for the purpose of submitting to the qualified electors thereof proposals to amend the Charter of the City of Modesto as hereinafter set forth, and

WHEREAS, the election was consolidated with the General Municipal Election held on Tuesday, March 8, 1977, and

WHEREAS, the election was held on TUESDAY, March 8, 1977, 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 City Clerk has canvassed the returns of said election in accordance with law and said proceedings and 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 by the City Clerk as shown by said certification and the results of the election are hereby ratified, confirmed and approved.
2. At the election the following measures (herein called the "measures") were submitted to the electors of the City and the number of votes given in the City for and against each of said measures were as follows:

		<u>Total Votes For</u>	<u>Total Votes Against</u>
<u>Measure A</u>	Shall the Charter of the City of Modesto be amended to provide that the Mayor and members of the Council shall each receive compensation in accordance with the schedule of compensation set forth in the Government Code of the State of California?	4,405	5,150
City of Modesto Charter Proposal:			

		<u>Total Votes For</u>	<u>Total Votes Against</u>
<u>Measure B</u>	Shall the Charter of the City of Modesto be amended to provide that members of the Planning Commission of the City of Modesto shall each receive compensation not to exceed \$100.00 per month?	4,756	4,879
<u>Measure C</u>	Shall the Charter of the City of Modesto be amended to allow the Personnel Commission to use hearing officers to hear appeals and prepare recommendations for the Commission and to conduct hearings before the Commission?	6,016	3,402

3. The total number of votes cast in the City at the election and the total number of votes given in each precinct and by absentee voters of the City for and against each of said measures were and are as set forth in said canvass by the City Clerk.

4. More than a majority of all of the votes cast at the election on Measure A were against said Charter Proposal and the City Council hereby finds and determines and declares that said Charter Proposal did not carry and was not approved and ratified by a majority of the qualified voters voting on said Charter Proposal.

5. More than a majority of all of the votes cast at the election on Measure B were against said Charter Proposal and the City Council hereby finds and determines and declares that said Charter Proposal did not carry and was not approved and ratified by a majority of the qualified voters voting on said Charter Proposal.

6. More than a majority of all of the votes cast at the election on Measure C were in favor of said Charter Proposal and said Charter Proposal did carry and was approved and ratified by a majority of the qualified voters voting on said Charter Proposal.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 15th day of March, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger, Newton, Siefkin,

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

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, 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 at an adjourned regular meeting of the Council of said City duly and regularly held at the regular meeting place thereof on the 15th day of March, 1977, at which meeting all of the members of said Council had due notice and at which a majority thereof was present; that at said meeting said resolution was introduced by Councilmember Dunlap, and was thereupon, upon motion by Councilmember Dunlap, seconded by Councilmember Siefkin, adopted by the following vote:


AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger,
Newton, Siefkin

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

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 31st day of March, 1977.



NORRINE COYLE
City Clerk of the City of Modesto,
California

MODESTO CITY COUNCIL
RESOLUTION NO. 77-303

AMENDMENT TO

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND COUNTY OF STANISLAUS AND CITY OF CERES TO CHANGE THE BOUNDARIES OF THE TUOLUMNE RIVER REGIONAL PARK

BE IT HEREBY RESOLVED by the Council of the City of Modesto amendment to that the/agreement between the City of Modesto and County of Stanislaus and City of Ceres

~~for~~ to change the boundaries of the Tuolumne River Regional Park

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said/agreement amendment to 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 March , 1977, by Councilmember Dunlap , who moved its adoption, which motion being duly seconded by Councilmember Siefkin , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-304

A RESOLUTION AUTHORIZING ISSUANCE OF A PURCHASE ORDER FOR REPAIR OF
IRRIGATION LINE AT MANCINI PARK

BE IT RESOLVED by the City Council of the City of Modesto that authorization for a purchase order for repair of irrigation line at Mancini Park 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 21st day of March, 1977, by Councilmember Dunlap , who moved its adoption, which motion being duly seconded by Councilmember Elliott , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-305

A RESOLUTION ACCEPTING THE BID OF FERRERO ELECTRIC, INC. FOR CONSTRUCTION OF WOODROW PARK LIGHTING

WHEREAS, Resolution No. 77-234, adopted by the Council of the City of Modesto on February 28, 1977, approved the plans and specifications for the construction of Woodrow Park Lighting

and authorized the calling for bids, and

WHEREAS, the bids received for the construction of Woodrow Park Lighting were opened at 11:10 A.M. on March 15, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Ferrero Electric, Inc. in the amount of \$7,746.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Ferrero Electric, Inc. in the amount of \$7,746.00

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 21st day of March, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensing, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-306

A RESOLUTION APPROVING A DEVELOPMENT PLAN
FOR PLANNED-DEVELOPMENT ZONE, P-D(155).
(C. J. RUMBLE AND SONS, INC.)

WHEREAS, a verified application for an amendment to Sections 11-3-8 and 12-3-8 of the Zoning Map was filed by C. J. Rumble and Sons, Inc. on August 15, 1976, to reclassify from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D, the following described property:

ALL that certain real property being a portion of Lots 8 and 9 of the McKinney Colony, located in the Southeast quarter of Section 11 and the Southwest quarter of Section 12, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, in the County of Stanislaus, State of California.

COMMENCING at the Southwest corner of said Section 12; thence North $0^{\circ}48'40''$ West, along the West line of said Section 12, a distance of 205.84 feet to an intersection with the center line of the 110.00 foot wide Hetch Hetchy right-of-way; thence North $69^{\circ}42'07''$ East, along said center line of Hetch Hetchy right-of-way, a distance of 0.19 feet to the new center line of Dale Road, a 60.00 foot wide public road, as shown on the State of California, Division of Highway's right-of-way Record Map at Sheet 85 of Dale Road, Sisk Road, Standiford Avenue intersection and the point of beginning of this description; thence North $1^{\circ}02'03''$ West, along said center line of Dale Road, a distance of 93.84 feet to a tangent curve; thence 785.90 feet along said curve being concave to the Southwest through a central angle of $41^{\circ}41'36''$ having a radius of 1080.00 feet to an intersection with the center line of proposed Standiford Avenue, filed in Volume 1 of Official Plan Lines, Page 66, as Instrument No. 49992, Stanislaus County Records; thence in a Northeasterly direction along said center line of Standiford Avenue 311.70 feet along a curve concave to the Southeast from a radial bearing of North $31^{\circ}18'50''$ West, through a central angle of $17^{\circ}51'33''$ having a radius of 1000.00 feet to a point of compound curve; thence continuing in a Northeasterly direction 154.57 feet along a curve concave to the South from a radial bearing of North $13^{\circ}34'12''$ West, through a central angle of $8^{\circ}51'22''$, having a radius of 1000.00 feet; thence continuing along said center line of Standiford Avenue, North $85^{\circ}17'10''$ East, 489.23 feet to an intersection with the East line of the West 18.25 acres of said Lot 9; thence South $0^{\circ}48'40''$ East, along said East line of the West 18.25 acres, a distance of 749.92 feet to an intersection with said center line of Hetch Hetchy right-of-way; thence South $69^{\circ}42'07''$ West, along said center line of Hetch Hetchy right-of-way, a distance of 692.53 feet to the point of beginning.

Containing 14.469 acres.

WHEREAS, after public hearing held on January 18, 1977, and continued to February 1, 1977, 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. A neighborhood shopping center providing convenience commercial goods is needed in the subject area.
2. The subject site is a more appropriate site for a neighborhood shopping center than is the easterly side of Dale Road north of Standiford Avenue.
3. The subject site is an unacceptable location for residential uses due to noise and traffic problems.

WHEREAS, after a public hearing held on March 21, 1977, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of C. J. Rumble and Sons, 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. 1603 -C.S. on the 21st day of March, 1977, reclassifying the above-described property from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D(155).

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(155), is hereby approved in accordance with the plan titled "Modesto Long's Center, Standiford and Sisk", as amended in red on its face, stamped approved by the Planning Commission on February 15, 1977, and on file in the office of the Director of Planning and Community Development, subject to the following conditions:

1. That all development be in accordance with the above mentioned plan.
2. That prior to the issuance of a building permit, a landscaping and irrigation plan shall be submitted by the applicant and approved by both the Director of Planning and Community Development and the Director of Parks and Recreation. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved landscaping and irrigation plan. Irrigation shall be by underground sprinkler system. Screen landscaping shall be installed in a 10-foot wide landscaping strip adjacent to the 8-foot high decorative masonry wall to be located along the property's east and south boundaries.
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 development shall be connected to the City of Modesto water and sewer facilities in accordance with the requirements of the Director of Public Works.
5. That all parking and driveway areas shall be improved in accordance with City standards including the provisions of Sections 10-2.1801, 10-2.1804, and 10-2.1808 of the Municipal Code. All drainage facilities shall be provided in accordance with the requirements of the Director of Public Works.
6. That the applicant shall install five fire hydrants and the pipeline system therefor in accordance with the requirements and to the specifications of the Fire Chief. Said hydrants shall be installed and operable prior to the occupancy of the premises.

7. 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 the decorative masonry wall as determined by the Director of Planning and Community Development.
8. That the entire east and south property lines shall be developed with an 8-foot decorative masonry wall.
9. That the supermarket shall be constructed as part of the first phase of development and may be occupied simultaneously with other buildings in the shopping center but shall not open for business or be occupied after any other building in the P-D zone.
10. That all outdoor lighting within the P-D Zone shall be shielded from adjacent residential zones in accordance with the requirements of the City Engineer.
11. That no operations conducted on the shopping center 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 shopping center premises shall be soundproofed in accordance with the requirements of the Director of Public Works and shall not be located closer than 40 feet to adjacent residentially zoned properties.
12. That all activities in the loading dock area east of the supermarket and super drugstore, including the parking of trucks, may be conducted only between the hours of 7 a.m. and 10 p.m. of each day.
13. That the loading dock areas may not be used for outside storage of any type of material.
14. That prior to the issuance of a building permit, the developer shall dedicate sufficient street right-of-way to complete Sisk Road to a major street standard.
15. That the developer shall improve Sisk Road and Standiford Avenue to major street standards in accordance with the requirements of the Director of Public Works.
16. That all public improvements, including fire hydrants, shall be installed prior to occupancy of the premises or by May 1, 1980, whichever occurs first.
17. That prior to the issuance of a building permit, if all required public improvements have not been installed, a cash deposit, savings and loan certificate, surety bond or other instrument of credit in an amount to be determined by the City Engineer shall be filed with the City Clerk to guarantee installation of public improvements, including fire hydrants, by May 1, 1980, or prior to occupancy, whichever occurs first.
18. That all signs shall comply with the sign regulations of the H-1 Zone as adopted by the City Council effective March 1, 1977.
19. That prior to the issuance of a building permit, the developer shall submit street improvement plans prepared by a registered Civil Engineer for approval by the City Engineer.
20. That prior to the issuance of a building permit for any development, the developer shall pay to the City of Modesto the cost of planting 42 street trees at the prevailing rate.
21. That all curb cuts on Standiford Avenue and Sisk Road be developed at a 35 foot width.

22. That the location of any curb cuts on Standiford Avenue be as determined by the Director of Parking and Traffic. If a curb cut is permitted to be placed at the intersection of Dale Road and Standiford Avenue, the developer shall pay to the City of Modesto the cost of modification of the traffic signal at this intersection to allow the signal to serve the proposed shopping center.
23. That prior to the issuance of a building permit the applicant shall submit for approval by the Planning Commission four copies of a revised plot plan showing a redesign of the project which does not use the Hetch Hetchy property as part of the shopping center.
24. That prior to issuance of a building permit, the developer shall obtain an abandonment of that portion of the old Dale Road right-of-way which is located on the subject property and which is no longer used for public right-of-way purposes and the relocation of all utilities from said right-of-way.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D(155):

The P-D Zone shall be developed in one phase with construction to begin on or before May 1, 1980, and be completed not later than May 1, 1983.

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 reclassifying the above-described property to Planned-Development Zone, P-D(155) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of March, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mayor Davies

NOES: Councilmembers: Mensinger, Siefkin

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 Nichols
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 77-307

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 MAPS 11-3-8 AND 12-3-8 OF THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (C. J. RUMBLE AND SONS, INC.)

WHEREAS, on March 21, 1977, the City Council

introduced Ordinance No. 1603-C.S. giving approval to a project relating to an amendment to Section Maps 11-3-8 and 12-3-8 of the Zoning Map of the City of Modesto, reclassifying certain property located thereon from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D(155)

, and

WHEREAS, the City Council certifies that it reviewed and considered the Final Environmental Impact Report 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 Maps 11-3-8 and 12-3-8 of the Zoning Map of the City of Modesto, reclassifying certain property located thereon from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D(155).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of March, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mayor Davies

NOES: Councilmembers: Mensingher, Siefkin

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. 77-308

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MR. CHARLES WRIGHT FOR RENEWAL OF FOOD CONCESSION AT BEARD BROOK PARK

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Mr. Charles Wright for renewal of food concession at Beard Brook 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 March, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-309
COOPERATIVE

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND GEOLOGICAL SURVEY, UNITED STATES DEPARTMENT OF THE INTERIOR, FOR GROUND WATER STUDY IN THE MODESTO AREA FOR 1977-78 FISCAL YEAR

BE IT HEREBY RESOLVED by the Council of the City of Modesto cooperative that the/agreement between the City of Modesto and Geological Survey, United States Department of the Interior for ground water study in the Modesto area for 1977-78 fiscal year (work proposed includes data collection, analyzing the data, and developing constants for a mathematical model of the underground water basin) be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said cooperative 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 March, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-310

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND RECREATION SYSTEMS, INC., LANDSCAPE ARCHITECTS, TO PREPARE A MASTER PLAN FOR FLOYD #2 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.

for preparation of a master plan for Floyd #2 Neighborhood Park for a sum not to exceed \$4,000, to be ready by May 3, 1977 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 March, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensing, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-311

A RESOLUTION APPROVING THE FINAL MAP OF THE
COLLEGE TERRACE ESTATES
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Norman J. Winsor and Lola Jean Winsor, husband and wife, and
Fritz Hutcheson and Betty L. Hutcheson, husband and wife

~~is~~ (are) possessed of a tract of land situate in the City of Modesto, County of Stanislaus,
consisting of 11.114 acres, known as the College Terrace Estates
Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of
the City of Modesto on the 6 day of July, 1976, 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 College Terrace 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,

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 21st day of March, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

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. 77-312

A RESOLUTION APPROVING THE FINAL MAP OF THE
SPRINGCREEK NO. 2

SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, VINCE G. LANCEY, a single man

is ~~are~~ possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 11.754 acres, known as the SPRINGCREEK NO. 2 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 JULY, 1976, 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 SPRINGCREEK 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 21st day of March, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

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. 77-313

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 25-3-9 OF THE ZONING MAP (Robert Bomberger)

WHEREAS, the Modesto City Planning Commission held a public hearing on March 1, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 25-3-9 of the Zoning Map to rezone from R-1 to R-2, property located on the east side of Lincoln Avenue between Penny Lane and Yosemite Boulevard

the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-44 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 25-3-9 of the Zoning Map be set for April 25, 1977 at 7:30 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of March, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensing, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Merrill Cook
W. T. CHAMBERS, City Clerk

All that certain real property situate in a portion 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 centerline of Lincoln Avenue with the centerline of Yosemite Boulevard; thence North 0° 32' 24" West along said centerline of Lincoln Avenue 787.00 feet to the point of beginning of this description; thence continuing North 0° 32' 24" West along said centerline 1748.75 feet to the Westerly extension of the South line of Lincoln Square No. 2 filed in Volume 25 of Maps at page 10, Stanislaus County Records; thence North 89° 33' 09" East along said Westerly extension and South line of Lincoln Square No. 2 a distance of 283.88 feet; thence South 0° 32' 24" East 124.57 feet; thence South 89° 27' 36" West 13.88 feet; thence South 0° 32' 24" East 752.00 feet; thence South 89° 27' 36" West 27.00 feet; thence South 0° 32' 24" East 253.40 feet; thence North 89° 27' 36" East 27.00 feet; thence South 0° 32' 24" East 497.00 feet; thence South 89° 27' 36" West 26.00 feet; thence South 0° 32' 24" East 121.81 feet; thence South 89° 34' 28" West 244.00 feet to the point of beginning.

Containing 10.649 Acres

MODESTO CITY COUNCIL
RESOLUTION NO. 77-314

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$10,000 TO PROVIDE ADDITIONAL FUNDS NEEDED FOR MAINTENANCE AND OPERATION OF STREET LIGHTS AND TRAFFIC SIGNALS

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

GENERAL FUND (101)

FROM: General Reserve (60-101)	\$10,000
TO: Street lights & signals (320-430-101)	\$10,000

(Increased rates and parts costs necessitate this transfer. See memo with agenda item)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of March, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-315

A RESOLUTION ACCEPTING THE CONSTRUCTION OF REVISED STREET LIGHT CIRCUIT ON McHENRY BETWEEN FAIRMONT AND ORANGEBURG (Ferrero Electric)

WHEREAS, a report has been filed by the Director of Public Works that the construction of Revised Street Light Circuit on McHenry between Fairmont and Orangeburg has been completed by Ferrero Electric Co.

in accordance with the contract agreement dated December 6, 1976.

NOW, THEREFORE, BE IT RESOLVED that the construction of Revised Street Light Circuit on McHenry Ave. between Fairmont & Orangeburg be accepted from said contractor, Ferrero Electric Co.

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$11,696.00 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 March, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-316

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WATERLINES IN RENO AVENUE
(Joe Martin)

WHEREAS, a report has been filed by the Director of Public Works that the construction of waterlines in Reno Ave.

has been completed by Joe Martin

in accordance with the contract agreement dated January 24, 1977.

NOW, THEREFORE, BE IT RESOLVED that the construction of waterlines in Reno Avenue be accepted from said contractor, Joe Martin

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$10,675.80 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 March, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijan, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-317

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WATERLINES IN CARVER
GLEN NO. 2 SUBDIVISION (Western Pipeline Co.)

WHEREAS, a report has been filed by the Director of Public
Works that the construction of waterlines in Carver
Glen No. 2 subdivision
has been completed by Western Pipeline Co.

in accordance with the contract agreement dated January 24, 1977.

NOW, THEREFORE, BE IT RESOLVED that the construction of water-
lines in Carver Glen No. 2 subdivision
be accepted from said contractor, Western Pipeline Co.

that notice of completion be filed with the Recorder of Stan-
islaus County and that payment of amounts due in the amount of
\$53,051.80 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meet-
ing of the Council of the City of Modesto held on the 28th day
of March, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Mensing, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-318

A RESOLUTION ACCEPTING THE CONSTRUCTION OF STORM DRAIN LIFT STATION
AT EL VISTA AVENUE AND ENCINA AVENUE (C. I. Cunningham)

WHEREAS, a report has been filed by the Director of Public
Works that the construction of Storm Drain Lift Station
at El Vista and Encina
has been completed by Chas. I. Cunningham

in accordance with the contract agreement dated August 30, 1976.

NOW, THEREFORE, BE IT RESOLVED that the construction of Storm
Drain Lift Station at El Vista Avenue and Encina Avenue
be accepted from said contractor, Chas. I. Cunningham

that notice of completion be filed with the Recorder of Stan-
islaus County and that payment of amounts due in the amount of
\$5,111.00 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meet-
ing of the Council of the City of Modesto held on the 28th day
of March, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Mensing, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-319

A RESOLUTION ACCEPTING THE BID OF GEORGE REED, INC. FOR CONSTRUCTION
OF REVAR D PARK STAGE I

WHEREAS, Resolution No. 77-202 , adopted by the Council of the
City of Modesto on February 22, 1977 , approved the plans and speci-
fications for the construction of Revard Park Stage I

and authorized the calling for bids, and

WHEREAS, the bids received for the construction of Revard Park
Stage I
were opened at 11:00 A.M. on March 15, 1977 and later tabulated
by the Director of Public Works for the consideration of the
Council, and

WHEREAS, the Director of Public Works has recommended that
the bid of George Reed, Inc. in the amount of \$52,685.00

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 \$52,685.00

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 28th day of March,
1977, by Councilmember Dunlap , 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: Dunlap, Elliott, Kullijian, Lang,
Mensing, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-320

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING THE PURCHASE AND REFURBISHMENT OF CHRISTMAS DECORATIONS FOR DOWNTOWN IMPROVEMENT DISTRICT FROM VALLEY DECORATING COMPANY

BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase and refurbishment of Christmas decorations for Downtown Improvement District is hereby waived.

BE IT FURTHER RESOLVED that purchase and refurbishment of Christmas decorations for the Downtown Improvement District from Valley Decorating Company at an estimated cost of \$20,911.97 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 March, 1977, by Councilmember Dunlap, 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:	Dunlap, Elliott, Kullijian, Lang, Mensingher, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-321

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$21,000 TO PROVIDE FUNDS TO REFURBISH AND PURCHASE NEW CHRISTMAS DECORATIONS

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

D.I.D. FUND (218)

FROM: Reserve for Beautification (62-800-218)	\$21,000
TO: Christmas Decorations (5398-060-218)	\$21,000

(Funds are required to refurbish and purchase new Christmas Decorations in time for the next holiday season; existing decorations present a potential hazard to the general public)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of March, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyze*
NORRINE COYZE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-322

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR PROJECT NO. 7 - REPLACEMENT OF CURBS AND DRIVE APPROACHES 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. 7 - Replacement of Curbs and Drive Approaches 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 April 12, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of March, 1977, by Councilmember Dunlap, 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:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-323

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF WATERLINES IN PARK PLACE NO. 2, PARK PLACE NO. 3, AND JANET DRIVE

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

SECTION 1. The plans and specifications for construction of waterlines in Park Place No. 2, Park Place No. 3, and Janet Drive 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 12, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of March, 1977, by Councilmember Dunlap, 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:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Boyle
NORRINE BOYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-324

A RESOLUTION APPROVING A DEVELOPMENT PLAN
FOR PLANNED-DEVELOPMENT ZONE, P-D(158)
(DANITA CORPORATION)

WHEREAS, a verified application for an amendment to Section
13-3-8 of the Zoning Map was filed by Danita Corporation
on January 17, 1977, 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 the City of Modesto, County of Stanislaus, State of California, described as follows:

Parcel No. 1

All that portion of the Northeast quarter of the Southeast quarter of Section 13, Township 3 South, Range 8 East, Mount Diablo Base and Meridian described as follows:

Commencing at the East quarter corner of said Section 13; thence South $89^{\circ} 36' 30''$ West along the East and West quarter section line, a distance of 20 feet to a point on the West line of a 40 foot County Road (Prescott Road); thence continuing South $89^{\circ} 36' 30''$ West, 1306.67 feet to the Northwest corner of the Northeast quarter of the Southeast quarter of said Section 13; thence South $0^{\circ} 01' 30''$ East along the West line of the Northeast quarter of the Southeast quarter of said Section, 204 feet to the true point of beginning of this description; thence North $89^{\circ} 36' 30''$ East, 961.08 feet; thence South $0^{\circ} 23' 30''$ East, 192 feet to a point on the South line of the property conveyed to Perry L. McCoy, et ux by Deed recorded February 5, 1937, as Instrument No. 1548; thence South $89^{\circ} 36' 30''$ West, along the South line of the said McCoy property 962.31 feet to the Southwest corner thereof and being a point on the West line of the Northeast quarter of the Southeast quarter of said Section; thence North $0^{\circ} 01' 30''$ West along last mentioned line 192 feet to the point of beginning.

Parcel No. 2

Commencing at the East quarter corner of said Section 13; thence South $89^{\circ} 36' 30''$ West along the East and West quarter section line, a distance of 20 feet to a point on the West line of a 40 foot County Road (Prescott Road) and being the true point of beginning of this description; thence continuing South $89^{\circ} 36' 30''$ West, 1306.67 feet to the Northwest corner of the Northeast quarter of the Southeast quarter of said Section 13; thence South $0^{\circ} 01' 30''$ East along the West line of the Northeast quarter of the Southeast quarter of said Section, 204 feet; thence North $89^{\circ} 36' 30''$ East, 1306.59 feet to the West line of said Prescott Road; thence North along the West line of said Prescott Road 204 feet more or less to the true point of beginning.

Including also the westerly 20 feet of Prescott Road immediately adjacent to the above described property.

WHEREAS, after public hearing held on February 15, 1977,

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 subject property has frontage on Prescott Road, a major street.
2. The property is adjacent to commercially zoned property to the south.
3. The net dwelling unit density proposed is less than the maximum permitted in the R-2 Zone.

WHEREAS, after a public hearing held on March 28, 1977, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Danita Corporation 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. 1604 -C.S. on the 28th day of March, 1977, reclassifying the above-described property from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D(158),

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 (158), is hereby approved in accordance with the plan titled "Prescott Lane Townhouses" as amended in red on its face, stamped approved by the Planning Commission on February 15, 1977, and on file in the office of the Director of Planning and Community Development, subject to the following conditions:

1. That all development shall be in accordance with the plan referred to above.
2. That prior to the issuance of a building permit for any structure, a subdivision map shall be recorded in accordance with Chapter 4 of Title 4 of the Modesto Municipal Code.
3. That all parking and driveway areas be improved in accordance with provisions of Sections 10-2.1801, 10-2.1804, and 10-2.1808 of the Municipal Code. The drainage facilities for the parking areas shall be approved by the Director of Public Works.
4. That all landscaping, fences and walls be maintained and that the premises be kept free of weeds, trash, and other debris.
5. That the development shall be connected to the City water and sanitary sewer facilities in accordance with the requirements of the Director of Public Works.

6. All utilities shall be underground including TV reception facilities. No antennas shall be permitted.
7. That any signs within the entire P-D Zone shall comply with the R-1 Zone sign provisions.
8. That building plans for the houses shall indicate a standard detail for adequate storage for garbage and garden refuse. Said storage areas shall be screened from view from any public street, and shall be subject to approval of the Director of Planning and Community Development. Each home shall have a storage unit provided in accordance with the plans approved by the Director of Planning and Community Development.
9. That a 6-foot high decorative masonry pilaster and redwood board or grapestake fence shall be constructed along the entire periphery of the subject property except for street frontages and shall be completed prior to occupancy of any dwellings adjacent to any section of the fence.
10. That no two-story structures shall be constructed adjacent to existing single-family dwellings.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D(158):

That the entire construction program be accomplished in one phase with construction to commence on or before July 1, 1978; completion to be not later than July 1, 1980.

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 reclassifying the above-described property to Planned-Development Zone, P-D (158) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of March, 1977, by Councilmember Elliott, who moved its adoption, which motion being duly seconded by Councilmember Mensingher, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

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 Alleen Shields
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 77-325

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 13-3-8 OF THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON (DANITA CORPORATION).

WHEREAS, on March 28, 1977, the City Council introduced Ordinance No. 1604-C.S. giving approval to a project relating to an amendment to Section Map 13-3-8 of the Zoning Map of the City of Modesto, reclassifying certain property located thereon from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D(155)

_____ , 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 delcaration 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 13-3-8 of the Zoning Map of the City of Modesto, reclassifying certain property located thereon from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D(155)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of March, 1977, by Councilmember Elliott, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Cozle
NORRINE COZLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 77-326

A RESOLUTION GRANTING THE APPEAL OF MODESTO DEVELOPMENT COMPANY TO THE DECISION OF THE PLANNING COMMISSION DENYING REZONING FROM LOW DENSITY RESIDENTIAL ZONE, R-1, AND MEDIUM DENSITY RESIDENTIAL ZONE, R-2, TO PLANNED DEVELOPMENT ZONE, P-D(160), PROPERTY LOCATED ON THE NORTH SIDE OF EVERGREEN AVENUE WEST OF GAY DRIVE AND APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(160).

WHEREAS, a verified application for an amendment to Section 18-3-9 of the Zoning Map was filed by Modesto Development Company on January 17, 1977, to rezone from Low Density Residential Zone, R-1, and Medium Density Residential Zone, R-2, to Planned Development Zone, P-D, property located on the north side of Evergreen Avenue west of Gay Drive, for construction of 98 multiple family dwelling units, described as follows:

R-1 to P-D

ALL that certain real property situate in the Southwest quarter of the Southwest quarter of Section 18, 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 Parcel "A", as shown on the map filed in Book 20 of Parcel Maps at Page 82, Stanislaus County Records, said corner being on the Southerly right-of-way line of Briggsmore Avenue; thence Easterly along said Southerly right-of-way of Briggsmore Avenue, along a curve concave to the South, a distance of 125.77 feet, having a radius of 890.00 feet and a central angle of 8°05'48" to a point from which a radial line bears South 1°37'18" East, and the point of beginning; thence continuing Easterly along said curve concave to the South, a distance of 114.38 feet, having a radius of 890.00 feet, and a central angle of 7°21'48"; thence South 84°15'30" East, 10.81 feet; thence South 0°13'50" West, along the Westerly line of Park Manor No. 2-B, as shown on map filed in Volume 19 of Maps at Page 46, Stanislaus County Records, Park Manor No. 2-A, as shown on the map filed in Volume 19 of Maps at Page 39, Stanislaus County Records, and Park Manor No. 1, as shown on the map filed in Volume 19 of Maps at Page 27, Stanislaus County Records, a distance of 1315.17 feet to a point on the center line of EVERGREEN AVENUE: thence North 89°20' West, along said center line of EVERGREEN AVENUE, a distance of 125.00 feet; thence North 0°13'50" East, 1318.91 feet to the point of beginning.

INCLUDING ALSO the southerly 60 feet of Briggsmore Avenue immediately adjacent to the above described property.

Containing 3.783 acres.

R-2 to P-D

ALL that certain real property situate in the Southwest quarter of the Southwest quarter of Section 18, 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 Northwest corner of Parcel "A", as shown on the map filed in Book 20 of Parcel Maps at Page 82, Stanislaus County Records, said corner being on the Southerly right-of-way line of Briggsmore Avenue; thence Easterly along said Southerly right-of-way of Briggsmore Avenue, along a curve concave to the South, a distance of 125.77 feet, having a radius of 890.00 feet and a central angle of 8°05'48" to a point from which a radial line bears South 1°37'18" East; thence South 0°13'50" West, 1318.91 feet to the center line of Evergreen Avenue; thence North 89°20' West, along said center line of Evergreen Avenue, a distance of 125.01 feet; thence North 0°13'50" East along the Southerly prolongation of the Easterly line of said Parcel "A" and Parcel "B" of said Parcel Maps, a distance of 1305.05 feet to the point of beginning.

INCLUDING ALSO the southerly 60 feet of Briggsmore Avenue immediately adjacent to the above described property.

Containing 3.769 acres.

and

WHEREAS, said application was set for a public hearing before the Planning Commission at its meeting of February 15, 1977, 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. 77-36 determining that rezoning of the property as requested was not required by public necessity, convenience, and general welfare for the reasons set forth in said Planning Commission Resolution No. 77-36, and denied the application of Modesto Development Company for an amendment to Section 18-3-9 of the Zoning Map to rezone the property described above from Low Density Residential Zone, R-1, and Medium Density Residential Zone, R-2, to Planned Development Zone, P-D, and

WHEREAS, an appeal to the decision of the Planning Commission was filed with the City Council of the City of Modesto by Mid Valley Engineering Company on behalf of Modesto Development Company by a letter dated February 28, 1977, and

WHEREAS, a public hearing was held on March 28, 1977, by the Council of the City of Modesto, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider said appeal of Modesto Development Company to the Planning Commission's denial of said application, and

WHEREAS, the applicant submitted a revised plot plan showing four triplexes and 35 duplexes for a total of 82 dwelling units, 16 less than that formerly proposed, and

WHEREAS, the Council, after hearing and considering evidence both oral and documentary, finds and determines that the appeal of Modesto Development Company to the decision of the Planning Commission for an amendment to Section 18-3-9 of the Zoning Map to rezone the property described above from Low Density Residential Zone, R-1, and Medium Density Residential Zone, R-2, to Planned Development Zone, as shown on the revised P-D plot plan, for 82 dwelling units, should be granted for the following reasons:

1. The proposed P-D Zone has been modified by the applicant to an R-2 Zone dwelling unit density which is an appropriate density for the site.
2. P-D zoning assures that development will follow an approved plan to help ensure compatibility with the adjacent single family area whereas R-2 on small lots affords no plot plan review.
3. Evergreen Avenue is proposed to be widened and improved in the coming fiscal year which will improve traffic circulation in the area and to the site.

and

WHEREAS, the Council has introduced Ordinance No. 1605-C.S. on the 28th day of March, 1977, reclassifying the above described property from Low Density Residential Zone, R-1, and Medium Density Residential Zone, R-2, to Planned Development Zone, P-D(160),

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

SECTION 1. APPEAL TO PLANNING COMMISSION DECISION. The appeal of Modesto Development Company to the decision of the Planning Commission for an amendment to Section 18-3-9 of the Zoning Map to rezone the property described above from Low Density Residential Zone, R-1, and Medium Density Residential Zone, R-2, to Planned Development Zone, P-D(160), for 82 dwelling units is hereby granted and the decision of the Planning Commission is overruled for the reasons set forth above.

SECTION 2. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(160), is hereby approved in accordance with the plan entitled "Site Plan Randy Park", as amended in red on its face, stamped approved by the City Council on March 28, 1977, and on file in the office of the Director of Planning and Community Development, subject to the following conditions:

1. That all development shall be in accordance with the plot plan titled "Site Plan Randy Park" as amended in red on its face, stamped approved by the City Council on March 28, 1977, and on file in the office of the Director of Planning and Community Development.
2. That prior to the issuance of a building permit for any structure, a subdivision map shall be recorded in accordance with Chapter 4 of Title IV of the Modesto Municipal Code.
3. That all parking and driveway areas be improved in accordance with provisions of Sections 10-2.1801, 10-2.1804, and 10-2.1808 of the Municipal Code. The drainage facilities for the parking areas shall be approved by the Director of Public Works.
4. That all landscaping, fences, and walls be maintained and that the premises be kept free of weeds, trash, and other debris.
5. That the development shall be connected to the City water and sanitary sewer facilities in accordance with the requirements of the Director of Public Works.
6. That any signs within the P-D Zone shall comply with the R-2 Zone sign provisions.
7. That a 6-foot high decorative masonry pilaster and redwood board or pilaster and grapestake fence shall be constructed along the east boundary of the subject property and shall be completed prior to occupancy of any dwellings in the P-D Zone.
8. That prior to the issuance of a building permit, a landscaping and irrigation plan shall be submitted by the applicant and approved by both the Director of Planning and Community Development and the Director of Parks and Recreation. The landscaping and irrigation systems shall be installed and maintained in accordance with the approved landscaping and irrigation plans. Irrigation shall be by underground sprinkler system.

SECTION 3. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(160):

Construction shall be accomplished in one phase with construction to commence on or before March 1, 1979, and be completed prior to March 1, 1981.

SECTION 4. CHANGES IN DEVELOPMENT PLAN. Any changes in the above mentioned development plan should 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 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(160) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of March, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: Kullijian

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. Smith*
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 77-327

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 18-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (MODESTO DEVELOPMENT - EVERGREEN AVENUE)

WHEREAS, on March 28, 1977, the City Council introduced Ordinance No. 1605-C.S. giving approval to a project relating to an amendment to Section 18-3-9 of the Zoning Map of the City of Modesto, reclassifying certain property located thereon from Low Density Residential Zone, R-1, and Medium Density Residential Zone, R-2, to Planned Development Zone, P-D(160)

_____ , 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 delcaration 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 18-3-9 of the Zoning Map of the City of Modesto, reclassifying certain property located thereon from Low Density Residential Zone, R-1, and Medium Density Residential Zone, R-2, to Planned Development Zone, P-D(160)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of March, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: Kullijian

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. 77-328

A RESOLUTION GRANTING THE APPEAL OF THE MODESTO RACING PIGEON CLUB TO THE DECISION OF THE PLANNING COMMISSION DENYING AN AMENDMENT TO THE ZONING REGULATIONS TO ALLOW THE KEEPING OF MORE THAN TWELVE RACING HOMER PIGEONS IN THE RESIDENTIAL ZONES OF THE CITY OF MODESTO, AND OVERRULING THE DECISION OF THE PLANNING COMMISSION.

WHEREAS, the Planning Commission received a request to consider the need to amend the zoning regulations of the Modesto Municipal Code to allow the keeping of more than twelve (12) racing homer pigeons per lot within the city limits of the City of Modesto, and

WHEREAS, on February 1, 1977, by Resolution No. 77-20, the Planning Commission initiated proceedings to amend the zoning regulations of the Modesto Municipal Code to allow the keeping of more than twelve (12) racing homer pigeons in the residential zones of the City of Modesto, and set March 1, 1977, at 8:40 o'clock P.M. as the date and time for a public hearing thereon, and

WHEREAS, a public hearing was held by the Planning Commission on March 1, 1977, at 8:40 o'clock P.M. 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. 77-46 determining that an amendment to the Zoning Regulations of the Modesto Municipal Code to allow the keeping of more than twelve (12) racing homer pigeons in the residential zones of the City of Modesto was not required by public necessity, convenience, and general welfare for the reasons set forth in said Planning Commission Resolution No. 77-46 and denied an amendment to the zoning regulations of the Modesto Municipal Code to allow the keeping of more than twelve (12) racing homer pigeons in the residential zones of the City of Modesto, and

WHEREAS, an appeal to said decision by the Planning Commission was filed by the Modesto Racing Pigeon Club with the City Council of the City of Modesto, on March 8, 1977, and

WHEREAS, a public hearing was held on March 28, 1977, by the Council of the City of Modesto, in the City Council Chambers, City Hall, 801 - 11th Street, Modesto, California, to consider said appeal, and

WHEREAS, the Council, after hearing and considering evidence both oral and documentary, finds and determines that the zoning regulations of the Modesto Municipal Code should be amended to allow the keeping of more than twelve (12) racing homer pigeons in the residential zones of the City of Modesto,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal of the Modesto Racing Pigeon Club to the decision of the Planning Commission denying an amendment to the zoning regulations of the Modesto Municipal Code to allow the keeping of more than twelve (12) racing homer pigeons in the residential zones of the City of Modesto is hereby granted and the decision of the Planning Commission is overruled.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of March, 1977, by Councilmember Kullijian, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin,
Mayor Davies

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. 77-329

A RESOLUTION APPROVING A LOT LINE ADJUSTMENT FOR PROPERTY
LOCATED ON THE SOUTH SIDE OF GRANGER AVENUE EAST OF
MC HENRY AVENUE (MASTAGNI)

WHEREAS, an application for a lot line adjustment for property located on the south side of Granger Avenue east of McHenry Avenue was filed in the office of the Director of Planning and Community Development on March 1, 1977, in accordance with the provisions of Section 66412(d) of the Government Code, and

WHEREAS, the property which is proposed to be transferred by said lot line adjustment is shown on the drawing on file in the office of the Director of Planning and Community Development titled "Lot Line Adjustment Application No. 77-2", and

WHEREAS, the proposed lot line adjustment has been reviewed by affected City departments and it has been determined that relocation of the lot line as proposed will not conflict with applicable City regulations,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the lot line adjustment for property located on the south side of Granger Avenue, east of McHenry Avenue as shown on the drawing titled "Lot Line Adjustment Application No. 77-2" which is on file in the office of the Director of Planning and Community Development be and is hereby approved subject to the following conditions:

1. That the lot line adjustment shall not become effective until a deed for the conveyed land is recorded in the office of the County Recorder.
2. That the land conveyed as a result of the lot line adjustment shall be consolidated with the adjacent parcel of land; shall not exist as a separate parcel, and shall not be reconveyed without additional approval. This restriction shall be noted on the recorded deed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of March, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Mensingher, Siefkin, Mayor Davies

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. 77-330

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND GEORGE O. DICKERHOOF, DOROTHY E. DICKERHOOF, ROY B. CASEY AND ELEANOR J. CASEY, AND ACCEPTING GRANT DEED, FOR THE PURCHASE OF A PORTION OF THEIR PROPERTY AT 1729 SCENIC DRIVE (Scenic/Rose Intersection Project)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and George O. Dickerhoof, Dorothy K, Dickerhoof, Roy B. Casey and Eleanor J. Casey for the acquisition of a portion of their property at 1729 Scenic Drive for the Scenic/Rose Intersection project is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized and the City Clerk authorized to record said Grant Deed 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 28th day of March, 1977, by Councilmember Dunlap , 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: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-331

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND STATE OF CALIFORNIA, DEPARTMENT OF TRANSPORTATION, FOR TRAFFIC SIGNALS AT YOSEMITE AND EMPIRE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and State of California, Department of Transportation for traffic signals at Yosemite and Empire

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 March, 1977, by Councilmember Dunlap, 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:	Dunlap, Elliott, Kullijian, Lang, Mensingher, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Cozle*
NORRINE COZLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-332

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$12,000 TO PROVIDE ADDITIONAL FUNDS NEEDED FOR TRAFFIC SIGNALS AT YOSEMITE/EMPIRE

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

CAPITAL OUTLAY FUND (321)

FROM: General Reserve (60-321) \$12,000

TO: Traffic Signals Yosemite/Empire (6145-560-321) \$12,000

(To cover the City's unbudgeted estimated share of the Yosemite/Empire traffic signal project. An alley is to be signalized that was not to be included under original project. This added to cost and increased City's financial percentage of participation)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of March, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-333

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST BY ECOLOGY ACTION EDUCATIONAL INSTITUTE FOR EXTENSION OF THEIR LIMITED LICENSE TO COLLECT SALVAGE WASTE FOR A PERIOD OF 5 YEARS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that April 11, 1977 , at 7:35 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of request by Ecology Action Educational Institute for extension of their limited license to collect salvage waste for a period of 5 years.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of March , 1977, by Councilmember Dunlap , 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: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-334

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
MODESTO CITY SCHOOL DISTRICT FOR THE CONSTRUCTION AND USE OF THE
MARK TWAIN MULTIPURPOSE FACILITY

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Modesto City
School District
for the construction and use of the Mark Twain Multipurpose
Facility
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
March, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Mensingher, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-335

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND GORDON M. HART, P.E., CONSULTING ENGINEER, INC., TO PREPARE AN ENVIRONMENTAL IMPACT REPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Gordon M. Hart, P.E., Consulting Engineer, Inc. for preparation of an Environmental Impact Report

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 March, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-336

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$1,000 TO PROVIDE FUNDS TO COVER AN AGREEMENT WITH GORDON M. HART, P.E., CONSULTING ENGINEER, TO PREPARE AN ENVIRONMENTAL IMPACT REPORT.

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

GENERAL FUND (101)

FROM: General Reserve (60-800-101)	\$1,000
TO: Services, Professional and Other (235-180-101)	\$1,000

(This transfer is to provide funds to cover an agreement with Gordon M. Hart, P.E., Consulting Engineer, to prepare an Environmental Impact Report. Funds have been deposited by Irwin Steinpess in the amount of \$1,000 on 3/23/77. These funds will be held in trust until completion of the report)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of March, 1977, by Councilmember Dunlap, 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:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-337

A RESOLUTION APPROVING THE FINAL MAP OF THE
GRAND PRIX ESTATES
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, GRAND PRIX GROUP, a partnership

is ~~xxx~~ possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 23.195 acres, known as the GRAND PRIX ESTATES 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, 1976, 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 GRAND PRIX 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,

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 28th day of March, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

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. 77-338

A RESOLUTION APPROVING THE FINAL MAP OF THE
WESTRIDGE NO. 1
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Paul M. Zagaris and Liberty Zagaris, husband and wife,

As (are) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 17.880 acres, known as the Westridge No. 1 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 5 day of October, 1976, 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 Westridge No. 1 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 28th day of March, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

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. 77-339

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 8-3-9 OF THE ZONING MAP (Bomberger Bros.)

WHEREAS, the Modesto City Planning Commission held a public hearing on March 1, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 8-3-9 of the zoning map to rezone from R-1 to R-2, property located on the north side of Standiford Avenue and on the east side of Tully the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-43 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 8-3-9 of the Zoning Map be set for April 18, 1977 at 4:05 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of March, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Mensing, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

All that certain real property situate in a portion of the Northwest quarter of Section 8, 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 West quarter corner of said Section 8, said point being the centerline intersection of Tully Road and Standiford Avenue; thence North $1^{\circ}13'30''$ West, along the West line of said Section 8, and said center line of Tully Road, a distance of 969.50 feet to the Westerly prolongation of the South line of Hollywood Park No. 1, as filed in Book 25, of Maps, at Page 85, Stanislaus County Records; thence South $89^{\circ}39'17''$ East, along said Westerly prolongation and said South line of Hollywood Park, a distance of 1040.74 feet to the center line of Colonial Drive, a 60.00 foot wide public road; thence South $1^{\circ}13'30''$ East, 0.82 feet to a tangent curve; thence in a Southerly direction 151.94 feet along said tangent curve concave to the West, having a central angle of $8^{\circ}42'19''$ and a radius of 1000.00 feet to a point of reverse curve; thence in a Southerly direction 151.96 feet along said curve concave to the East, having a central angle of $8^{\circ}42'24''$ and a radius of 1000.00 feet to a tangent line; thence South $1^{\circ}13'35''$ East, 256.10 feet to a tangent curve; thence in a Southerly direction 97.41 feet along said tangent curve concave to the East, having a central angle of $5^{\circ}34'53''$ and a radius of 1000.00 feet to a point from which a radial line bears South $83^{\circ}11'32''$ West; thence South $89^{\circ}29'00''$ East, 875.66 feet to the West line of property conveyed to Effie G. Rathburn by deed filed in Volume 387 of Official Records, at Page 452, Stanislaus County Records; thence South $1^{\circ}13'35''$ East, along said West line of Rathburn property, a distance of 315.15 feet to a point on the East-West quarter section line of said Section 8, and the center line of Standiford Avenue; thence North $89^{\circ}29'00''$ West, along said East-West quarter section line and the center line of Standiford Avenue, a distance of 1898.20 feet to the point of beginning.

Containing: 29.128 acres.

Sec. 8-3-9
(Bomberger Bros.)

EXHIBIT "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 77-340

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 17-3-9 OF THE ZONING MAP (Rule Development)

WHEREAS, the Modesto City Planning Commission held a public hearing on March 15, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 17-3-9 of the Zoning Map to rezone from R-1 to R-2, property located at the westerly terminus of Gayle Avenue, south of Briggsmore Avenue

the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-54 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 17-3-9 of the Zoning Map be set for April 25, 1977 at 7:35 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of March, 1977, by Councilmember Dunlap, 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:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyne
NORRINE COYNE, City Clerk

All that portion of Lot 7 of the Fresno Tract, according to the Official Map thereof filed in the Office of the Recorder of Stanislaus County, California, on March 14, 1903, in Volume 1 of Maps, page 76, described as follows:

COMMENCING at the Southeast corner of said Lot 7 and running thence North $0^{\circ} 48'$ West, 551.10 feet to a point, which is South $0^{\circ} 48'$ East, 537.18 feet from the Northeast corner of said Lot 7; thence North $88^{\circ} 48'$ West, 326 feet to the true point of beginning of the land herein described; thence continuing North $88^{\circ} 48'$ West, 334 feet, more or less, to the West line of said Lot 7; thence North $0^{\circ} 48'$ West, 516.94 feet and along the West line of said Lot 7; to the Northwest corner thereof and the centerline of Modesto Irrigation District Lateral No. 3; thence North $89^{\circ} 27'$ East, along North line of said Lot and centerline of Modesto Irrigation District Lateral No. 3, 333.84 feet; thence South $0^{\circ} 48'$ East, 527.04 feet to the true point of beginning.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-341

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 18-3-9 OF THE ZONING MAP (Robert Erickson)

WHEREAS, the Modesto City Planning Commission held a public hearing on March 15, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 18-3-9 of the Zoning Map to rezone from C-1 to P-D to permit construction and operation of a recreational complex on property located on the south side of Briggsmore, east of Prescott Road the following described property:

Parcels A and B as shown and designated on that certain Parcel Map filed February 11, 1975, in Volume 20 of Parcel Maps, at page 82, being a portion of the southwest quarter of Section 18, Township 3 South, Range 9 East, Mount Diablo Base and Meridian.

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-56 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 18-3-9 of the Zoning Map be set for April 25, 1977 at 7:40 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of March, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-342

A RESOLUTION SETTING TIME AND PLACE FOR HEARING THE RECOMMENDATION OF THE PLANNING COMMISSION FOR AMENDMENTS TO THE LAND USE AND CIRCULATION ELEMENTS OF THE MODESTO URBAN AREA GENERAL PLAN, AND APPROVAL OF THE FINAL ENVIRONMENTAL IMPACT REPORT THEREON

BE IT HEREBY RESOLVED by the Council of the City of Modesto that April 25, 1977, at 7:45 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 recommendation of the Planning Commission for certain amendments to the Land Use and Circulation Elements of the Modesto Urban Area General Plan, and approval of the Final Environmental Impact Report thereon.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of March, 1977, by Councilmember Dunlap, 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:	Dunlap, Elliott, Kullijian, Lang, Mensingher, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-343

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$252,000 TO PROVIDE ADDITIONAL FUNDS NEEDED FOR WATERLINE EXTENSIONS AND NEW SERVICES

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

GENERAL FUND (101)

FROM: General Reserve (60-800-101)	\$252,000
TO: Waterline Extensions (6804-500-101)	\$228,000
New Services (6301-500-101)	24,000

(An allowance of \$500,000 for waterlines extensions and an allowance of \$200,000 for water services were included in the 1976-77 budget for waterline construction to new development. We have had much subdivision activity this year and as a result more funds are needed. See memo with agenda of 3/28/77)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of March, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-344

A RESOLUTION ELECTING COUNCILMEMBER PEGGY MENSINGER VICE MAYOR OF THE CITY OF MODESTO FOR A PERIOD OF ONE YEAR

BE IT RESOLVED by the Council of the City of Modesto that Councilmember Peggy Mensinger is hereby elected Vice Mayor of the City of Modesto for a period of one year.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of March, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-345

A RESOLUTION APPROVING APPOINTMENTS TO COUNCIL COMMITTEES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Councilmembers are hereby appointed to the following designated committees:

Appointments Committee

Davies, Chairman
Mensingger
Kullijian
Lipsky

Cable TV Study Committee

Dunlap, Chairman
Siefkin

Animal Control Study Committee

Mensingger, Chairman
Dunlap

Chamber of Commerce Board of Directors Liason

Elliott

Cities-County Committee

Elliott
Mensingger, Alt.

City-County Transportation Committee

Kullijian
Siefkin

Council-Supervisors Liaison Committee

Davies
Lang

Criminal Justice Planning Board - Region K

Kullijian

Housing & Community Development Committee

Kullijian, Chairman
(to 6/30/79)
(replaces Elliott -Seat #1)
Lang (to 6/30/79 - Seat #2)
(replaces Newton)
Kullijian vacates Seat #8

Housing Maintenance & Counseling Sub-Committee

Lang, Chairman (to 6/30/79)
(replaces Kullijian)

League of California Cities; Central Valley
Division, Executive Committee

Lang
Siefkin

Public Projects Committee

Elliott, Chairman
Kullijian
Siefkin

Sister City Committee Liaison

Dunlap

Stanislaus Area Association of Governments

Lang
Dunlap
Mensingger
Elliott, Alt.
Kullijian, Alt.
Siefkin, Alt.

Stanislaus County Manpower Planning
Advisory Board

Elliott
Mensingger, Alt.

Tuolumne River Regional Park Plan Committee

Dunlap
Mensingger

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of March, 1977, by Councilmember Kullijian, 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: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Mayor Davies

NOES: Councilmembers: Siefkin

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-346

A RESOLUTION ACCEPTING THE BID OF DELTA SOUND AND RADIO, INC. FOR THE
PURCHASE OF ONE COUNCIL CHAMBER SOUND SYSTEM

WHEREAS, Resolution No. 77-251 , adopted by the Council of the
City of Modesto on March 7, 1977 , approved the plans and speci-
fications for the purchase of one Council Chamber sound system

and authorized the calling for bids, and

WHEREAS, the bids received for the purchase of one Council Chamber
sound system
were opened at 2:15 P.M. on March 22, 1977 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 Delta Sound & Radio, Inc. at an estimated cost of \$5,350.00
be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of Delta Sound & Radio, Inc. at an estimated cost of
\$5,350.00
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 4th day of April,
1977, by Councilmember Lang , who moved its adoption, which
motion being duly seconded by Councilmember Elliott, was upon roll
call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-347

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$1,100.00 TO PROVIDE ADDITIONAL FUNDS NEEDED FOR THE PURCHASE OF SOUND AMPLIFICATION EQUIPMENT

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

GENERAL FUND (101)

FROM: General Fund Reserve (60-800-101)	\$1,100.00
TO: Sound Amplification Equipment (5501-140-101)	\$1,100.00

(Low bids received exceed original estimates by \$1,100.00)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of April, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-348

A RESOLUTION ACCEPTING THE BID OF JOE MARTIN FOR CONSTRUCTION OF WATER-
LINES IN SCOTT ESTATES

WHEREAS, Resolution No. 77-277 , adopted by the Council of the
City of Modesto on March 14, 1977 , approved the plans and speci-
fications for the construction of waterlines in Scott Estates

and authorized the calling for bids, and

WHEREAS, the bids received for the construction of waterlines
in Scott Estates
were opened at 11:00 A.M. on March 29, 1977 and later tabulated
by the Director of Public Works for the consideration of the
Council, and

WHEREAS, the Director of Public Works has recommended that
the bid of Joe Martin in the amount of \$62,895.00
be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of Joe Martin in the amount of \$62,895.00

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 4th day of April,
1977, by Councilmember Lang, who moved its adoption, which
motion being duly seconded by Councilmember Elliott, was upon roll
call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-349

A RESOLUTION ACCEPTING THE BID OF INDUSTRIAL ELECTRICAL COMPANY FOR MODIFYING THE 9TH STREET AT COLDWELL AVENUE/WOODLAND AVENUE TRAFFIC SIGNALS

WHEREAS, Resolution No. 77-235 , adopted by the Council of the City of Modesto on February 28, 1977 , approved the plans and specifications for the modifying of the 9th Street at Coldwell Avenue/Woodland Avenue traffic signals and authorized the calling for bids, and

WHEREAS, the bids received for the modifying of the 9th Street at Coldwell Avenue/Woodland Avenue traffic signals were opened at 2:00 P.M. on March 29, 1977 and later tabulated by the Director of Parking & Traffic for the consideration of the Council, and

WHEREAS, the Director of Parking & Traffic has recommended that the bid of Industrial Electrical Company in the amount of \$7,880.00 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Industrial Electrical Company in the amount of \$7,880.00 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 4th day of April, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-350

A RESOLUTION APPROVING ~~PLANS~~ SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR ONE MID SIZE, FOUR DOOR STATION WAGON

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

SECTION 1. The ~~plans~~ specifications for one mid size, four door station wagon 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 26, 1977 at 2:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of April, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember

Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-351

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR PUBLIC IMPROVEMENTS IN HOUSING TARGET AREA, STAGE 2

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

SECTION 1. The plans and specifications for public improvements in Housing Target Area, Stage 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 April 19, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of April, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember

Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-352

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WATERLINES IN ALMOND TREE, HOLLYWOOD PARK #1, HYDE PARK #2, AND LINCOLN MANOR #3 (Joe Martin)

WHEREAS, a report has been filed by the Director of Public Works that the construction of waterlines in Almond Tree, Hollywood Park #1, Hyde Park #2, and Lincoln Manor #3 has been completed by Joe Martin

in accordance with the contract agreement dated December 13, 1976.

NOW, THEREFORE, BE IT RESOLVED that the construction of waterlines in Almond Tree, Hollywood Park #1, Hyde Park #2, and Lincoln Manor #3 be accepted from said contractor, Joe Martin

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$63,762.80 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 April, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-353

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO
ANNEXING TERRITORY TO THE MODESTO MUNICIPAL SEWER
DISTRICT NO. 1 AND FIXING AND DETERMINING ITS
BOUNDARIES. (PRESCOTT NO. 5)

WHEREAS, the Council (herein called the "Council") of the
City of Modesto (herein called the "City") heretofore on August 15, 1966,
duly adopted Resolution No. 66-543, which was recorded in the office of
the County Recorder of Stanislaus County on August 16, 1966, and which
established the Modesto Municipal Sewer District No. 1, and

WHEREAS, the Council heretofore on February 22, 1977,
duly adopted Resolution No. 77-221 (herein called the "resolution")
determining that the public interest and convenience require that certain
territory designated as Modesto Municipal Sewer District No. 1 Annexation
No. 155 be annexed to the Modesto Municipal Sewer District No. 1,
setting forth a general description of the area proposed to be annexed,
and naming a time and place for hearing on annexation of the territory
proposed to be annexed and providing for notice thereof, and

WHEREAS, the resolution, together with the names of the members
of the Council voting for and against it, was posted, mailed to property
owners in the area proposed to be annexed and published in the time, form
and manner required by the resolution and by the Community Facilities Law
of 1911 (California Health and Safety Code Section 4600, et seq., herein
called the "law") as evidenced by the affidavit of posting and mailing
and the affidavit of publication of the resolution on file in the office
of the City Clerk, and

WHEREAS, on Monday, April 4, 1977, at
the hour of 4:00 P.M., at the Council Chambers, City Hall, 801 11th
Street, Modesto, California, said hearing was duly held and no objections
were presented to the Council to the annexation of the area proposed to
be annexed or to the inclusion of any lands in the District except:

No objections.

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

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 155 to the Modesto Municipal Sewer District No. 1 or to the inclusion of any lands in said annexation are hereby overruled.

SECTION 2. The Council hereby determines that no territory or land is included within the boundaries of the territory proposed to be annexed to said Modesto Municipal Sewer District No. 1 which will not be benefited by said district.

SECTION 3. The Council hereby annexes that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 155 to the Modesto Municipal Sewer District No. 1.

SECTION 4. The boundaries of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 155, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as attached hereto and made a part hereof as though set forth in full herein.

SECTION 5. This resolution is adopted and all proceedings for the annexation of territory to the District shall be taken, pursuant to the law.

SECTION 6. A certified copy of this resolution shall be recorded in the office of the County Recorder of Stanislaus County. Upon such recordation, the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 155, shall be deemed annexed to the Modesto Municipal Sewer District No. 1. Certified copies of this resolution, certified by the City Clerk, together with a map or plat showing the boundaries of the territory annexed, shall be filed by the City Clerk with the County Assessor of Stanislaus County, the County Clerk of Stanislaus County and the State Board of Equalization, Sacramento, California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of April, 1977, by Councilman Dunlap, who moved its adoption, which motion being duly seconded by Councilman Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: 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 Ross Campbell
Public Works Department
EAL

All that real property in the State of California, County of Stanislaus, being portions of the Southeast quarter of Section 13 and the Northeast quarter of Section 24, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the intersection of the South line of Section 13 and the Southwestern line of 100 foot Southern Pacific Transportation Company right of way, said point being on the Northern line of MODESTO STATE HOSPITAL ADDITION (283), as per description filed April 20, 1972, as Instrument 15750, Stanislaus County Records;

1. thence along said section line common to Sections 13 and 24 and Northern line of said ADDITION (283), North $89^{\circ} 07' 38''$ East, 136.07 feet, to the Northeastern line of 100 foot Southern Pacific Transportation Company right of way, said point being on the Southwestern line of NORTH 99 NO. 3 ADDITION (239), as per description filed September 8, 1969, as Instrument 30099, Stanislaus County Records;
2. thence along said Southwestern line of said ADDITION (239) and Northeastern line of 100 foot Southern Pacific Transportation Company right of way, North $43^{\circ} 26' 39''$ West, 124.05 feet, to the Southwestern corner of DALE ROAD NO. 1 ADDITION (279), as per description filed December 13, 1971, as Instrument 47085, Stanislaus County Records, to the Easterly extension of the Northern line of 40 foot Shoemake Avenue;
3. thence along the boundary of said ADDITION (279), North $58^{\circ} 37' 02''$ East, 318.06 feet;
4. thence continuing along said boundary of ADDITION (279), North $16^{\circ} 00' 18''$ West, 618.31 feet;
5. thence South $89^{\circ} 08' 21''$ East, 289.60 feet;
6. thence South $28^{\circ} 22' 31''$ East, 664.65 feet;
7. thence South $12^{\circ} 58' 23''$ West, 205.50 feet, to a point on the boundary of ADDITION (239), said point being on a non-tangent curve concave to the Northeast, from which point a radial line bears North $25^{\circ} 03' 33''$ East;
8. thence along said non-tangent curve concave to the Northeast, having a Radius of 773.00 feet, a Central Angle of $19^{\circ} 02' 54''$, and an Arc Length of 256.99 feet, to a point on said non-tangent curve from which a radial line bears North $06^{\circ} 00' 39''$ East, said point being on the Northern boundary of 100 foot Modesto Irrigation District Lateral No. 3 right of way;
9. thence along said Northern boundary on a non-tangent curve concave to the Northwest, from which point a radial line bears North $11^{\circ} 19' 15''$ West, having a Radius of 353.80 feet, a Central Angle of $47^{\circ} 30' 23''$, and an Arc Length of 293.35 feet, to a point of tangency;
10. thence continuing along said Northern boundary of 100 foot Modesto Irrigation District Lateral No. 3 right-of-way, on a tangent line, North $31^{\circ} 10' 22''$ East, 410.44 feet, to a point on the East line of Section 13, said point also being on a Western line of NORTH 99 ADDITION (195), as per description filed June 28, 1966, as Instrument 23028, Stanislaus County Records;
11. thence along said East line of Section 13 and a Western line of said ADDITION (195), North $00^{\circ} 30' 00''$ West, 673.91 feet, to the Southeastern corner of PRESCOTT NO. 4 ADDITION (291), as per description filed May 16, 1972, as Instrument 19653, Stanislaus County Records;
12. thence along the boundary of said ADDITION (291), North $89^{\circ} 21' 58''$ West, 495.00 feet, to the Southwestern corner of said ADDITION (291);
13. thence continuing along said boundary, North $07^{\circ} 44' 38''$ East, 116.00 feet, to a point on a non-tangent curve, from which point a radial line bears South $85^{\circ} 47' 41''$ East;
14. thence along said non-tangent curve concave to the Southeast, having a Radius of 82.00 feet, a Central Angle of $86^{\circ} 25' 43''$, and an Arc Length of 123.69 feet, to a point of tangency;
15. thence along a tangent line, South $89^{\circ} 21' 58''$ East, 375.00 feet, to a Western line of PARK MANOR ADDITION (109), as per description filed June 2, 1960, as Instrument 15668, Stanislaus County Records, said Western line being the Western line of 40.00 foot PRESCOTT ROAD;
16. thence along said Western line of said ADDITION (109), North $00^{\circ} 30' 00''$ West, 1087.00 feet, to a Southeastern corner of PRESCOTT NO. 3 ADDITION (227), as per description filed March 10, 1969, as Instrument 8142, Stanislaus County Records;
17. thence along the boundary of said ADDITION (227), South $89^{\circ} 06' 15''$ West, 345.51 feet;
18. thence South $00^{\circ} 53' 30''$ East, 192.00 feet;
19. thence continuing along the boundary of ADDITION (227), South $89^{\circ} 06' 15''$ West, 962.31 feet, to the Southeastern corner of SCOTT MANOR ADDITION (130), as per description filed May 29, 1962, as Instrument 20605, Stanislaus County Records;

20. thence along the Southern line of said ADDITION (130), South $89^{\circ}06'15''$ West, 1286.61 feet, to a Southeastern corner of HIGHWAY VILLAGE ADDITION (255), as per description filed June 15, 1970, as Instrument 19308, Stanislaus County Records;
21. thence South $89^{\circ}06'15''$ West, 40.00 feet, to a point on the North-South quarter section line of Section 13, said quarter section line also being the Western line of 40.00 foot Conant Avenue;
22. thence along said ADDITION (255) and said quarter section line, South $00^{\circ}33'35''$ East, 755.69 feet, to the Southernmost corner of ADDITION (255), said point being on the Southwestern right of way line of California State Highway 99, said point also being on a Northeastern corner of BECKWITH NO.1 ADDITION (305), as per description filed June 19, 1973, as Instrument 54524, Stanislaus County Records;
23. thence continuing along said quarter section line of Section 13 and an Eastern line of said ADDITION (305), South $00^{\circ}33'35''$ East, 147.25 feet, to a point on the Southwestern line of 100 foot Southern Pacific Transportation Company right of way;
24. thence leaving the existing City Limits along said Southwestern right of way line, South $43^{\circ}26'39''$ East, 1826.60 feet, to the point of beginning, containing 106.681 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 April 4th 1977, 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 Councilman Dunlap, seconded by Councilman Elliott, and adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

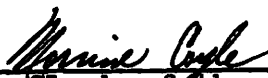
NOES: Councilmen: None

ABSENT: Councilmen: 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: April 5, 1977



City Clerk of the City of Modesto,
California
NORRINE COYLE

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-354

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO
ANNEXING TERRITORY TO THE MODESTO MUNICIPAL SEWER
DISTRICT NO. 1 AND FIXING AND DETERMINING ITS
BOUNDARIES. (EAST ORANGEBURG NO. 7)

WHEREAS, the Council (herein called the "Council") of the
City of Modesto (herein called the "City") heretofore on August 15, 1966,
duly adopted Resolution No. 66-543, which was recorded in the office of
the County Recorder of Stanislaus County on August 16, 1966, and which
established the Modesto Municipal Sewer District No. 1, and

WHEREAS, the Council heretofore on February 22, 1977,
duly adopted Resolution No. 77-219 (herein called the "resolution")
determining that the public interest and convenience require that certain
territory designated as Modesto Municipal Sewer District No. 1 Annexation
No. 156 be annexed to the Modesto Municipal Sewer District No. 1,
setting forth a general description of the area proposed to be annexed,
and naming a time and place for hearing on annexation of the territory
proposed to be annexed and providing for notice thereof, and

WHEREAS, the resolution, together with the names of the members
of the Council voting for and against it, was posted, mailed to property
owners in the area proposed to be annexed and published in the time, form
and manner required by the resolution and by the Community Facilities Law
of 1911 (California Health and Safety Code Section 4600, et seq., herein
called the "law") as evidenced by the affidavit of posting and mailing
and the affidavit of publication of the resolution on file in the office
of the City Clerk, and

WHEREAS, on Monday, April 4, 1977, at
the hour of 4:05 P.M., at the Council Chambers, City Hall, 801 11th
Street, Modesto, California, said hearing was duly held and no objections
were presented to the Council to the annexation of the area proposed to
be annexed or to the inclusion of any lands in the District except:

No objections.

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

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 156 to the Modesto Municipal Sewer District No. 1 or to the inclusion of any lands in said annexation are hereby overruled.

SECTION 2. The Council hereby determines that no territory or land is included within the boundaries of the territory proposed to be annexed to said Modesto Municipal Sewer District No. 1 which will not be benefited by said district.

SECTION 3. The Council hereby annexes that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 156 to the Modesto Municipal Sewer District No. 1.

SECTION 4. The boundaries of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 156, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as attached hereto and made a part hereof as though set forth in full herein.

SECTION 5. This resolution is adopted and all proceedings for the annexation of territory to the District shall be taken, pursuant to the law.

SECTION 6. A certified copy of this resolution shall be recorded in the office of the County Recorder of Stanislaus County. Upon such recordation, the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 156, shall be deemed annexed to the Modesto Municipal Sewer District No. 1. Certified copies of this resolution, certified by the City Clerk, together with a map or plat showing the boundaries of the territory annexed, shall be filed by the City Clerk with the County Assessor of Stanislaus County, the County Clerk of Stanislaus County and the State Board of Equalization, Sacramento, California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of April, 1977, by Councilman Lang, who moved its adoption, which motion being duly seconded by Councilman Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: 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 Ross Campbell
Public Works Department
EAC

EAST ORANGEBURG NO. 7

All that real property in the State of California, County of Stanislaus, being a portion of the Northeast quarter of Section 24, 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 Northeastern corner of EAST ORANGEBURG NO. 6 ADDITION (331), as per description filed May 8, 1975, as Instrument 43098, Stanislaus County Records, said point also being the intersection of the center line of 40.00 foot East Orangeburg Avenue and the Northerly extension of an Eastern line of Wyldewood Meadow No. 3 Subdivision, as per map filed June 9, 1976, in Volume 26 of Maps, Page 8, Stanislaus County Records;

1. thence along the existing City Limits on said Eastern line of said Wyldewood Meadow No. 3 subdivision and an Eastern line of said ADDITION (331), South $00^{\circ} 51' 30''$ East, 375.71 feet;
2. thence along a Northern line of said Wyldewood Meadow No. 3 subdivision and a Northern line of said ADDITION (331), North $89^{\circ} 21' 00''$ East, 126.00 feet, to a Northeastern corner of said ADDITION (331) and said Wyldewood Meadow No. 3 subdivision;
3. thence along an Eastern line of said ADDITION (331), South $00^{\circ} 51' 30''$ East, 646.09 feet, to the Southeastern corner of said ADDITION (331), said point being on the Southwestern corner of Lot 14 of Idaho Colony, as per map filed April 27, 1909, in Volume 4 of Maps, Page 20, Stanislaus County Records, said point also being on a Northern boundary of SPRING CREEK ADDITION (325), as per description filed January 15, 1975, as Instrument 26879, Stanislaus County Records;
4. thence along the boundary of said ADDITION (325), and Southern line of Lot 14 of said Idaho Colony, North $64^{\circ} 37' 00''$ East, 71.28 feet;
5. thence continuing along the boundary of said ADDITION (325) and said Southern line of Lot 14, North $81^{\circ} 17' 00''$ East, 595.45 feet, to the Southeastern corner of Lot 14 of said Idaho Colony;
6. thence along the Eastern line of said Lot 14 of Idaho Colony, North $00^{\circ} 50' 00''$ West, 743.92 feet, to a Northwestern corner of said ADDITION (325);
7. thence continuing along the boundary of said ADDITION (325), North $89^{\circ} 21' 00''$ East, 100.00 feet;
8. thence North $00^{\circ} 50' 00''$ West, 164.50 feet, to a Northwestern corner of said ADDITION (325), said point being on the center line of 40.00 foot East Orangeburg Avenue;
9. thence leaving the existing City Limits along said center line of 40.00 foot East Orangeburg Avenue, South $89^{\circ} 21' 00''$ West, 881.11 feet, to the point of beginning, containing 15.834 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 April 4th 1977, 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 Councilman Lang, seconded by Councilman Dunlap, and adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: 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: April 5, 1977

Norrine Coyle
City Clerk of the City of Modesto,
California
NORRINE COYLE

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-355

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF CURB AND GUTTER

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 (1313 Tuolumne Blvd., Lot 22 & 23 of Block 341 -
Alice & Edward M. Archuleta - \$285.00)

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 August 30, 1976, 1976, adopt
its Resolution No. 76-976, ordering the installation of cer-
tain improvements along certain streets in the City of Modesto as pro-
vided 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 gutter on property abutting the
property hereafter described, and

WHEREAS, April 4, 1977, at 4:10 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 sub-
mitted 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
\$285.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$285.00, be assessed 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 22 and 23 of Block 341 of City of Modesto as per map filed December 21, 1942 in Volume 15, of Maps, page 341, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 102-0229-001)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) 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 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 4th day of April, 1977, by Councilman Dunlap, who moved its adoption, which motion being duly seconded by Councilman Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: Norrine Coyle
~~XXXXXXXXXXXX~~ City Clerk
NORRINE COYLE,

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-356

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB, GUTTER 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 (106 Lane St., Lots 25 and 26 of Block 210 - Eddie L. Brubaker - \$462.40)

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, gutter and sidewalk _____ on property abutting the property hereafter described, and

WHEREAS, _____ April 4 _____, 19 77 _____, at _____ 4:10 _____ 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 \$462.40.

SECTION 2. That the cost of the aforesaid work, being the amount of \$462.40, be assessed in 9 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 25 and 26 of Block 210 of the City of Modesto as per map filed December 21, 1942, in Volume 15 of Maps, Page 210, Stanislaus County Records.
(Stanislaus County Assessor's Parcel No. 002-01 107-0702-001)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) 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 4th day of April, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyne
NORRINE COYNE, City Clerk

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-357

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF CURB, GUTTER 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 (Along Lane Street at 219 James St., Lot 1
and 2 of Block 210 - David A. Cerutti - \$1,163.80)

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 cer-
tain improvements along certain streets in the City of Modesto as pro-
vided 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, gutter and sidewalk on property abutting the
property hereafter described, and

WHEREAS, April 4, 1977, at 4:10 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 sub-
mitted 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
\$1,163.80.

SECTION 2. That the cost of the aforesaid work, being the amount of \$1,163.80, be assessed in 10 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 and 2 of Block 210 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 210, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 107-0706-001)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) 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 4th day of April, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-358

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF CURB, GUTTER 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 (110 Lane St., Lot 27 and 28 of Block 210,
Robert W. Cole - \$462.40)
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 ____, adopt
its Resolution No. _____, ordering the installation of cer-
tain improvements along certain streets in the City of Modesto as pro-
vided 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, gutter and sidewalk _____ on property abutting the
property hereafter described, and

WHEREAS, April 4, 1977, 19 77, at 4:10 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 sub-
mitted 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
\$462.40.

SECTION 2. That the cost of the aforesaid work, being the amount of \$462.40, be assessed in 9 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 27 and 28 of Block 210 of City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 210, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 107-0703-001)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) 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 4th day of April, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-359

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION 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 (Along College Ave. at 1047 Harvard Ave., Lot 8

and the South 30 feet of Lot 9, Block 812 - Lillian & Mary Cunningham,

WHEREAS, Chapter 27 of Part 3 of Division 7 (Sections 5870 et seq.)

\$415.20

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 December 15, 1975, adopt
its Resolution No. 75-1170, ordering the installation of cer-
tain improvements along certain streets in the City of Modesto as pro-
vided 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, April 4, 1977, at 4:10 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 sub-
mitted 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
\$415.20.

SECTION 2. That the cost of the aforesaid work, being the amount of \$415.20, be assessed 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 South 30' of Lot 9 of Block 812 of the Campus Tract as per map filed October 11, 1937 in Volume 11 of Maps, Page 37, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 114-1104-001)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) 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 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 4th day of April, 1977, by Councilman Dunlap, who moved its adoption, which motion being duly seconded by Councilman Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: Norrine Coyle
~~XXXXXXXXXXXXXXXXXXXX~~, City Clerk
NORRINE COYLE,

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-360

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF CURB, GUTTER 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 (Along Lane St., at 303 James St., a portion of
Block 208 - David A. Cerutti - \$892.40)
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 cer-
tain improvements along certain streets in the City of Modesto as pro-
vided 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, gutter and sidewalk on property abutting the
property hereafter described, and

WHEREAS, April 4, 1977, at 4:10 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 sub-
mitted 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
\$892.40.

SECTION 2. That the cost of the aforesaid work, being the amount of \$892.40, be assessed in 10 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 100 feet of the South 70 feet of Lot 1 of Block 208 of City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 208, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 107-0663-001)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) 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 4th day of April, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-361

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION 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 (Along Yosemite Blvd. at 841 Yosemite Blvd., a
portion of Block 259 - Orval D. Fowler - \$806.00)

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 cer-
tain improvements along certain streets in the City of Modesto as pro-
vided 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, April 4 , 19 77 , at 4:10 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 sub-
mitted 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
 \$806.00 .

SECTION 2. That the cost of the aforesaid work, being the amount of \$806.00, be assessed 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 148 feet of the South 160 feet and the East 78 feet of Lot 12 of Block 259 of El Camino Park as per map filed January 11, 1922 in Volume 9 of Maps, Page 61, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 107-1144-001)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) 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 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 4th day of April, 1977, by Councilman Dunlap, who moved its adoption, which motion being duly seconded by Councilman Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: Norrine Coyle
~~XXXXXXXXXXXXXXXXXXXX~~, City Clerk
NORRINE COYLE,

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-362

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION 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 (1611 Sunrise Ave., Lot 7 of Block 1242 -
Shirley A. Geiger - \$208.00)

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 August 30, 1976, adopt
its Resolution No. 76-976, ordering the installation of cer-
tain improvements along certain streets in the City of Modesto as pro-
vided 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, April 4, 1977, at 4:10 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 sub-
mitted 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
\$208.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$208.00, be assessed 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 1242 of Camellia Garden Tract as per map filed June 19, 1950 in Volume 17 of Maps, Page 5, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-08 120-2960-001)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) 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 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 4th day of April, 1977, by Councilman Dunlap, who moved its adoption, which motion being duly seconded by Councilman Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: Norrine Coyle
~~XXXXXXXXXXXXXXXX~~, City Clerk
NORRINE COYLE,

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-363

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF CURB AND GUTTER
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 (506 Twelfth St., Lots 19 and 20 of Block 97 -,
J. C. Herndon - \$375.60)

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 August 30, 1976, adopt
its Resolution No. 76-976, ordering the installation of cer-
tain improvements along certain streets in the City of Modesto as pro-
vided 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 gutter on property abutting the
property hereafter described, and

WHEREAS, April 4, 1977, at 4:10 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 sub-
mitted 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
\$375.60.

SECTION 2. That the cost of the aforesaid work, being the amount of \$375.60, be assessed in 7 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 19 and 20 of Block 97 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 97, Stanislaus County Records. (Stanislaus County Assessor's Parcel No. 002-01 106-2511-001)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) 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 4th day of April, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Installment)

MODESTO CITY COUNCIL,
RESOLUTION NO. 77-364

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF CURB, GUTTER 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 (119 and 121 Lane St., a portion of Block 208 -
Charles L. Ingram - \$610.35)

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____, adopt
its Resolution No. _____, ordering the installation of cer-
tain improvements along certain streets in the City of Modesto as pro-
vided 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, gutter and sidewalk _____ on property abutting the
property hereafter described, and

WHEREAS, _____, April 4 _____, 1977, at _____ 4:10 _____ 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 sub-
mitted 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
_____ \$610.35 _____.

SECTION 2. That the cost of the aforesaid work, being the amount of \$610.35, be assessed in 10 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 50 feet of the East 200 feet of Lot 1 of Block 208 of City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 208, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 107-0659-001)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) 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 4th day of April, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-365

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF CURB, GUTTER 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 (Along Lane St. at 102 Lane St., Lots 23 and 24 -
of Block 210 - Juventino Nevarez - \$440.00)
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 cer-
tain improvements along certain streets in the City of Modesto as pro-
vided 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, gutter and sidewalk on property abutting the
property hereafter described, and

WHEREAS, April 4 , 19 77 , at 4:10 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 sub-
mitted 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
 \$440.00 .

SECTION 2. That the cost of the aforesaid work, being the amount of \$440.00, be assessed in 8 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 23 and 24 of Block 210 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 210, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 107-0701-001)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) 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 4th day of April, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyne
NORRINE COYNE, City Clerk

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-366

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF CURB, GUTTER 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 (123 Lane St., a portion of Block 208 -
Bruce A. Pearce - \$473.20)

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 cer-
tain improvements along certain streets in the City of Modesto as pro-
vided 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, gutter and sidewalk _____ on property abutting the
property hereafter described, and

WHEREAS, _____ April 4 _____, 1977, at _____ 4:10 _____ 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 sub-
mitted 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
\$473.20.

SECTION 2. That the cost of the aforesaid work, being the amount of \$473.20, be assessed in 9 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 50 feet of the East 150 feet of Lot 1 of Block 208 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 208, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 107-0660-001)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) 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 4th day of April, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-367

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF CURB, GUTTER 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 (112 Lane St., Lots 29 and 30 of Block 210 -
Joseph Sauer - \$440.00)

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 cer-
tain improvements along certain streets in the City of Modesto as pro-
vided 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, gutter and sidewalk on property abutting the
property hereafter described, and

WHEREAS, April 4 , 19 77 , at 4:10 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 sub-
mitted 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
 \$440.00 .

SECTION 2. That the cost of the aforesaid work, being the amount of \$440.00, be assessed 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 29 and 30 of Block 210 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 210, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 107-0704-001)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) 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 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 4th day of April, 1977, by Councilman Dunlap, who moved its adoption, which motion being duly seconded by Councilman Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: Norrine Coyle
~~NOE B. CHENOWETH~~ City Clerk
NORRINE COYLE,

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-368

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB, GUTTER 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 (Along W. Morris Ave. at 445 Hackberry Ave., Lots 47 and 48 of Block 519 - Wallie W. Smith \$1,410.00)

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, gutter and sidewalk _____ on property abutting the property hereafter described, and

WHEREAS, _____ April 4 _____, 1977, at _____ 4:10 _____ 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 \$1,410.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$1,410.00, be assessed in 10 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 47 and 48 of Block 519 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 519, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 110-0425-001)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) 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 4th day of April, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Installment)

MODESTO CITY COUNCIL,
RESOLUTION NO. 77-369

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF CURB AND GUTTER
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 James St., Lot 1 of Block 209 -
Robert M. Sorensen - \$957.00)

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 August 30, 1976, adopt
its Resolution No. 76-976, ordering the installation of cer-
tain improvements along certain streets in the City of Modesto as pro-
vided 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 gutter on property abutting the
property hereafter described, and

WHEREAS, April 4, 1977, at 4:10 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 sub-
mitted 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
\$957.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$957.00, be assessed in 10 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 209 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 209, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 107-0748-001)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) 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 4th day of April, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-370

A RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION WITH THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR A BLOCK GRANT FOR HOUSING AND COMMUNITY DEVELOPMENT

WHEREAS, the U.S. Department of Housing and Urban Development has funds available for Housing and Community Development Block Grants under the Housing and Community Development Act of 1974, and

WHEREAS, the Rules and Regulations relating to said Housing and Community Development Block Grants set forth the eligible activities which may be carried out if a community receives a block grant for housing and community development, and

WHEREAS, the City of Modesto feels that it qualifies to receive such a block grant from the U.S. Department of Housing and Urban Development and wishes to file an application therefor,

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

1. That the City Council hereby authorizes the filing of an application with the U.S. Department of Housing and Urban Development for a Block Grant for Housing and Community Development under the Housing and Community Development Act of 1974.

2. That the City Manager of the City of Modesto is hereby authorized and directed to sign and file said application on behalf of the City of Modesto and is hereby designated as the City of Modesto's authorized representative 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 4th day of April, 1977, by Councilmember Elliott, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-371

A RESOLUTION DENYING THE APPEAL OF THE EMPIRE
UNION SCHOOL DISTRICT AND AFFIRMING THE DECISION
OF THE PLANNING COMMISSION APPROVING THE TENTATIVE
MAP OF GOLDCOAST ESTATES SUBDIVISION.

WHEREAS, the tentative map of Goldcoast Estates Subdivision was filed in the office of the Secretary of the Planning Commission on January 10, 1977, 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 Empire Union School District, the local utility companies, the City Public Works and Parking and Traffic Departments, and

WHEREAS, said tentative subdivision map was originally approved by the Planning Commission on February 1, 1977, by Resolution No. 77-27, which was prior to the 20-working day response period set forth in Section 66455.7 of the Government Code, and

WHEREAS, on February 3, 1977, the Empire Union School District, in which the proposed subdivision is located, filed a response within said statutory time period opposing said subdivision, and

WHEREAS, on February 15, 1977, by Resolution No. 77-32 the Planning Commission rescinded Resolution No. 77-27 and the action taken thereby in order to allow the Empire Union School District to make an additional response regarding the impact of said subdivision on their school facilities and to allow the Planning Commission to take said responses into account in making a determination, and

WHEREAS, the responses from the Empire Union School District, both written and oral, were considered by the Planning Commission at its meeting, on March 1, 1977, and

WHEREAS, by Resolution No. 77-47, adopted on March 1, 1977, the Planning Commission approved the tentative map of Goldcoast Estates Subdivision, and

WHEREAS, an appeal to the Planning Commission's decision approving the tentative map of the Goldcoast Estates Subdivision was filed by the Empire Union School District on March 14, 1977, with the City Council, 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 4:20 p.m., on April 4, 1977, and

WHEREAS, at said meeting said Council, after hearing evidence both oral and documentary, found and determined that the appeal filed by the Empire Union School District to the decision of the Planning Commission approving the tentative map of the Goldcoast Estates Subdivision, should be denied and the decision of the Planning Commission should be affirmed for the following reasons:

1. 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.
2. The Council is working with the Empire School District and other school districts in the Modesto urban area to seek solutions to the problems created for the schools by urban growth.
3. The Council is cognizant of the concerns expressed by the Empire School District but has determined that the requested 18-month moratorium on development and the requested denial of this subdivision is not the appropriate solution for said concerns,

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 subdivision,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal filed by the Empire Union School District to the decision of the Planning Commission approving the tentative map of the Goldcoast Estates Subdivision, be denied.

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 4th day of April, 1977, by Councilmember Kullijian, 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: Dunlap, Elliott, Kullijian, Lang, Mayor Davies

NOES: Councilmembers: Mensinger, Siefkin

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. 77-372

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED
TERRITORY FROM THE MC HENRY-DRY CREEK
FIRE PROTECTION DISTRICT IN STANISLAUS COUNTY.

WHEREAS, a portion of the McHenry-Dry Creek
Fire Protection District in Stanislaus County was annexed to the
City of Modesto as McHenry-Sylvan No. 2 Addition
by Ordinance No. 1582-C.S. adopted on January 24,
1977, and said addition officially became a part of the City of
Modesto on March 18, 1977, 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 McHenry-Dry Creek
Fire Protection District in Stanislaus County. Said withdrawal to
be effective at 12:00 midnight on December 31, 1977.

BE IT FURTHER RESOLVED that the City Clerk be, and he 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 4th day of April, 1977, by Councilman Lang, who moved its adoption, which motion being duly seconded by Councilman Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: 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 *Ross Campbell*
Public Works Department

EAT

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 Southeastern corner of McHENRY-STANDIFORD ADDITION (316), as per map filed March 6, 1974, as Instrument 34748, Stanislaus County Records, and the Northeastern corner of STANDIFORD ADDITION (264), as per description filed November 3, 1970, as Instrument 36118, Stanislaus County Records, said point being the intersection of the West line of Section 9 with the East-West quarter section line of Section 9, said point also being the intersection of the center line of 110.00 foot McHenry Avenue with the center line of 40.00 foot Sylvan Avenue:

1. thence along the existing City Limits on the boundary of said ADDITION (264) and said center line of 110.00 foot McHenry Avenue, said center line being the West line of Section 9, South $00^{\circ} 45' 50''$ East, 448.44 feet, to the Northeastern corner of McHENRY-WOODROW ADDITION (329), as per description filed April 11, 1975, as Instrument 39204, Stanislaus County Records;
2. thence along the Eastern line of said ADDITION (329) and continuing along said center line of 110.00 foot McHenry Avenue, South $00^{\circ} 45' 50''$ East, 877.01 feet, to a Northwestern corner of McHENRY ADDITION (241), as per map filed October 9, 1969, as Instrument 33951, Stanislaus County Records, said point being the intersection of the center lines of 110.00 foot McHenry Avenue and 60.00 foot Robin Hood Drive;
3. thence along a Northern line of said ADDITION (241) and the center line of said 60.00 foot Robin Hood Drive, South $89^{\circ} 18' 20''$ East, 61.11 feet, to a point on a tangent curve;
4. thence along said tangent curve concave to the Southwest, having a Radius of 670.00 feet, a Central Angle of $11^{\circ} 05' 35''$, and an Arc Length of 129.72 feet;
5. thence leaving the existing City Limits and continuing along said tangent curve concave to the Southwest, having a Radius of 670.00 feet, a Central Angle of $02^{\circ} 00' 05''$, and an Arc Length of 23.40 feet, to a point on said curve from which a radial line bears North $13^{\circ} 47' 20''$ East;
6. thence along the radial line of said tangent curve, North $13^{\circ} 47' 20''$ East, 30.00 feet, to the Northern line of 60.00 foot Robin Hood Drive;
7. thence North $00^{\circ} 45' 50''$ West, 186.11 feet;
8. thence South $89^{\circ} 18' 20''$ East, 155.00 feet;
9. thence North $00^{\circ} 41' 30''$ West, 132.00 feet;
10. thence South $89^{\circ} 18' 20''$ East, 25.00 feet;
11. thence North $00^{\circ} 45' 50''$ West, 132.50 feet, to a Northwestern corner of Sylvan Glen, as per map filed August 4, 1968, in Volume 20 of Maps, Page 81, Stanislaus County Records;
12. thence North $89^{\circ} 07' 50''$ East, 259.82 feet, to the Northeastern corner of said Sylvan Glen Subdivision, which is on the Western line of Robin Hood Estates as per map filed May 31, 1962 in Volume 20 of Maps, Page 15, Stanislaus County Records;
13. thence along said Western line, North $00^{\circ} 45' 50''$ West, 854.45 feet, to a point on the existing City Limits, said point being on the Southern line of McHENRY - SYLVAN ADDITION (276), as per description filed October 15, 1971, as Instrument 39501, Stanislaus County Records;
14. thence along the existing City Limits on said Southern line, said Southern line being the center line of 40.00 foot Sylvan Avenue and the East-West quarter section line of Section 9, North $89^{\circ} 10' 35''$ West, 660.11 feet, to the point of beginning, containing 16.414 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-373

A RESOLUTION DETERMINING THAT THE PUBLIC INTEREST AND CONVENIENCE REQUIRE THAT 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. (MC HENRY-SYLVAN NO. 2)

WHEREAS, there has been annexed to the City of Modesto on March 18, 19 77, certain territory known as McHenry-Sylvan No. 2 Addition, and

WHEREAS, the inclusion of the area contained in McHenry-Sylvan No. 2 Addition 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 McHenry-Sylvan No. 2 Addition (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. 157.

SECTION 4. The Council hereby declares that the area proposed to be annexed to the district will be benefited by such annexation.

SECTION 5. Monday, May 23, 19 77, at the hour of 7:30 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 judgment 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. 157.

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) 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) The East line of the ANNEXATION at the South line of Sylvan Avenue.
- (2) The West line of the ANNEXATION at the North line of Robin Hood Drive.
- (3) A Southern line of the ANNEXATION at the North end of Northumberland Drive.

Said posting shall be made not earlier than the sixtieth (60th) nor later than the thirtieth (30th) day prior to the date fixed for the hearing. Not earlier than sixty (60) 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 shown upon such roll, or (b) as such owner is otherwise known to the City Clerk 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. 157, 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 4th day of April, 1977, by Councilman Lang, who moved its adoption, which motion being duly seconded by Councilman Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: 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 Paul Campbell
Public Works Department

ENH

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 Southeastern corner of McHENRY-STANDIFORD ADDITION (316), as per map filed March 6, 1974, as Instrument 34748, Stanislaus County Records, and the Northeastern corner of STANDIFORD ADDITION (264), as per description filed November 3, 1970, as Instrument 36118, Stanislaus County Records, said point being the intersection of the West line of Section 9 with the East-West quarter section line of Section 9, said point also being the intersection of the center line of 110.00 foot McHenry Avenue with the center line of 40.00 foot Sylvan Avenue:

1. thence along the existing City Limits on the boundary of said ADDITION (264) and said center line of 110.00 foot McHenry Avenue, said center line being the West line of Section 9, South $00^{\circ} 45' 50''$ East, 448.44 feet, to the Northeastern corner of McHENRY-WOODROW ADDITION (329), as per description filed April 11, 1975, as Instrument 39204, Stanislaus County Records;
2. thence along the Eastern line of said ADDITION (329) and continuing along said center line of 110.00 foot McHenry Avenue, South $00^{\circ} 45' 50''$ East, 877.01 feet, to a Northwestern corner of McHENRY ADDITION (241), as per map filed October 9, 1969, as Instrument 33951, Stanislaus County Records, said point being the intersection of the center lines of 110.00 foot McHenry Avenue and 60.00 foot Robin Hood Drive;
3. thence along a Northern line of said ADDITION (241) and the center line of said 60.00 foot Robin Hood Drive, South $89^{\circ} 18' 20''$ East, 61.11 feet, to a point on a tangent curve;
4. thence along said tangent curve concave to the Southwest, having a Radius of 670.00 feet, a Central Angle of $11^{\circ} 05' 35''$, and an Arc Length of 129.72 feet;
5. thence leaving the existing City Limits and continuing along said tangent curve concave to the Southwest, having a Radius of 670.00 feet, a Central Angle of $02^{\circ} 00' 05''$, and an Arc Length of 23.40 feet, to a point on said curve from which a radial line bears North $13^{\circ} 47' 20''$ East;
6. thence along the radial line of said tangent curve, North $13^{\circ} 47' 20''$ East, 30.00 feet, to the Northern line of 60.00 foot Robin Hood Drive;
7. thence North $00^{\circ} 45' 50''$ West, 186.11 feet;
8. thence South $89^{\circ} 18' 20''$ East, 155.00 feet;
9. thence North $00^{\circ} 41' 30''$ West, 132.00 feet;
10. thence South $89^{\circ} 18' 20''$ East, 25.00 feet;
11. thence North $00^{\circ} 45' 50''$ West, 132.50 feet, to a Northwestern corner of Sylvan Glen, as per map filed August 4, 1968, in Volume 20 of Maps, Page 81, Stanislaus County Records;
12. thence North $89^{\circ} 07' 50''$ East, 259.82 feet, to the Northeastern corner of said Sylvan Glen Subdivision, which is on the Western line of Robin Hood Estates as per map filed May 31, 1962 in Volume 20 of Maps, Page 15, Stanislaus County Records;
13. thence along said Western line, North $00^{\circ} 45' 50''$ West, 854.45 feet, to a point on the existing City Limits, said point being on the Southern line of McHENRY - SYLVAN ADDITION (276), as per description filed October 15, 1971, as Instrument 39501, Stanislaus County Records;
14. thence along the existing City Limits on said Southern line, said Southern line being the center line of 40.00 foot Sylvan Avenue and the East-West quarter section line of Section 9, North $89^{\circ} 10' 35''$ West, 660.11 feet, to the point of beginning, containing 16.414 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 April 4, 1977, 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 Councilman Lang, seconded by Councilman Elliott, and adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: 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: April 5, 1977

Norrine Coyle
City Clerk of the City of Modesto,
California
NORRINE COYLE

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-374

A RESOLUTION APPROVING THE FINAL MAP OF THE
HILLSBORO PARK NO. 1
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, IRWIN STEINPRESS and A. POLLY STEINPRESS, husband and wife

~~is~~ (are) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 12.403 acres, known as the HILLSBORO PARK NO. 1 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 5th day of OCTOBER, 19 76, 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 PARK NO. 1 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 4th day of April, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Boyle
NORRINE BOYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 77-375

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND CROCKER NATIONAL BANK TO EXTEND MAXIMUM LOAN TERM FROM 10 TO 15 YEARS

BE IT HEREBY RESOLVED by the Council of the City of Modesto amendment to that the/agreement between the City of Modesto and Crocker National Bank

~~for~~ to extend maximum loan term from 10 to 15 years

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said/agreement amendment to 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 April, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-376
AMENDMENT TO

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
SELF-HELP ENTERPRISES TO PROVIDE ADDITIONAL MANPOWER

BE IT HEREBY RESOLVED by the Council of the City of Modesto
amendment to
that the/agreement between the City of Modesto and Self-Help
Enterprises

~~for~~ to provide additonal manpower at a cost of \$15,000.00

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said/agreement
amendment to
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
April , 1977, by Councilmember Lang , who moved
its adoption, which motion being duly seconded by Councilmember
Elliott , was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensingher, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-377

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND RICHARD T. NORQUIST AND PATRICIA KAY NORQUIST FOR SEWER SERVICE TO PROPERTY OUTSIDE THE CITY LIMITS AT 1001 CARVER ROAD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Richard T. Norquist and Patricia Kay Norquist for sewer service to property outside the City at 1001 Carver 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 4th day of April, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-378

A RESOLUTION APPROVING THE REQUEST OF DUNLAP'S DEPARTMENT STORE FOR REFUND FOR OVERPAYMENT OF THEIR CITY MILL TAXES IN THE AMOUNT OF \$873.68

BE IT RESOLVED by the Council of the City of Modesto that the request of Dunlap's Department Store for refund of \$873.68 for overpayment of their City mill taxes 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 April, 1977, by Councilmember Elliott , 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: Elliott, Kullijian, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-379

A RESOLUTION AMENDING THE CITY OF MODESTO FINAL BUDGET,
1976-77, TO ESTABLISH THE WORKERS COMPENSATION INSURANCE
FUND.

WHEREAS, the City of Modesto has become self insured for workers compensation,
and

WHEREAS, to provide proper accounting for said workers compensation self-
insurance program it is necessary to establish a separate fund in which to segregate
a reserve and separately appropriate and account for operational activities, and

WHEREAS, monies to finance the requirements of this fund will be provided by
premium assessments to other operating funds where such monies are currently appropriated
for such purchases,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the
City of Modesto Final Budget, 1976-77, be amended to establish the Workers Compensation
Insurance Fund (Fund 750) with the following estimated revenues and appropriations:

Workers Compensation Insurance Fund - 750

Estimated Revenue

Account 975 Premium Assessments 549,150

Appropriations

Account 411 Compensation Insurance 549,150

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 4th day of April, 1977, by Councilmember
Lang, who moved its adoption, which motion being duly seconded by Council-
member Elliott, was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensingher, Siefkin, Mayor Davies

NCES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77-380

A RESOLUTION SETTING TIME AND PLACE FOR HEARING THE RECOMMENDATION OF THE PLANNING COMMISSION THAT MONTCLAIR DRIVE BE COMPLETED AS A COLLECTOR STREET BETWEEN TULLY AND CARVER

BE IT HEREBY RESOLVED by the Council of the City of Modesto that May 8, 1977, 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 recommendation of the Planning Commission that Montclair Drive be completed as a collector street between Tully and Carver Road.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of April, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-381

A RESOLUTION REJECTING APPLICATION FOR LEAVE TO PRESENT LATE CLAIM ON BEHALF OF CLAIMANTS, HEIRS OF LEANDRO PADILLA BARGAS, RECEIVED IN THE OFFICE OF THE CITY CLERK, CITY OF MODESTO

WHEREAS, an application for leave to present late claim on behalf of claimants, heirs of Leandro Padilla Bargas, against the City of Modesto was received on April 6, 1977 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 claimants, heirs of Leandro Padilla Bargas, against the City of Modesto, received on April 6, 1977 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 11th day of April, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-382

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR REMODELING OF CONSTRUCTION ADMINISTRATION OFFICE

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

SECTION 1. The plans and specifications for remodeling of Construction Administration office 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 26, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of April, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-383

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR CONSTRUCTION OF WATERLINES IN WYLDEWOOD GROVE NO. 2

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

SECTION 1. The plans and specifications for construction of waterlines in Wyldewood Grove 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 April 26, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of April, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST: *Norrine Coyze*
NORRINE COYZE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-384

A RESOLUTION AMENDING RESOLUTION NO. 73-213
TO APPROVE AN AMENDMENT TO THE DEVELOPMENT
PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(109).
(VINTAGE FAIRE REGIONAL SHOPPING CENTER)

WHEREAS, the City Council by Ordinance No. 1259-C.S., and
Resolution No. 73-213, approved Planned Development Zone, P-D(109), on
March 12, 1973, and

WHEREAS, the City Council, on March 25, 1974, by Ordinance No.
1343-C.S. and Resolution No. 74-228, approved an application to expand the
boundaries of Planned Development Zone, P-D(109) to include an area to the
south to be used as a storm water ponding basin, and

WHEREAS, the City Council, on May 27, 1975, by Resolution No.
75-604, amended condition No. 11 of Section 1 of Resolution No. 73-213 to
correct the number of street trees that had to be paid for by the developer of
P-D(109), and

WHEREAS, a verified application for an amendment to Planned Develop-
ment Zone, P-D(109), was filed by Nickles and Dimes, Inc. on January 12, 1977,
to include as a permitted use in P-D(109), a family amusement machine center,
and

WHEREAS, said application was set for a public hearing before the
Planning Commission at its meeting of February 15, 1977, which public hearing
was continued to March 1, 1977, 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 found and determined
that the amendment to Planned Development Zone, P-D(109), as requested, is
required by public necessity, convenience, and general welfare for the following
reasons:

1. The City Council in January of 1976 adopted a Family Amusement Machine Center Policy which set forth specifications for the location and operation of such centers.
2. The proposed family amusement machine center meets all of the specifications of the Council's adopted policy.
3. The location of the proposed family amusement machine center in an enclosed 83 acre regional shopping center is sufficiently removed from nearby residential uses as not to cause any potential compatibility problems.

and

WHEREAS, said matter was set for a public hearing before the City Council at its regular meeting place located in the City Council Chambers in the City Hall, 801 11th Street, Modesto, California, at 7:30 P.M., on April 11, 1977, and

WHEREAS, after said public hearing held on April 11, 1977, the Council found and determined that the application of Nickles and Dimes, Inc. for an amendment to Planned Development Zone, P-D(109), to include as a permitted use in P-D(109) a family amusement machine center, 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. 1610 -C.S. on April 11, 1977, amending Ordinance No. 1259-C.S. to include as a permitted use in Planned Development Zone, P-D(109), a family amusement machine center, and

WHEREAS, it is necessary to amend Section 1 of Resolution No. 73-213 to include conditions for said family amusement machine center,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Section 1 of Resolution No. 73-213 is hereby amended to read as follows:

"SECTION 1. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(109), is hereby approved in accordance with the plan titled "Design Study "G" Revised - Regional Shopping Center, Modesto, California", stamped approved by the Planning Commission on February 7, 1973, as amended in red on its face and on file in the office of the Director of Planning and Community Development, subject to the following conditions:

1. That all development be in accordance with the plan referred to above.
2. That prior to the issuance of a building permit, a landscaping and irrigation plan shall be submitted by the developer for approval by both the Planning Director and the Director of Parks and Recreation. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved landscaping and irrigation plan. Irrigation shall be by underground sprinkler system.
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 development shall be connected to the City of Modesto water and sewer facilities in accordance with the requirements of the Director of Public Works.
5. That all parking and driveway areas shall be improved in accordance with the provisions of Sections 10-2.1801, 10-2.1804, and 10-2.1808 of the Municipal Code. All drainage facilities shall be provided in accordance with the requirements of the Director of Public Works.
6. That the developer shall install 20 on-site fire hydrants and the pipeline system therefor in accordance with the requirements and to the specifications of the Fire Chief. Said hydrants shall be installed prior to the occupancy of the premises.
7. That the developer shall install, on all levels of the mall, wet standpipes having a minimum diameter of $2\frac{1}{2}$ inches to be located on 75 foot centers. The standpipes shall have Fire Department hose connections and valves.
8. That, for fire protection purposes, the 30 foot wide private driveways adjacent to the primary shopping center structure shall be increased to 40 feet in width.
9. That all trash shall be maintained within buildings or in fully enclosed trash areas in locations approved by the Planning Director. If trash enclosures are used, they shall be constructed of the same building materials used in the major buildings.
10. That all signs to identify the premises shall comply with the sign requirements of the H-1 Zone.
11. That the developer shall pay to the City of Modesto \$7 each for the planting of 84 street trees.
12. That prior to the issuance of a building permit for any development, the developer shall deed to the City a site within the regional shopping center to be used for a water well and pump station to serve the project. The location and size of the well and pump station site must meet the specifications of the Director of Public Works.
13. That prior to the issuance of a building permit for any development the developer shall pay the cost of installation of traffic signals to be located at the intersection of the Beckwith Road and Dale Avenue intersection.
14. That prior to the issuance of a building permit for any development the developer shall dedicate sufficient right-of-way to allow improvement of Sisk Road and Dale Road to major street standards.
15. That the developer shall provide for the construction of street improvements along the property's Dale Road and Sisk Road frontages to City of Modesto major street standards, including new pavement, matching pavement where necessary, curb and gutter, full concrete sidewalk with street tree blockouts, street lighting, and street drainage.
16. That prior to the issuance of the building permit for any development, the developer shall submit street improvement plans prepared by a registered Civil Engineer to the Public Works Department for approval by the City Engineer.

17. That all public improvements shall be installed prior to occupancy of the premises or by February 7, 1976, whichever occurs first.

18. That prior to the issuance of a building permit, if all required public improvements have not been installed, a cash deposit, savings and loan certificate, surety bond, or other instrument of credit, in the amount to be determined by the City Engineer, shall be filed with the City Clerk to guarantee installation of public improvements by February 7, 1976, or prior to occupancy, whichever occurs first.

19. That prior to the issuance of a building permit, the developer shall submit for approval by the Planning Director, 4 copies of a revised plot plan showing all the required changes and adjustments in design, and the limitations set on the development as shown on the plot plan amended in red and on file in the office of the Director of Planning.

20. That a building permit for uses other than department stores shall be issued only after a building permit has been issued for a full-line department store.

21. That the first portion of the shopping center opened for business shall include at least one full-line department store and an equal square footage of mall shops.

22. That the family amusement machine center which is a permitted use in the shopping center shall be located on the second floor of the mall structure of the shopping center in accordance with the approved plot plan.

23. That the family amusement machine center shall be open only during the same hours that the mall is open.

24. That the outside door to the family amusement machine center shall only be used for an emergency exit or for a service entrance and all customers shall enter and exit only through the mall entrance."

BE IT FURTHER RESOLVED that all provisions of Modesto City Council Resolutions No. 73-213, 74-228 and 75-604, except as herein changed, modified, deleted or added to shall remain in full force and effect.

BE IT FURTHER RESOLVED that this resolution shall not become effective unless and until Ordinance No. 1610 -C.S. becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of April, 1977, by Councilmember Dunlap, 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: Dunlap, Lang, Siefkin, Vice Mayor Mensinger

NOES: Councilmembers: Elliott, Kullijian

ABSENT: Councilmembers: Mayor Davies

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. 77-385

A RESOLUTION DENYING THE APPEAL OF THEODORE M. COOK TO THE DECISION OF THE BOARD OF ZONING ADJUSTMENT FOR A PARKING VARIANCE FOR PROPERTY LOCATED AT 1024 10TH STREET, MODESTO, CALIFORNIA.

WHEREAS, an application was filed on February 3, 1977, by Theodore M. Cook for a variance from the off-street parking requirements for 96 spaces for a bar and restaurant located at 1024 10th Street, and

WHEREAS, a public hearing was held by the Board of Zoning Adjustment on February 24, 1977, 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 Board of Zoning Adjustment by Resolution No. 695 denied said application of Theodore M. Cook for a variance from the off-street parking requirements for 96 spaces for a bar and restaurant, and

WHEREAS, on March 7, 1977, Theodore M. Cook filed an appeal to the decision of the Board of Zoning Adjustment denying said application, and

WHEREAS, said appeal was set for hearing before the City Council of the City of Modesto at 7:40 p.m., on March 28, 1977, and thereafter said appeal was continued to 7:40 p.m., on April 11, 1977, in the City Council Chambers, 801 - 11th Street, Modesto, California, and

WHEREAS, said Council, after hearing evidence both oral and documentary, on both March 28, 1977 and April 11, 1977, found and determined that the appeal of Theodore M. Cook to the decision of the Board of Zoning Adjustment denying the application for a variance from the off-street parking requirements for a bar and restaurant should be denied for the following reason, and that the decision of the Board of Zoning Adjustment denying the application should be affirmed:

The number of spaces which would be waived is very large and would not only have an adverse parking impact but would create an undesirable precedent.

and

WHEREAS, the Council of the City of Modesto certifies that it has received and reviewed the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration of environmental impact of the proposed variance,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal filed by Theodore M. Cook to the decision of the Board of Zoning Adjustment

denying the application for a variance from the off-street parking requirements be and is hereby denied for the reason set forth in Board of Zoning Adjustment Resolution No. 695, and quoted above, and that the decision of the Board of Zoning Adjustment denying the application be and is hereby affirmed.

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 proposed variance.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of April, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin,
Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST:

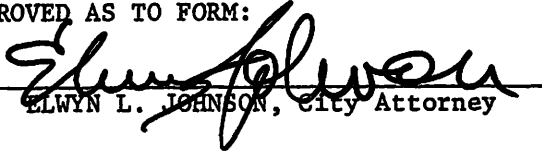


NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By


ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77-386

A RESOLUTION APPROVING REQUEST OF McHENRY VILLAGE SHOPPING CENTER
TO TERMINATE DECLARATION OF EASEMENT DATED FEBRUARY 28, 1957

BE IT RESOLVED by the City Council of the City of Modesto that the request of McHenry Village Shopping Center to rescind and terminate that certain Declaration of Easement dated February 28, 1957, and recorded in the Official Records of Stanislaus County, California, on May 17, 1957, in Book 1427, at Page 197, as Instrument No. 13013, 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 11th day of April, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Siefkin,
Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-387

A RESOLUTION ACCEPTING IMPROVEMENTS IN HYDE PARK NO. 1 SUBDIVISION
AND AUTHORIZING RELEASE OF INSTRUMENTS OF CREDIT

WHEREAS, C. A. Tallent and Doris M. Tallent, husband and wife, subdividers of Hyde Park No. 1 subdivision, have filed Instruments of Credit for faithful performance and labor and materials in the amount of \$31,000 and \$15,500 respectively to guarantee improvements in Hyde Park No. 1 subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated April 5, 1977 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 Hyde Park No. 1 subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Instrument of Credit for faithful performance in the amount of \$31,000 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the Instrument of Credit for labor and materials in amount of \$15,500 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 11th day of April, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin,
Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-388

A RESOLUTION ACCEPTING IMPROVEMENTS IN CARVER GLEN NO. 2 SUBDIVISION
AND AUTHORIZING RELEASE OF INSTRUMENTS OF CREDIT

WHEREAS, Bomberger Bros., Inc., a California Corporation, subdividers of Carver Glen No. 2 subdivision, have filed Instruments of Credit for faithful performance and labor and materials in the amount of \$384,600 and \$192,300 respectively to guarantee improvements in Carver Glen No. 2 subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated April 5, 1977 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 Carver Glen No. 2 subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Instrument of Credit for faithful performance in the amount of \$384,600 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the Instrument of Credit for labor and materials in amount of \$192,300 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 11th day of April, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin,
Vice Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: Mayor Davies

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-389

A RESOLUTION ACCEPTING IMPROVEMENTS IN NORTH HAMPTON PARK NO. 3
SUBDIVISION AND AUTHORIZING RELEASE OF SUBDIVISION BONDS

WHEREAS, James B. Johnston and Shirley L. Johnston, husband and wife, and Joe H. Tidwell and Lois Tidwell, husband and wife, subdividers of North Hampton Park No. 3 subdivision, have filed Subdivision Bonds for faithful performance and labor and materials in the amount of \$157,600 and \$78,800 respectively to guarantee improvements in North Hampton Park No. 3 subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated April 5, 1977 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 North Hampton Park No. 3 subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Subdivision Bond for faithful performance in the amount of \$157,600 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the Subdivision Bond for labor and materials in amount of \$78,800 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 11th day of April, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin,
Vice Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-390

A RESOLUTION AUTHORIZING THE CITY OF MODESTO TO PROCEED WITH AN APPLICATION FOR ASSISTANCE FROM THE UNITED STATES GOVERNMENT UNDER THE AIRPORT AND AIRWAY DEVELOPMENT ACT OF 1970 FOR ADAP PROJECT NO. 8-06-0153-05 FOR PROJECTS AT THE MODESTO CITY-COUNTY AIRPORT/HARRY SHAM FIELD

WHEREAS, the 1974-75 and 1976-77 Airport Capital Improvement Program includes six projects at the Modesto City-County Airport/Harry Sham Field which are eligible for aid from the United States Government under the Airport and Airway Development Act of 1970, which projects are as follows:

Modesto City-County Airport Security Fencing
Terminal Apron Reconstruction
Clear Zone - Obstruction Removal/Avigation Easements
Medium Intensity Taxiway Lights
Taxiway "D" Extension with MITL
General Aviation Parking Apron

WHEREAS, the Council of the City of Modesto desires to submit an application for aid from the United States Government for assistance under the Airport and Airway Development Act of 1970 for the above-mentioned projects,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the City Manager be authorized to sign an application for assistance from the United States Government from the Airport and Airway Development Act of 1970 for the 1974-75 and 1976-77 Airport Capital Improvement Program Projects at the Modesto City-County Airport/Harry Sham Field referred to above, and that the City Clerk be authorized to attest said application.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of April, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin,
Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-391

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND GAYLE W. STOWERS AND IRENE A. STOWERS, AND ACCEPTING GRANT DEED, FOR THE PURCHASE OF 0.152+ ACRES OF THEIR PROPERTY AND A TWO BED-ROOM RESIDENCE (Scenic/Rose Intersection Project)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Gayle W. Stowers and Irene A. Stowers, for the acquisition of 0.152+ Acres of their property and a two bedroom residence at 1801 Scenic Drive for the Scenic/Rose Intersection project is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized and the City Clerk authorized to record said Grant Deed 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 11th day of April, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin,
Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST:


NORRINE BOYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-392

A RESOLUTION REQUIRING A FIFTY CENT PER HOUR INCREASE IN SALARY FOR DRIVER EMPLOYEES OF KENNY TRANSPORTATION COMPANY EMPLOYED TO PROVIDE BUS SERVICE FOR THE CITY OF MODESTO.

WHEREAS, the City of Modesto (City) and Kenny Transportation, Inc. (Company), have previously entered into an agreement dated December 13, 1976, whereby Company employs drivers to furnish bus service for City, and

WHEREAS, paragraph 5(d) of said agreement provides that City reserves the right to require Company at any time to increase the salaries paid by Company to its driver employees who furnish bus service for City, and

WHEREAS, City has determined that the hourly rate of compensation of Company's driver employees should be increased by fifty cents (50¢) per hour, and that said increase should be made retroactive to January 1, 1977,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that pursuant to the provisions of paragraph 5(d) of the hereinabove referred to agreement the Council hereby requires Kenny Transportation, Inc. to increase the salaries of all driver employees employed by Kenny Transportation, Inc. to furnish bus service for the City of Modesto pursuant to said agreement by fifty cents (50¢) per hour, and that said increase shall be made retroactive to January 1, 1977.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of April, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin,
Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

(SEAL)

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 77-393

A RESOLUTION APPROVING PURCHASE ORDER TO WESTERN STATES TESTING
FOR MATERIALS TESTING ON CITY HALL EXPANSION PROJECT

BE IT RESOLVED by the City Council of the City of Modesto that a purchase order in the amount of \$13,000 to Western States Testing for Materials Testing on City Hall Expansion Project 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 April, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin,
Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST:



NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-394

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$13,000 TO PROVIDE FUNDS TO COVER THE COST OF MATERIALS TESTING FOR CITY HALL EXPANSION

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

SPECIFAL FUND FOR CAPITAL OUTLAY (321)

FROM: General Reserve (60-321) \$13,000
TO: City Hall Expansion/Remodeling (8908-410-321) \$13,000

(To cover the cost of materials testing for City Hall Expansion.
See memo dated April 5, 1977)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of April, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin,
Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-395

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
RALPH SHOCKLEY FOR INSPECTION OF CITY HALL EXPANSION PROJECT

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Ralph Shockley
for inspection of City Hall 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 11th day of
April , 1977, by Councilmember Dunlap , who moved
its adoption, which motion being duly seconded by Councilmember
Siefkin , was upon roll call carried and the resolution adopted
by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin,
Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-396

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$22,200 TO PROVIDE FUNDS NEEDED FOR COST OF CONSTRUCTION INSPECTOR FOR CITY HALL EXPANSION

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

SPECIAL FUND FOR CAPITAL OUTLAY (321)

FROM: General Reserve (60-321) \$22,200
TO: City Hall Expansion/Remodeling (8908-410-321) \$22,200

(Cost for City Hall Expansion construction inspector. See memo dated April 4, 1977 to City Manager.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of April, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin,
Vice Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-397

A RESOLUTION LIMITING DOMESTIC FLOW IN PROPOSED
DRYDEN TRUNK SEWER UNTIL SUCH TIME AS AN AIR
QUALITY MAINTENANCE PLAN IS APPROVED BY THE STATE.

WHEREAS, the Dryden Trunk Sewer project involves the construction of
6,300 feet of trunk sewer line paralleling an existing trunk sewer line, and

WHEREAS, the City of Modesto has applied for an Economic Development
Administration (EDA) grant for the construction of said sewer project, and

WHEREAS, in order to provide assurance that this sewer project will
not interfere with the attainment and/or maintenance of ambient air quality standards
the City of Modesto has been asked to agree to a limitation on the domestic wastewater
to be conveyed by said sewer project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of
Modesto that the City of Modesto agrees that the average dry weather flow of domestic
wastewater for the calendar year 1977 conveyed by the Dryden Trunk Sewer system
will not be exceeded by more than 2.0 MGD for a period of ten years unless, prior
to that time:

- a. There is a demonstration to the satisfaction of the State
Air Resources Board that adverse air quality impacts
related to flows in excess of the above limit are mitigated; or
- b. An Air Quality Maintenance Plan is developed and approved
by the State.

No commitment of conveyance in excess of the above limitation shall be made by the
City of Modesto during the period while the flow limitation is in effect.

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 11th day of April, 1977, by Councilmember
Dunlap, who moved its adoption, which motion being duly seconded by Councilmember
Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin,
Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

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. 77-398

A RESOLUTION ACCEPTING IMPROVEMENTS IN SYLVAN MEADOWS EAST NO. 3
SUBDIVISION AND AUTHORIZING RELEASE OF SUBDIVISION BONDS

WHEREAS, Stonewood Development Company, a limited partnership, subdividers of Sylvan Meadows East No. 3 subdivision, has filed Subdivision Bonds for faithful performance and labor and materials in the amount of \$188,900 and \$94,450 respectively to guarantee improvements in Sylvan Meadows East No. 3 subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated April 5, 1977 indicates that all work required by the subdivision agreement has been completed to the satisfaction of the Public Works Department; and

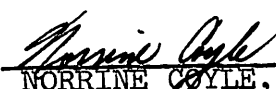
WHEREAS, the Director of Public Works has indicated that it would be in order for the City Council to accept the improvements in said subdivision as complete and authorize the City Clerk to file notice of completion and release the Subdivision Bonds upon expiration of the statutory period.

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

1. The improvements in Sylvan Meadows East No. 3 subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Subdivision Bond for faithful performance in the amount of \$188,900 upon recording of notice of completion.
3. The City Clerk is hereby authorized to release the Subdivision Bond for labor and materials in amount of \$94,450 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 11th day of April, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin,
Vice Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: Mayor Davies

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-399

A RESOLUTION APPROVING THE FINAL MAP OF THE
LAKWOOD PARK
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, J. C. Bearden and Dorothy Bearden, husband and wife,

~~is~~ (are) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 5.295 acres, known as the Lakewood Park 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 May, 1976, 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 Lakewood Park 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 11th day of April, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin,
Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

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. 77-400

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JENKS AND HARRISON FOR CONTINUING ENGINEERING CONSULTING SERVICE INVOLVING WASTE TREATMENT PLANT EXPANSION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Jenks and Harrison for continuing engineering consulting service involving waste treatment plant expansion 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 April, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin,
Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-401

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF BESSIE BRESCIANI AS A MEMBER OF THE HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE AND THE REHABILITATION LOAN POOL SUBCOMMITTEE

WHEREAS, Bessie Bresciani was appointed as a member of the Housing and Community Development Committee and Chairman of the Rehabilitation Loan Pool Subcommittee on August 11, 1975; and

WHEREAS, Bessie Bresciani has tendered her resignation as a member of the Housing and Community Development Committee and Chairman of the Rehabilitation Loan Pool Subcommittee; and

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

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the resignation of Bessie Bresciani as a member of the Housing and Community Development Committee and Chairman of the Rehabilitation Loan Pool Subcommittee is hereby accepted with regret; and

BE IT FURTHER RESOLVED that the Council, on its own behalf, and on behalf of the Citizens of Modesto, hereby expresses its sincere appreciation to Bessie Bresciani 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 18th day of April, 1977, by Councilmember Dunlap , 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin,
Mayor Davies

NOES: Coucilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-402

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF JOHN BRITTON
AS A MEMBER OF THE FARM-CITY ADVISORY COMMITTEE

WHEREAS, John Britton was appointed as a member of the Farm-City Advisory Committee on July 7, 1975; and

WHEREAS, John Britton has tendered his resignation as a member of the Farm-City Advisory Committee; and

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

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the resignation of John Britton as a member of the Farm-City Advisory Committee is hereby accepted with regret, and

BE IT FURTHER RESOLVED that the Council, on its own behalf, and on behalf of the Citizens of Modesto, hereby expresses its sincere appreciation to John Britton 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 18th day of April, 1977, by Councilmember Dunlap , 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-403

A RESOLUTION DESIGNATING APRIL 25 THROUGH APRIL 29, 1977, AS "CALIFORNIA'S FORGOTTEN VICTIMS WEEK"

WHEREAS, it is the duty of all citizens and institutions to play positive roles in improving the plight of victims of violent crimes and their survivors and to restore effectiveness in the administration of justice; and

WHEREAS, according to the National Institute of Law Enforcement and Criminal Justice in Washington, D.C., older citizens in this country suffer more crime than almost any other group, and seldom fully recover financially, physically, or psychologically; and

WHEREAS, the criminal epidemic has been projected as likely to affect, directly or indirectly, one of every three Californians in 1977, with the poor and minority citizens more likely to be victims than most other groups; and

WHEREAS, "California's Forgotten Victims Week" is being observed during the week of April 25 through April 29, 1977, and has been recognized by the California Legislature;

NOW, THEREFORE, BE IT RESOLVED, that the Modesto City Council endorses and supports the observance of "California's Forgotten Victims Week", April 25 through April 29, 1977; and urge the citizens of Modesto to become aware of their responsibilities to restore effectiveness to the administration of justice and the need to improve the plight of victims of violent crime and their survivors.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of April, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-404

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF MISCELLANEOUS IMPROVEMENTS TO BROWN PARK AND CHRYSLER NEIGHBORHOOD PARK

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

SECTION 1. The plans and specifications for construction of miscellaneous improvements to Brown Park and Chrysler Neighborhood 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 May 10, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of April, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-405

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF WATERLINES IN EASTRIDGE NO. 5

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

SECTION 1. The plans and specifications for construction of waterlines in Eastridge 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 May 3, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of April, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyze
NORRINE COYZE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-406

A RESOLUTION ACCEPTING THE CONSTRUCTION OF BRIGGSMORE-OAKDALE
AND SCENIC-EL VISTA/OAKDALE SIGNAL MODIFICATION PROJECT
(Ferrero Electric, Inc.)

WHEREAS, a report has been filed by the Director of Parking and Traffic that the construction of Briggsmore-Oakdale and Scenic-El Vista/Oakdale signal modification project has been completed by Ferrero Electric, Inc.

in accordance with the contract agreement dated May 24, 1976.

NOW, THEREFORE, BE IT RESOLVED that the construction of Briggsmore-Oakdale and Scenic-El Vista/Oakdale signal modification project be accepted from said contractor, Ferrero Electric, Inc.

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$21,365.00 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 18th day of April, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-407

A RESOLUTION ACCEPTING THE CONSTRUCTION OF IMPROVEMENT OF TULLY ROAD AND CARVER ROAD AT HETCH HETCHY RIGHT OF WAY (George Reed, Inc.)

WHEREAS, a report has been filed by the Director of Public Works that the construction of Improvement of Tully Road and Carver Road at Hetch Hetchy Right of Way has been completed by George Reed, Inc.

in accordance with the contract agreement dated January 24, 1977.

NOW, THEREFORE, BE IT RESOLVED that the construction of Improvement of Tully Road and Carver Road at Hetch Hetchy Right of Way 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 \$13,010.95 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 18th day of April, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-408

A RESOLUTION ACCEPTING THE BID OF WESTERN PIPELINE CO. FOR CONSTRUCTION OF WATERLINES IN PARK PLACE NO. 2, PARK PLACE NO. 3, AND JANET DRIVE

WHEREAS, Resolution No. 77-323 , adopted by the Council of the City of Modesto on March 28, 1977 , approved the plans and specifications for the construction of waterlines in Park Place No. 2, Park Place No. 3, and Janet Drive and authorized the calling for bids, and

WHEREAS, the bids received for the construction of waterlines in Park Place No. 2, Park Place No. 3, and Janet Drive were opened at 11:00 A.M. on April 12, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Western Pipeline Co. in the amount of \$36,615.30

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Western Pipeline Co. in the amount of \$36,615.30

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 April, 1977, by Councilmember Dunlap , 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-409

A RESOLUTION ACCEPTING THE BID OF GEORGE BIANCHI CONSTRUCTION, INC. FOR REPLACEMENT OF CURBS AND DRIVE APPROACHES AT VARIOUS LOCATIONS - PROJECT NO. 7

WHEREAS, Resolution No. 77-322 , adopted by the Council of the City of Modesto on March 28, 1977 , approved the plans and specifications for the Replacement of Curbs and Drive approaches at various locations - Project No. 7 and authorized the calling for bids, and

WHEREAS, the bids received for the Replacement of Curbs and Drive Approaches at various locations - Project No. 7 were opened at 11:00 A.M. on April 12, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of George Bianchi Construction, Inc. in the amount of \$38,836 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 Bianchi Construction, Inc. in the amount of \$38,836 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 April, 1977, by Councilmember Dunlap , 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-410

A RESOLUTION TRANSFERRING THE PERMIT TO OPERATE AN AMBULANCE SERVICE IN THE CITY OF MODESTO PREVIOUSLY ISSUED TO ELEVEN-41, INC., DOING BUSINESS AS MODESTO AMBULANCE CO., TO 911 EMERGENCY SERVICES, INC., DOING BUSINESS AS MODESTO-CERES AMBULANCE SERVICE.

WHEREAS, pursuant to the provisions of Chapter 8 of Title III of the Modesto Municipal Code, 911 Emergency Services, Inc., doing business as Modesto-Ceres Ambulance Service, has filed an application for transfer of the permit to operate an ambulance service in the City of Modesto, previously issued to Eleven-41, Inc., doing business as Modesto Ambulance Co. to 911 Emergency Services, Inc., doing business as Modesto-Ceres Ambulance Service, and

WHEREAS, a public hearing was set for March 21, 1977, at 4:05 o'clock p.m. in the Council Chambers in the City Hall located at 801 11th Street, Modesto, California, to consider said application, at which time said hearing was continued to April 18, 1977, at 4:00 o'clock p.m., and

WHEREAS, the public hearing on said application was held at said time and place, and

WHEREAS, the City Manager has caused the Chief of Police 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 as follows:

1. That the public convenience and necessity requires the operation of the ambulance service for which application has been made by 911 Emergency Services, Inc., doing business as Modesto-Ceres Ambulance Service for transfer of the permit previously issued to Eleven-41, Inc., doing business as Modesto-Ceres Ambulance Co., and such service will promote the convenience, safety and welfare of the general public.

2. That the vehicles described in the application and proposed to be used are appropriate for the purpose of carrying or transporting wounded, injured or sick persons.

3. That the name Modesto-Ceres Ambulance Service and the color scheme, insignia, monogram or other distinguishing characteristics proposed to be used upon such ambulances are not in conflict with and do not imitate any color scheme, insignia, monogram or other distinguishing characteristics used by any other person, in such a manner as to mislead or tend to mislead, deceive, or defraud the public.

4. That such ambulance service in the City is required by the public convenience and necessity and that the applicant is fit, willing and able to perform ambulance service and to conform to the provisions of Chapter 8 of Title III of the Modesto Municipal Code, and such rules and regulations as may be promulgated by the Council.

BE IT FURTHER RESOLVED that the permit previously issued to Eleven-41, Inc., doing business as Modesto Ambulance Co., is hereby transferred to 911 Emergency Services, Inc., doing business as Modesto-Ceres Ambulance Service on condition that the name 911 Emergency Service, Inc. be used only for legally required purposes and only the name Modesto-Ceres Ambulance Service be used to refer to, designate and/or advertise the ambulance service authorized hereby. A total number of three (3) ambulances may be operated under said permit.

BE IT FURTHER RESOLVED that the City Clerk of the City of Modesto is hereby authorized to take the necessary action to transfer said permit to 911 Emergency Services, Inc., doing business as Modesto-Ceres Ambulance Service for three (3) ambulances authorized hereby after the applicant has complied with all of the requirements of Chapter 8 of Title III 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 18th day of April, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
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. 77-411

A RESOLUTION TRANSFERRING THE PERMIT TO OPERATE A LIMITED AMBULANCE SERVICE IN THE CITY OF MODESTO, PREVIOUSLY ISSUED TO ELEVEN-41, INC., DOING BUSINESS AS MODESTO AMBULANCE CO., TO 911 EMERGENCY SERVICES, INC., DOING BUSINESS AS MODESTO-CERES AMBULANCE SERVICE.

WHEREAS, pursuant to the provisions of Chapter 9 of Title III of the Modesto Municipal Code, 911 Emergency Services, Inc. doing business as Modesto-Ceres Ambulance Service, has filed an application for transfer of the permit to operate a limited ambulance service in the City of Modesto previously issued to Eleven-41, Inc., doing business as Modesto Ambulance Co. to 911 Emergency Services, Inc., doing business as Modesto-Ceres Ambulance Service, and

WHEREAS, a public hearing was set for March 21, 1977, at 4:05 o'clock p.m. in the Council Chambers in the City Hall located at 801 11th Street, Modesto, California, to consider said application, at which time said hearing was continued to April 18, 1977, at 4:00 o'clock p.m., and

WHEREAS, the public hearing on said application was held at said time and place, and

WHEREAS, the City Manager has caused the Chief of Police 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 as follows:

1. That the public convenience and necessity requires the operation of the limited ambulance service for which application has been made by 911 Emergency Services, Inc., doing business as Modesto-Ceres Ambulance Service, for transfer of the permit previously issued to Eleven-41, Inc., doing business as Modesto Ambulance Co., and such service will promote the convenience, safety and welfare of the general public.
2. That the vehicle described in the application and proposed to be used is appropriate for the purpose of carrying or transporting injured or sick persons.
3. That the name Modesto-Ceres Ambulance Service and the color scheme, insignia, monogram or other distinguishing characteristics proposed to be used upon such limited ambulance are not in conflict with and do not imitate any color scheme, insignia, monogram or other distinguishing characteristics used by any other person, in such a manner as to mislead or tend to mislead, deceive, or defraud the public.
4. That such limited ambulance service in the City is required by the public convenience and necessity and that the applicant is fit, willing and able to perform limited ambulance service and to conform to the provisions of Chapter 9 of Title III of the Modesto Municipal Code, and such rules and regulations as may be promulgated by the

Council.

BE IT FURTHER RESOLVED that the permit previously issued to Eleven-41, Inc., doing business as Modesto Ambulance Co. to operate a limited ambulance service in the City of Modesto under the name of Modesto Ambulance Co., is hereby transferred to 911 Emergency Services, Inc., doing business as Modesto-Ceres Ambulance Service on condition that the name 911 Emergency Service, Inc. be used only for legally required purposes and only the name Modesto-Ceres Ambulance Service be used to refer to, designate and/or advertise the limited ambulance service authorized hereby. A total number of one limited ambulance may be operated under said permit.

BE IT FURTHER RESOLVED that the City Clerk of the City of Modesto is hereby authorized to take the necessary action to transfer said permit to 911 Emergency Services, Inc., doing business as Modesto-Ceres Ambulance Co., for one limited ambulance authorized hereby after the applicant has complied with all of the requirements of Chapter 9 of Title III 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 18th day of April, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
- 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. 77-412

A RESOLUTION GRANTING THE APPLICATION OF 911 EMERGENCY SERVICES, INC., DOING BUSINESS AS MODESTO-CERES AMBULANCE SERVICE FOR A PERMIT TO OPERATE A SECOND LIMITED AMBULANCE IN THE CITY OF MODESTO.

WHEREAS, 911 Emergency Services, Inc., doing business as Modesto-Ceres Ambulance Service, operates a limited ambulance service in the City of Modesto, and

WHEREAS, 911 Emergency Services, Inc., doing business as Modesto-Ceres Ambulance Service, has filed an application for a permit to operate a second limited ambulance in the City of Modesto pursuant to the provisions of Chapter 8 of Title III of the Modesto Municipal Code, and

WHEREAS, a public hearing was set for March 21, 1977, at 4:05 o'clock p.m. in the Council Chambers in the City Hall located at 801 - 11th Street, Modesto, to consider said application, at which time said hearing was continued to April 18, 1977, at 4:00 o'clock p.m., and

WHEREAS, the public hearing on said application was held at said time and place, and

WHEREAS, the City Manager has caused the Chief of Police to make an investigation and report, in writing, to the 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 requires the operation of a second limited ambulance by 911 Emergency Services, Inc., doing business as Modesto-Ceres Ambulance Service, for which application has been made, and such operation of a second limited ambulance by 911 Emergency Services, Inc., doing business as Modesto-Ceres Ambulance Service in the City of Modesto, will promote the convenience, safety and welfare of the general public.

BE IT FURTHER RESOLVED that the application of 911 Emergency Services, Inc., doing business as Modesto-Ceres Ambulance Service, for a permit to operate a second limited ambulance in the City of Modesto is hereby granted for the reason set forth above subject to the condition that the name 911 Emergency Service, Inc., be used only for legally required purposes and only the name Modesto-Ceres Ambulance Service be used to refer to, designate and/or advertise the limited ambulance service authorized hereby.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of April, 1977, by Council-member Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

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. 77-413

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 8-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (BOMBERGER BROTHERS, INC.)

WHEREAS, on April 18, 1977, the City Council

introduced Ordinance No. 1612 C.S. giving approval to a project relating to an amendment to Section Map 8-3-9 of the Zoning Map of the City of Modesto, reclassifying certain property located thereon 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 delcaration 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 8-3-9 of the Zoning Map of the City of Modesto, reclassifying certain property located thereon 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 April, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

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. 77-413A

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO THE SUBDIVISION REGULATIONS OF THE MODESTO MUNICIPAL CODE

WHEREAS, on April, 1977, the City Council introduced Ordinance No. 1613 -C. S.

giving approval to a project relating to an ordinance amending Sections 4-4.102, 4-4.401 and 4-4.502 of Chapter 4 of Title IV of the Modesto Municipal Code, and adding Sections 4-4.506 and 4-4.507 thereto relating to subdivision regulations,
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 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 ordinance amending Sections 4-4.102, 4-4.401 and 4-4.502 of Chapter 4 of Title IV of the Modesto Municipal Code, and adding Sections 4-4.506 and 4-4.507 thereto relating to subdivision regulations.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of April, 1977, by Councilman Dunlap, who moved its adoption, which motion being duly seconded by Councilman Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

(SEAL)

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk
NORRINE COYLE

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 77-414

A RESOLUTION DECLARING DUNCAN #50 PARKING METER PARTS SURPLUS MATERIAL TO THE NEEDS OF THE CITY OF MODESTO AND AUTHORIZING PURCHASING OFFICER TO SELL THE MATERIAL TO TRAFFIC APPLIANCE CORPORATION FOR \$25.00

WHEREAS, the City of Modesto has a surplus supply of Duncan #50 parking meter parts on hand as a result of the phasing out of the meters from City service; and

WHEREAS, Parking and Traffic has contacted two firms who manufacture the meters, and the Traffic Appliance Corporation of Los Angeles has offered the City \$25.00 for the lot sum.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Modesto that the Duncan #50 parking meter parts are considered surplus to the needs of the City of Modesto and the Purchasing Officer is hereby authorized to sell the material to Traffic Appliance Corporation for \$25.00.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of April, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-415

A RESOLUTION AMENDING SECTION 3.4 OF THE PERSONNEL RULES TO ADD SUBPARAGRAPH (8) THERETO RELATING TO SALARY CHANGES.

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 Manager has recommended an amendment to Section 3.4 of the Personnel Rules to add subparagraph (8) thereto relating to salary changes, and

WHEREAS, the City Council has reviewed said amendment to the Personnel Rules as recommended by the City Manager and finds that said amendment promotes the purposes and objectives of the Personnel System,

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

SECTION 1. That Section 3.4 of the Personnel Rules be amended to add subparagraph (8) thereto to read as follows:

3.4 Salary Changes

(8) An employee who voluntarily transfers from a higher class to a lower class shall continue to receive the same salary paid in the former class until Step E in the new salary range equals or exceeds the salary paid in the former class. At that time the employee's salary shall be set at Step E of the new salary range.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of April, 1977, by Councilmember Kullijian, 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: Dunlap, Elliott, Kullijian, Lang, Siefkin,
Mayor Davies

NOES: Councilmembers: 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. 77-416

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND PATSY J. HILDRETH, LIFE ESTATE; MARIE MONTGOMERY, KENNETH WAYNE HILDRETH, DANNY SMITH, VICKI CAPEHART, MATHEW HILDRETH, AND STEVEN HILDRETH, REMAINDERMEN, FOR SEWER SERVICE TO PROPERTY OUTSIDE THE CITY AT 426 SPRUCE AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto

that the agreement between the City of Modesto and Patsy J. Hildreth, Life Estate; Marie Montgomery, Kenneth Wayne Hildreth, Danny Smith, Vicki Capehar, Mathew Hildreth, and Steven Hildreth, Remaindermen

for sewer service to property outside the City at 426 Spruce 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 18th day of April, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Cyle*
NORRINE CYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-417

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
MODESTO IRRIGATION DISTRICT TO INSTALL STORM DRAIN PUMP AT DALE
ROAD/STANDIFORD AVENUE INTERSECTION

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Modesto Irrig-
ation District
for installing storm drain pump at Dale Road/Standiford Avenue
intersection
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
April , 1977, by Councilmember Dunlap , 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: Dunlap, Elliott, Kullijian, Lang, Mensinger,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-418

A RESOLUTION AUTHORIZING SALE OF MONTHLY BUS PASSES TO LEARNING HANDICAPPED STUDENTS.

BE IT RESOLVED by the Council of the City of Modesto it hereby authorizes the sale of monthly bus passes to learning handicapped students for riding on the fixed route buses of the Modesto Motor Bus Service owned and operated by the City of Modesto at the following rates:

1. \$6.00 for a full month
2. \$4.50 after the 7th day of the month
3. \$3.00 after the 14th day of the month
4. \$1.50 after the 21st day of the month

BE IT FURTHER RESOLVED that the term "learning handicapped student", as used herein, means:

Learning Handicapped Student - Those students who have disorders in one or more of the basic educational processes. Such disorders may include perceptual handicaps, brain injury, dyslexia, mental retardation or emotional disturbances. These disorders may be manifested by a significant discrepancy between intellectual potential and actual performance.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of April, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Mensingher, Siefkin, Mayor Davies

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. 77-419

A RESOLUTION AUTHORIZING THE CITY MANAGER TO UTILIZE CALTRANS IN THE CAPACITY OF REVIEW APPRAISER FOR THE CITY OF MODESTO ON FEDERALLY RE-IMBURSED PROJECTS WHERE FEDERAL RIGHT OF WAY MONEY IS BEING USED

WHEREAS, Federal Aviation Administration and Federal Highway Administration regulations require appraisals when Federal money is expended to purchase right of way, and

WHEREAS, these regulations further require that a second qualified appraiser review the original appraisal before the City can approve the original appraisal to insure that it is in conformance with Federal standards, and

WHEREAS, staff has considered three alternatives to obtaining a qualified review appraisal as follows:

1. The local private sector has been considered but was not recommended because of their work load and lack of special expertise in reviewing appraisals using Federal standards.

2. The local County Assessor's office was also considered but is not being recommended because their work load would not permit the reviewing of appraisals on a timely basis.

3. The State Department of Transportation (Caltrans) is the staff's recommendation because they have been dealing with the Federal Government for years; they have the special expertise needed to review appraisals and their work load permits the relatively speedy return, to the City, of the required documents so that projects can proceed on a timely basis.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Modesto that the City Manager be, and hereby is, delegated authority to utilize Caltrans in the capacity of review appraiser for the City of Modesto for Federally reimbursed projects where Federal right of way money will be used to purchase property.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of April, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-420

A RESOLUTION ACCEPTING IMPROVEMENTS IN LINCOLN MANOR NO. 2 SUBDIVISION AND AUTHORIZING RELEASE OF SUBDIVISION BONDS

WHEREAS, Spivock and Spivock, a general partnership, subdividers of Lincoln Manor No. 2 Subdivision, have filed Subdivision Bonds for faithful performance and labor and materials in the amount of \$102,400 and \$51,200 respectively to guarantee improvements in Lincoln Manor No. 2 Subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated April 13, 1977 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 Lincoln Manor 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 \$102,400 upon recording of notice of completion.
3. The City Clerk is hereby authorized to release the Subdivision Bond for labor and materials in amount of \$51,200 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 April, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-421

A RESOLUTION AUTHORIZING FILING APPLICATION FOR FEDERAL AND STATE GRANTS FOR PUBLICLY OWNED WASTEWATER TREATMENT WORKS AND PROVIDING CERTAIN ASSURANCES

BE IT RESOLVED by the City Council of the City of Modesto that the City Manager, Garth Lipsky, is hereby authorized and directed to sign and file, for and on behalf of the City of Modesto, an Application for Federal Assistance under the Federal Water Pollution Control Act, as amended (33 U.S.C. 1251 et seq.) and any agreements or other documents necessary to secure and receive a grant under said act and a state grant under the Clean Water Bond Law of 1970 and/or 1974 for construction of wastewater treatment works.

BE IT FURTHER RESOLVED that the City of Modesto hereby agrees and further does authorize the aforementioned representative to certify that if grants for its project are made pursuant to the aforementioned federal and state statutes, it will comply with all applicable state and federal statutory and regulatory requirements, including but not limited to the Assurances contained in the Federal Grant Application and the State Grant Contract, The Freedom of Information Act, 5 U.S.C. 552 as amended relating to the right of the public to obtain information and records. The National Historic Preservation Act of 1966, U.S.C. 470 et seq., as amended, relating to the preservation of historic landmarks, The Copeland (Anti-Kickback) Act, 18 U.S.C. 874, 40 U.S.C. 276c and the regulations issued thereunder, 29 CFR 3.1 et seq., and The Contract Work Hours and Safety Standards Act, 40 U.S.C. 327 et seq., and the regulations issued thereunder.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of April, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyee*
NORRINE COYEE, City Clerk

CERTIFICATION

I do hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the City Council of the City of Modesto held on April 18, 1977.

ATTEST: *Norrine Coyne*
NORRINE COYNE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-422

A RESOLUTION ESTABLISHING CHARGES AND FEES FOR ACTIVITIES AND SERVICES AT THE MODESTO CITY-COUNTY AIRPORT/HARRY SHAM FIELD, AND RESCINDING RESOLUTION NO. 75-616.

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 Fields are hereby established as follows, payable in advance:

(a) T-Hangars:

Hangar No. A.	\$35.00 per unit per month.
Hangar No. B.	\$37.00 per unit per month.
Hangar No. C.	\$37.00 per unit per month.
Hangar No. D.	\$37.00 per unit per month.
Hangar No. E.	\$41.00 per unit per month.
Hangar No. F.	\$41.00 per unit per month.
Hangar No. G.	\$48.00 per unit per month.
Hangar No. H.	\$48.00 per unit per month.

A five (5%) percent 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.	\$309.00 per month.
Hangar No. 2.	\$154.00 per month.
Hangar No. 3.	\$160.00 per month.
Hangar No. 4.	\$189.00 per month.
Hangar No. 5.	\$240.00 per month.
Hangar No. 6.	\$145.00 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) Tie-Down - Permanent, light single engine (under 12,500 lbs) \$14 per month. (FBO rates \$10 per month.)
- (b) Tie-Down - Permanent, light multi-engine (under 12,500 lbs) \$20 per month. (FBO rates \$15 per month.)
- (c) Tie-Down - Permanent, large multi-engine (over 12,500 lbs) \$30 per month except large four-engine.

- (d) Tie-Down - Permanent, large four-engine aircraft (over 12,500 lbs) \$40 per month.
- (e) Tie-Down - Transient, light single-engine aircraft (under 12,500 lbs) \$1 per day.
- (f) Tie-Down - Transient, light multi-engine aircraft (under 12,500 lbs) \$2 per day.
- (g) Tie-Down - Transient, large multi-engine aircraft (over 12,500 lbs) \$3 per day.
- (h) Tie-Down - Transient, large four-engine aircraft (over 12,500 lbs) \$4 per day.

A five (5%) percent discount will be made in the rental charges set forth in subparagraphs (a), (b), (c), and (d) above when a year's lease is entered into and the year's rental charges are paid in advance.

Overnight tie downs of aircraft belonging to or in the custody or possession of lessee 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. 2,
Suite A. \$130.00 per month
- (b) Office Building No. 2
Suite B. \$ 70.00 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, \$5 per landing.
- (b) All large single and multi-engine aircraft, \$.30 per 1,000 pounds gross weight, but not less than \$5 per landing.
- (c) All other aircraft not based at the Modesto City-County Airport/Harry Sham Field, 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 the sum of Two Hundred and no/100ths (\$200.00) Dollars

per year, payable in advance, for the privilege of engaging in business in the City of Modesto and on the Airport. Said sum shall be payable on a fiscal year basis.

If said business is commenced after the beginning of the fiscal year, the fee provided above shall be prorated as of the date of commencement of said business.

SECTION 6. 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 7. 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 8. EFFECTIVE DATE. This resolution shall go into effect and be in full force and operation on and after July 1, 1977.

SECTION 9. REPEALS. Resolution No. 76-604 adopted May 3, 1976, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of April, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
- 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. 77-423

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MRS. LILLIE STEVANS, AND ACCEPTING GRANT DEED, FOR THE PURCHASE OF HER PROPERTY FOR THE CLEAR ZONE PROJECT FOR THE MODESTO CITY-COUNTY AIRPORT/HARRY SHAM FIELD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Mrs. Lillie Stevans, for the acquisition of her property for the clear zone project for the Modesto City-County Airport/Harry Sham Field is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized and the City Clerk authorized to record said Grant Deed 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 18th day of April, 1977, by Councilmember Dunlap , 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-424

AMENDMENT TO

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND DALE C. MINER AND ELLEN S. MINER, AS ASSIGNED TO BEN C. TURNER AND JOYCE TURNER ON FEBRUARY 10, 1976, FOR KING'S BENCH RESTAURANT AND LOUNGE.

BE IT HEREBY RESOLVED by the Council of the City of Modesto amendment to that the/agreement between the City of Modesto and Dale C. Miner and Ellen S. Miner, as assigned to Ben C. Turner and Joyce Turner on February 10, 1976 for lease of King's Bench Restaurant and Lounge

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said/agreement amendment to 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 April , 1977, by Councilmember Dunlap , 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-425

A RESOLUTION APPROVING THE FINAL MAP OF THE
SHERWOOD PLAZA
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Glenn R. Sparks and Charlotte R. Sparks, husband and wife,

is (are) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 1.85 acres, known as the Sherwood Plaza Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 6 day of July, 1976, 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 Sherwood Plaza 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 18th day of April, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

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. 77-426

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$18,248 TO PROVIDE FUNDS NEEDED FOR CONSTRUCTION OF ENTRY ROAD INTO EAST LA LOMA NEIGHBORHOOD PARK FROM EDGEBROOK DRIVE

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

SPECIAL FUND FOR CAPITAL OUTLAYS (321)

FROM: General Reserve 60-800-321	\$18,248.00
TO: East LaLoma Park Stage I (8320-270-321)	\$18,248.00

(The fund is to supplement the \$14,452 of revenue sharing which must be expended prior to June 30, 1977. The \$14,452 will only permit excavation and grading. The \$18,248 will complete the paving of the entry road into East LaLoma Neighborhood Park from Edgebrook Drive)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of April, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-427

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND BASIC RESOURCES, INC., FOR RENTAL OF SPACE IN THE BEATY BUILDING FOR THE HOUSING PROGRAM OFFICE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Basic Resources, Inc.

for rental of space in the Beaty Building for the Housing Program office (Lease commences on April 22, 1977 and is for one year at a monthly cost of \$682.50) 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 April, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-428

A RESOLUTION APPROVING STAFF RECOMMENDATION THAT DISTRIBUTION OF STATE, URBAN AND COASTAL PARK BOND ACT OF 1976 PROPOSED 1977 FUNDS BE BASED ON POPULATION

WHEREAS, the State, Urban and Coastal Park Bond Act of 1976 authorized sale of bonds in the total amount of \$85 million for grants to cities, counties and districts to be used for park, recreational and historical acquisition and development purposes; and,

WHEREAS, the Act provides for an allocation to each county to be based upon the estimated population of the counties projected to 1980; and,

WHEREAS, the Act also provides that each county shall consult with all eligible cities and districts in the county to develop and submit to the state a priority plan for expenditure of the county's proposed allocation; and,

WHEREAS, representatives of the cities within the County of Stanislaus met on January 13, 1977, to discuss a plan for expenditure of the proposed allocation to Stanislaus County and voted to distribute the money based on population.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Modesto approves the distribution of the proposed allocations of State, Urban and Coastal Park Bond funds to Stanislaus County based on population.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of April, 1977, by Councilmember Elliott, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:



NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-429

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR FURNISHING ANNUAL MUNICIPAL CODE PRINTING

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

SECTION 1. The plans and specifications for furnishing annual municipal code printing 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 17, 1977 at 2:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of April, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin,
Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-430

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR MODIFYING TRAFFIC SIGNALS ON DALE ROAD AT THE VINTAGE FAIRE SHOPPING CENTER

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

SECTION 1. The plans and specifications for modifying traffic signals on Dale Road at the Vintage Faire shopping center 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 24, 1977 at 2:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of April, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-430A

A RESOLUTION APPROVING VARIANCE TO ALLOW A STREET ENTRANCE TYPE DRIVEWAY ON THE EAST SIDE OF DALE BETWEEN VENEMAN AND STANDIFORD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that, in accordance with Resolution 69-272, the Director of Public Works is authorized to grant the variance for the street entrance type driveway into the planned development being constructed by Sanders Construction Co. on the east side of Dale between Veneman and Standiford.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of April, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-431

A RESOLUTION ACCEPTING THE BID OF LEE A. CAIN FOR CONSTRUCTION OF
PUBLIC IMPROVEMENTS - HOUSING TARGET AREA STAGE 2

WHEREAS, Resolution No. 77-351 , adopted by the Council of the
City of Modesto on April 4, 1977 , approved the plans and speci-
fication of
fications for the/Public Improvements - Housing Target Area Stage 2

and authorized the calling for bids, and

WHEREAS, the bids received for the construction of Public Im-
provements - Housing Target Area Stage 2
were opened at 11:00 A.M. on April 19, 1977 and later tabulated
by the Director of Public Works for the consideration of the
Council, and

WHEREAS, the Director of Public Works has recommended that
the bid of Lee A. Cain Cement Contractor in the amount of \$70,968.25
be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of Lee A. Cain Cement Contractor in the amount of \$70,968.25

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 25th day of April,
1977, by Councilmember Lang , who moved its adoption, which
motion being duly seconded by Councilmember Mensinger , was upon roll
call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin,
Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap

ATTEST: Norrine Cole
NORRINE COLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-432

A RESOLUTION REJECTING ALL BIDS SUBMITTED FOR THE FURNISHING OF ONE AIR PURIFICATION SYSTEM AND OPENED IN THE OFFICE OF THE CITY CLERK ON MARCH 22, 1977 AT 2:00 P.M., AND APPROVING REVISED SPECIFICATIONS AND AUTHORIZING NEW CALL FOR BIDS

WHEREAS, Resolution No. 77-201, adopted by the Council of the City of Modesto on February 22, 1977, approved the plans and specifications for the furnishing of one air purification system and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of one air purification system were opened at 2:00 P.M. on March 22, 1977, and later tabulated by the Director of Finance for the consideration of the Council, and

WHEREAS, from the several manufacturers and distributors contacted, five vendors responded to call for bids, and

WHEREAS, only one firm, California Equipment Company, met City specifications with a bid price of \$17,054.16; the costs submitted being considerably higher than costs estimated by staff, and

WHEREAS, evaluation of the specifications by the Modesto Fire Department pointed to the fact that a reasonable savings could be had if the specifications were revised and the equipment again placed out to bid.

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

1. All bids received for the furnishing of one air purification system, and opened in the office of the City Clerk on March 22, 1977 at 2:00 P.M. are hereby rejected.

2. That new revised specifications for the furnishing of one air purification system be authorized for bids to be opened May 24, 1977 at 2:15 P.M.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of April, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-433

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 25-3-9 OF THE ZONING MAP, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON.
(ROBERT F. BOMBERGER)

WHEREAS, on April 25, 1977, the City Council introduced Ordinance No. 1614-C.S.

giving approval to a project relating to an amendment to Section Map 25-3-9 of the Zoning Map, reclassifying certain property located thereon 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 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, reclassifying certain property located thereon 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 25th day of April, 1977, by Councilman Elliott, who moved its adoption, which motion being duly seconded by Councilman Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dunlap

(SEAL)

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 77-434

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 17-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (RULE DEVELOPMENT)

WHEREAS, on February 16, 1977, the City Council introduced Ordinance No. 1615-C.S. giving approval to a project relating to an amendment to Section Map 17-3-9 of the Zoning Map of the City of Modesto, reclassifying certain property located thereon 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 delcaration 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 17-3-9 of the Zoning Map of the City of Modesto, reclassifying certain property located thereon 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 25th day of April, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

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. 77-435

A RESOLUTION APPROVING A DEVELOPMENT PLAN
FOR PLANNED-DEVELOPMENT ZONE, P-D (159).
(ROBERT ERICKSON)

WHEREAS, a verified application for an amendment to Section
18-3-9 of the Zoning Map was filed by Robert Erickson
on January 27, 1977, to
reclassify from Neighborhood Commercial Zone, C-1,
to Planned-Development Zone, P-D, the following described property:

Parcels A and B as shown and designated on that certain
Parcel Map filed February 11, 1975, in Volume 20 of
Parcel Maps, at page 82, being a portion of the south-
west quarter of Section 18, Township 3 South, Range 9
East, Mount Diablo Base and Meridian.

WHEREAS, after public hearing held on March 15, 1977,
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 requested zoning is in conformance with the commercial designation as shown for the subject property on the Modesto Urban Area General Plan Map.
2. The requested zoning would permit expansion of an existing recreational complex located on the site which has previously been permitted by the Board of Zoning Adjustment actions.
3. The recreational complex as proposed would be compatible with surrounding land uses.

WHEREAS, after a public hearing held on April 25, 1977, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Robert Erickson 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. 1616 -C.S. on the 25th day of April, 1977, reclassifying the above-described property from Neighborhood Commercial Zone, C-1, to Planned-Development Zone, P-D (159),

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 (159), is hereby approved in accordance with the plan titled "Plot Plan Planned Development Zone, Roller King Family Amusement Center", as amended in red on its face, stamped approved by the Planning Commission on March 15, 1977, and on file in the office of the Director of Planning and Community Development, subject to the following conditions:

1. That all development be in accordance with said plot plan.
2. That prior to the issuance of a building permit, a landscaping and irrigation plan shall be submitted by the applicant for approval by both the Director of Planning and Community Development and the Director of Parks and Recreation. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved landscaping and irrigation plan. Irrigation shall be by underground sprinkler system.
3. That all landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris. Trash shall be maintained within the building or within enclosures as approved by the Director of Planning and Community Development.
4. That no operations conducted on the premises shall cause an unreasonable amount of noise, dust, vibration, or electrical interference detectable off the premises. All machinery or equipment located on the premises shall be sound proofed.
5. That all lighting in the miniature golf course within 40 feet of the easterly property line shall be limited to a maximum of six feet in height or shall be approved by the Director of Planning and Community Development. That all other outdoor lighting shall be shielded from the adjacent residential zone as required by the Director of Public Works.
6. That any additional signs to be erected shall comply with the sign requirements of the H-1 Zone.
7. That the development shall be connected to the City of Modesto water and sewer facilities in accordance with the requirements of the Director of Public Works.

8. That all parking and driveway areas shall be improved in accordance with City standards, including the provisions of Sections 10-2.1801, 10-2.1804, and 10-2.1808 of the Municipal Code. All drainage facilities shall be provided in accordance with the requirements of the Director of Public Works.
9. That the existing fire access lane surrounding the existing roller rink structure and the proposed family amusement machine center addition shall be maintained for its entire length at least 20 feet in width in accordance with the specifications of the Fire Chief.
10. That the family amusement machine center, the miniature golf course and the trampoline center shall be open to the public only between the hours of 9 a.m. and 10:30 p.m. Sundays through Thursdays, and 9 a.m. to 11:30 p.m. Fridays and Saturdays.
11. That the family amusement machine center shall be well lighted during operating hours.
12. That the family amusement machine center may be inspected by the Police Department at any time.
13. That the P-D zone may be reviewed at any time and may be revoked or removed by rezoning to the previous zoning for any reasons as set forth in Section 10-2.2401 of the Modesto Municipal Code.
14. That the doors between the roller skating rink and the family amusement machine center shall be emergency doors only and shall not be used for normal ingress and egress to either facility. There shall also be no access from the family amusement machine center to the snack bar located within the roller skating rink.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D (159) :

That the construction project be accomplished in two phases as follows:

Phase I, to include construction and operation of the roller skating rink, miniature golf course, and trampoline center shall be commenced on or before June 1, 1977 and be completed not later than June 1, 1978.

Phase II, to include the construction and operation of the family amusement machine center shall be commenced on or before June 1, 1978, and be completed not later than June 1, 1979.

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 reclassifying the above-described property to Planned-Development Zone, P-D (159) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of April, 1977, by Councilmember Mensing, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

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 Richards
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 77-436

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 18-3-9 OF THE ZONING MAP, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (ROBERT ERICKSON)

WHEREAS, on April 25, 1977, the City Council introduced Ordinance No. 1616-C.S. giving approval to a project relating to an amendment to Section Map 18-3-9 of the Zoning Map, reclassifying certain property located thereon from Neighborhood Commercial Zone, C-1, to Planned-Development Zone, P-D(159), 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 delcaration 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 18-3-9 of the Zoning Map, reclassifying certain property located thereon from Neighborhood Commercial Zone, C-1, to Planned-Development Zone, P-D(159)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of April, 1977, by Councilmember Mensingher, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

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. 77- 437

A RESOLUTION ESTABLISHING ENVIRONMENTAL REVIEW
FEES.

WHEREAS, the California Environmental Quality Act (CEQA) specifies that most projects shall undergo environmental review, and

WHEREAS, the State Resources Agency promulgates mandatory guidelines from time to time to clarify the intent and provide administrative direction regarding the implementation of CEQA, and

WHEREAS, mandatory state guidelines effective January 1, 1977, indicate that the city must now prepare Environmental Impact Reports when they are required for private projects, and

WHEREAS, the City Council amended its City of Modesto Environmental Review Guidelines on January 24, 1977, to direct this change, and

WHEREAS, CEQA permits charges for environmental review and said City of Modesto Environmental Review Guidelines make provision for such charges, and

WHEREAS, it is appropriate that project applicants underwrite some of the cost of the environmental review process,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the following fees for environmental review are hereby established:

1. \$30.00 for an Initial Study Review by the Environmental Assessment Committee (projects of public agencies are exempt from this fee).
2. Actual cost for Environmental Impact Review preparation, including projects of public agencies.
3. \$1,000.00 advance deposit required for an Environmental Impact Review, public agencies exempt from making an advance deposit. Refund or balance due upon completion of final Environmental Impact Report.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of April, 1977,

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

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap

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. 77-438

A RESOLUTION DECLARING 44 COMPUTER DISK CARTRIDGES SURPLUS TO THE NEEDS OF THE CITY OF MODESTO AND AUTHORIZING PURCHASING OFFICER TO SELL AT \$40.00 PER CARTRIDGE TO SMALL COMPUTER USERS

WHEREAS, the City of Modesto presently has 44 computer disk cartridges that are surplus to its needs; the cartridges periodically become obsolete due to the upgrading of the disk pack in Data Processing, and

WHEREAS, the original price for the cartridges average around \$85.00 and currently there is a market for used cartridges at \$40.00 with small computer users, and

WHEREAS, it is the recommendation of staff that Council declare 44 computer disk cartridges surplus property and authorize the Purchasing Officer to dispose of the cartridges at \$40.00 each.

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

1. 44 Computer disk cartridges are hereby declared surplus to the City's needs.

2. The Purchasing Officer is hereby authorized to dispose of the cartridges at \$40.00 each.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of April, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-439

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JACK E. GEORGE, DBA CREEKSIDE PRIVATE SCHOOL, FOR LEASE OF THE FORMER GOODWILL SCHOOL (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

for lease of the former Mildred Goodwill School (Lease to become effective August 15, 1977 - rent to be \$675/mo.)

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 25th day of April , 1977, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Mensinger , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-440

A RESOLUTION ACCEPTING IMPROVEMENTS IN LINCOLN MANOR NO. 3 SUBDIVISION AND AUTHORIZING RELEASE OF SUBDIVISION BONDS

WHEREAS, Spivock and Spivock, a general partnership, subdividers of Lincoln Manor No. 3 Subdivision, have filed Subdivision Bonds for faithful performance and labor and materials in the amount of \$33,400 and \$16,700 respectively to guarantee improvements in Lincoln Manor No. 3 Subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated April 19, 1977 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 Lincoln Manor No. 3 Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Subdivision Bond for faithful performance in the amount of \$33,400 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the Subdivision Bond for labor and materials in amount of \$16,700 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 25th day of April, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin,
Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap

ATTEST: Norrine Coyne
NORRINE COYNE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-441

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. 67-66 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. The Position Classification Plan of the City of Modesto is hereby amended to create one new classification as follows:

CLASSIFICATION CREATED

Financial Specialist

SECTION 2. The specifications for the classification created, as shown on the attached Exhibit "A" which is hereby made a part of this resolution by reference, are hereby approved and made a part of the Position Classification Plan.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of April, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

FINANCIAL SPECIALISTDEFINITION

Under general supervision, is responsible for office and field assistance in preparing eligibility forms for grants and loans to individuals in neighborhood improvement areas, processing, and other follow-through on such grants and loans, and related research and investigation as to verifications, credit information, and other data necessary for the granting of housing rehabilitation financial assistance. Performs related work as required.

EXAMPLES OF DUTIES

Works in conjunction with Housing Conservationist, determines eligibility for grants and loans necessary for the contracting of housing improvements; conducts mortgage loan financing and credit evaluation investigations of applicants for loans and grants; gathers necessary data and prepares notes, trust deeds, affidavits and other documents required for loan or grant processing; computes eligibility of each applicant according to individual circumstances and program guidelines; submits processed loan and grant applications to bank or to Rehabilitation Loan Pool Subcommittee for approval; prepares and conducts loan settlements and close-outs for rehabilitation loan and grants.

DESIRABLE MINIMUM QUALIFICATIONS

Training and Experience:

One year experience in real estate, mortgage financing, or credit evaluation, or equivalent experience.

Knowledge, Abilities, and Skills:

Good knowledge of residential real estate operations; mortgage financing and credit evaluation; ability to analyze an individual's financial status, credit, and property valuation; ability to interpret complex housing rules and regulations and determine eligibility for loans and grants; ability to write clear and concise fiscal and general reports; ability to relate to the culture and problems of minorities and low income groups; establish and maintain an effective team relationship with co-workers.

Exhibit "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 77- 442

A RESOLUTION AMENDING EXHIBIT "F" OF RESOLUTION NO. 76-858 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. 76-858. Exhibit "F" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1976-77" attached to Resolution No. 76-858, is hereby amended as shown on the amended Exhibit "F" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1976-77", which is attached hereto and made a part hereof as though set forth in full herein. Said amended Exhibit "F" adds the position of Financial Specialist, Range 120.5.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of April, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap

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
1976-77

(effective 7-6-76; amended 9-7, 10-11, 10-21, 11-1, 12-20-76, 2-7, 2-14, 3-11 & 4-25-77)

<u>Range No.</u>	<u>Title of Classification</u>	<u>Range No.</u>	<u>Title of Classification</u>
111.5	Account Clerk I	426.5	Data Processing Supervisor
114.5	Account Clerk II	427.0	Deputy City Attorney I
116.5	Account Clerk III	N/A	Director of Finance
119.5	Account Clerk IV	N/A	Director of Management Services
426.0	Accountant	N/A	Director of Parking and Traffic
432.0	Accounting Administrator	N/A	Director of Parkings and Recreation
426.5	Administrative Assistant (Park.& Tr.)	N/A	Director of Planning & Community Development
429.0	Airport Manager	N/A	Director of Public Works & City Engineer
118.5	Animal Control Officer		
122.0	Assistant Building Inspector	119.5	Electrical Technician
633.0	Assistant Chief of Police	124.5	Electrician
434.0	Assistant City Attorney	122.0	Equipment Mechanic
420.5	Assistant City Clerk	120.5	Equipment Operator
429.0	Assistant Civil Engineer	426.0	Equipment Repair Shop Supervisor
435.0	Assistant Director of Public Works	119.0	Equipment Service Worker
532.0	Assistant Fire Chief	120.5	Financial Specialist
426.0	Assistant Planner	N/A	Fire Chief
122.0	Assistant Zoning Inspector	211.0	Fire Engineer
432.0	Associate Civil Engineer	210.0	Fire Fighter
429.0	Associate Planner	213.0	Fire Lieutenant
429.0	Battalion Chief	122.5	Heavy Equipment Operator
426.0	Budget Accountant	120.5	Housing Conservationist
125.0	Building Inspector	432.0	Housing Program Officer
424.5	Building Maintenance Supervisor		
120.5	Building Maintenance Worker	125.0	Industrial Waste Inspector
433.0	Chief Building Official		
429.0	Chief Electrician	116.5	Janitor
N/A	Chief of Police	123.0	Junior Accountant
N/A	City Attorney	126.0	Junior Civil Engineer
N/A	City Clerk and Auditor	123.0	Junior Planner
N/A	City Manager		
117.5	Civil Engineering Technician I	113.5	Key Punch Operator
120.5	Civil Engineering Technician II	122.5	Laboratory Technician
123.5	Civil Engineering Technician III	116.5	Laborer
126.5	Civil Engineering Technician IV	428.0	Lead Building Inspector
120.5	Community Service Officer	126.0	Lead Electrician
119.5	Communications Dispatcher	418.5	Legal Secretary
119.5	Computer Operator		
125.0	Construction Inspector	429.0	Management Assistant
		429.0	Management Assistant - Risk Manager
		113.5	Microfilm and Graphics Technician
		120.5	Motor Sweeper Operator
		424.0	Museum Supervisor

<u>Range No.</u>	<u>Title of Classification</u>	<u>Range No.</u>	<u>Title of Classification</u>
122.5	Nursery Propagator	426.0	Recreation Supervisor
113.5	Office Services Clerk	125.0	Rehabilitation Specialist
120.5	Office Services Supervisor	116.5	Secretary I
117.5	Offset Duplicating Equipment Operator	418.5	Secretary II
122.5	Parking and Traffic Lead Worker	420.5	Secretary to the City Attorney
120.5	Parking and Traffic Maintenance Worker	421.5	Secretary to the City Manager
122.5	Parks Maintenance Lead Worker	426.5	Senior Building Inspector
424.5	Parks Maintenance Supervisor I	123.0	Senior Equipment Mechanic
426.5	Parks Maintenance Supervisor II	432.0	Senior Planner
112.0	Parks Maintenance Trainee	429.0	Service Division Superintendent
118.5	Parks Maintenance Worker I	114.5	Stenographer Clerk
120.5	Parks Maintenance Worker II	118.5	Storeskeeper I
432.0	Parks and Recreation Superintendent	120.5	Storeskeeper II
413.5	Personnel Clerk I	120.5	Street Trees Maintenance Worker II
416.5	Personnel Clerk II	116.5	Supervising Clerk I
420.5	Personnel Technician	119.5	Supervising Clerk II
426.0	Plan Review Engineer I	113.5	Telephone Operator-Receptionist
429.0	Plan Review Engineer II	429.0	Transit Manager
117.5	Planning Technician I	120.5	Tree Trimmer I
120.5	Planning Technician II	122.5	Tree Trimmer II
123.5	Planning Technician III	111.5	Typist Clerk I
632.0	Police Captain	113.5	Typist Clerk II
630.0	Police Lieutenant	424.5	Warehouse Supervisor
310.0	Police Officer	118.5	Wastewater Treatment Plant Attendant
117.5	Police Property Clerk	122.5	Wastewater Treatment Plant Mechanic
425.0	Police Records Supervisor	120.5	Wastewater Treatment Plant Operator I
627.0	Police Sergeant	122.5	Wastewater Treatment Plant Operator II
426.0	Programmer Analyst	426.5	Wastewater Treatment Plant Supervisor
428.0	Property Agent	432.0	Water Quality Control Superintendent
125.0	Public Services Inspector	125.0	Zoning Inspector
114.5	Public Services Trainee		
122.5	Public Works Lead Worker		
112.0	Public Works Maintenance Trainee		
118.5	Public Works Maintenance Worker I		
120.5	Public Works Maintenance Worker II		
424.5	Public Works Supervisor I		
426.5	Public Works Supervisor II		
120.5	Pump Maintenance Worker		
124.0	Purchasing Assistant		
429.0	Purchasing Officer		

MODESTO CITY COUNCIL
RESOLUTION NO. 77-443

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPEAL BY DENNIS CUMMINS TO A DECISION OF THE ENVIRONMENTAL ASSESSMENT COMMITTEE THAT AN ENVIRONMENTAL IMPACT REPORT IS REQUIRED ON DEVELOPMENT OF PROPERTY AT 212 SYLVAN AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that May 9, 1977 , at 7:35 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of appeal by Dennis Cummins to a decision of the Environmental Assessment Committee that an Environmental Impact Report is required on development of property at 212 Sylvan Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of May , 1977, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Siefkin , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-444

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING ANNUAL REQUIREMENTS OF LIQUID AND EMULSIFIED ASPHALTS

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

SECTION 1. The plans and specifications for furnishing annual requirements of liquid and emulsified asphalts 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, 601 11th Street, in the City of Modesto, on May 24, 1977 at 2:45 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of May 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-445

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR FURNISHING ANNUAL REQUIREMENTS OF READY-MIXED CONCRETE

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

SECTION 1. The plans and specifications for furnishing annual requirements of ready-mixed concrete 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 24, 1977 at 2:30 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of May 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mensinger

ATTEST: Norrine Cozle
NORRINE COZLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-446

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR DRILLING, CASING, TESTING AND DEVELOPMENT OF ONE DEEP WELL - WELL NO. 43

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 one deep well, Well No. 43 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 17, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of May 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-447

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF MISCELLANEOUS PROJECTS AT MODESTO CITY-COUNTY AIRPORT/HARRY SHAM FIELD - FAA-ADAP #8-06-0153-05

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

SECTION 1. The plans and specifications for construction of miscellaneous projects at Modesto City-County Airport/Harry Sham Field FAA-ADAP #8-06-0153-05, security fencing, terminal apron reconstruction, medium intensity taxiway lighting, Taxiway "D" extension, etc. 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 24, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of May, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-448

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR INSTALLATION OF IRRIGATION SYSTEM AND LANDSCAPING AT REVAR D PARK

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

SECTION 1. The plans and specifications for installation of irrigation system and landscaping at Revard 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 May 24, 1977 at 11:30 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of May, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-449

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR INSTALLATION OF IRRIGATION SYSTEM AT THOUSAND OAKS PARK

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

SECTION 1. The plans and specifications for installation of irrigation system at Thousand Oaks 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 May 24, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of May, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Siefkin, Mayor
Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-450

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR INSTALLATION OF IRRIGATION SYSTEMS AND LANDSCAPING AT BRIGGSMORE AND PRESCOTT

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

SECTION 1. The plans and specifications for installation of irrigation systems and landscaping at Briggsmore and Prescott 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 24, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of May, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-451

A RESOLUTION ACCEPTING THE BID OF MATTESON CONSTRUCTION CO. TO REMODEL
CONSTRUCTION ADMINISTRATION OFFICE

WHEREAS, Resolution No. 77-382 , adopted by the Council of the
City of Modesto on April 11, 1977 , approved the plans and speci-
fications for the remodeling of Construction Administration Office
and authorized the calling for bids, and

WHEREAS, the bids received for the remodeling of Construction
Administration Office
were opened at 11:00 A.M. on April 26, 1977 and later tabulated
by the Director of Public Works for the consideration of the
Council, and

WHEREAS, the Director of Public Works has recommended that
the bid of Matteson Construction Co. in the amount of \$35,643.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of Matteson Construction Co. in the amount of \$35,643.00

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 2nd day of May,
1977, by Councilmember Lang , who moved its adoption, which
motion being duly seconded by Councilmember Siefkin , was upon roll
call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-452

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$38,000 TO PROVIDE FUNDS FOR REMODELING CONSTRUCTION ADMINISTRATION OFFICE

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

SPECIAL FUND FOR CAPITAL OUTLAY (321)

FROM: General Reserve (60-321)	\$38,000
TO: Remodel Building Coldwell & Virginia (6100-410-321)	\$38,000

(To cover the cost of remodeling)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of May, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-453

A RESOLUTION ACCEPTING THE BID OF WESTERN PIPELINE CO., INC. FOR CONSTRUCTION OF WATERLINES IN WYLDWOOD GROVE NO. 2

WHEREAS, Resolution No. 77-383 , adopted by the Council of the City of Modesto on April 11, 1977 , approved the plans and specifications for the construction of waterlines in Wyldewood Grove No. 2

and authorized the calling for bids, and

WHEREAS, the bids received for the construction of waterlines in Wyldewood Grove No. 2 were opened at 11:10 A.M. on April 26, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Western Pipeline Co., Inc. in the amount of \$14,663.60

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Western Pipeline Co., Inc. in the amount of \$14,663.60

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 May, 1977, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Siefkin , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-454

A RESOLUTION COMMENDING THE MODESTO POLICE RESERVES FOR CONTRIBUTIONS TO 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-five (35) 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 1976 alone, the Police Reserves served a total of twelve thousand nine hundred fifty nine (12,959) 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 serving with the Modesto Police Reserves be commended for his 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 1976, 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 2nd day of May, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO.77-455

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE MODESTO BEE TO PRINT AND PUBLISH THE OFFICIAL ADVERTISING FOR THE CITY FOR A ONE YEAR PERIOD ENDING JUNE 30, 1978

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and The Modesto Bee for printing and publishing the official advertising for the City for a one year period ending June 30, 1978 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 May, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-456

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND LLOYD VERMILLION AND BETTY VERMILLION FOR SEWER SERVICE TO PROPERTY OUTSIDE THE CITY AT 1222 GARDEN AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Lloyd Vermillion and Betty Vermillion for sewer service to property outside the City at 1222 Garden 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 2nd day of May, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-457

A RESOLUTION ACCEPTING IMPROVEMENTS IN HAVENBROOK PARK NO. 3 SUBDIVISION AND AUTHORIZING RELEASE OF INSTRUMENTS OF CREDIT

WHEREAS, Central Valley Enterprises, a partnership, subdividers of Havenbrook Park No. 3 Subdivision, has filed Instruments of Credit for faithful performance and labor and materials in the amount of \$94,500 and \$47,250 respectively to guarantee improvements in Havenbrook Park No. 3 Subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated April 25, 1977 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 Havenbrook Park No. 3 Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Instrument of Credit for faithful performance in the amount of \$94,500 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the Instrument of Credit for labor and materials in amount of \$47,250 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 May, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-458

A RESOLUTION ACCEPTING IMPROVEMENTS IN HAVENBROOK PARK NO. 4 SUBDIVISION AND AUTHORIZING RELEASE OF INSTRUMENTS OF CREDIT

WHEREAS, Central Valley Enterprises, a partnership, subdividers of Havenbrook Park No. 4 Subdivision, has filed Instruments of Credit for faithful performance and labor and materials in the amount of \$75,800 and \$37,900 respectively to guarantee improvements in Havenbrook Park No. 4 Subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated April 25, 1977 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 Havenbrook Park No. 4 Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Instrument of Credit for faithful performance in the amount of \$75,800 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the Instrument of Credit for labor and materials in amount of \$37,900 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 May, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Mensinger

ATTEST: 
NORRINE COLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-459

COMMON USE

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
MODESTO IRRIGATION DISTRICT FOR THE ORANGEBURG AVENUE AND M.I.D.
LATERAL NO. 4 BRIDGE RECONSTRUCTION

BE IT HEREBY RESOLVED by the Council of the City of Modesto
common use
that the/agreement between the City of Modesto and Modesto Irriga-
tion District

for the Orangeburg Avenue and M.I.D. Lateral No. 4 bridge reconstruc-
tion

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said/agreement
common use
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
May , 19 77 , by Councilmember Lang , who moved
its adoption, which motion being duly seconded by Councilmember
Siefkin , was upon roll call carried and the resolution adopted
by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-460

A RESOLUTION APPROVING SUBMISSION OF ANNUAL TRANSPORTATION CLAIM TO STANISLAUS AREA ASSOCIATION OF GOVERNMENTS (SAAG)

WHEREAS, money is available from the Local Transportation Fund for use by the City of Modesto in carrying out various activities related to transportation, and

WHEREAS, annually these funds are allocated in accordance with established priorities, and

WHEREAS, the City of Modesto's claim has been prepared in accordance with those priorities and provides for the use of the monies from the Local Transportation Fund as follows:

A. Public Transportation	
1. Operating & Capital	\$403,333
B. Transportation Planning	
1. Allocation to SAAG	13,325
C. Streets	<u>475,000</u>
Total Allocation Claimed	\$891,658

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that submission of the City of Modesto's Annual Transportation Claim to the Stanislaus Area Association of Governments (SAAG) in the amount of \$891,658.00 for fiscal year 1977-78 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of May, 1977, by Councilmember Lang who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-461

A RESOLUTION APPROVING THE REQUEST OF OLAN MILLS STUDIO FOR REFUND
FOR OVERPAYMENT OF THEIR BUSINESS LICENSE TAX

BE IT RESOLVED by the Council of the City of Modesto that the request of Olan Mills Studio for refund of \$1,544.98 for overpayment of their 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 2nd day of May, 1977, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Siefkin , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mensinger

ATTEST: *Norrine Cole*
NORRINE COLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-462

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND RECREATION SYSTEMS, INC. FOR PREPARATION OF PLANS AND SPECIFICATIONS FOR THE CONSTRUCTION OF BEYER COMMUNITY 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.

for preparation of plans and specifications for the construction of Beyer Community 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 May, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-463

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ROY E. FREDRICKSEN AND ASSOCIATES FOR CONSULTING CIVIL ENGINEERING SERVICES TO THE CITY FOR THE DESIGN OF WATERLINE PROJECTS TO SUBDIVISIONS AND MISCELLANEOUS DEVELOPMENTS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Roy E. Fredricksen and Associates for consulting civil engineering services to the City for the design of waterline projects to subdivisions and miscellaneous developments (through June 30, 1977) 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 May, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-464

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MID VALLEY ENGINEERING, INC. FOR CONSULTING CIVIL ENGINEERING SERVICES TO THE CITY FOR THE DESIGN OF WATERLINE PROJECTS TO SUBDIVISIONS AND MISCELLANEOUS DEVELOPMENTS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Mid Valley Engineering, Inc.

for consulting civil engineering services to the City for the design of waterline projects to subdivisions and miscellaneous developments (through June 30, 1977) 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 May, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-465

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. 67-66 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. The Position Classification Plan of the City of Modesto is hereby amended to create one new classification as follows:

CLASSIFICATION CREATED

Water and Energy Conservationist

SECTION 2. The specifications for the classification created, as shown on the attached Exhibit "A" which is hereby made a part of this resolution by reference, are hereby approved and made a part of the Position Classification Plan.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of May, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

DEFINITION

Under general supervision, conducts water conservation program, conducts energy conservation program, conducts water cross-connection control program, conducts field investigations to determine causes of water service complaints and advises as to possible solutions; monitors pressures, flows, and proper functioning of water distribution system; samples, tests, and disinfects mains and storage tanks; and does related work as required.

EXAMPLES OF DUTIES

Provides leadership and initiation in promoting and carrying on the City's water and energy conservation program; speaks to citizen groups, uses tact and diplomacy in dealing with the general public; investigates consumers' piping systems to determine cross-connection hazards; instructs consumers regarding the installation of adequate backflow prevention devices; conducts tests to determine whether the devices are operating properly; investigates consumer complaints of water quality, pressure volume, noise, seepage or leakage; traces pipes and performs other field tests as necessary; corrects the condition or advises the consumer of possible solutions to the problem; advises the consumer on a variety of problems including size of pipes and meters required, sprinkler system sources and connections, and City customer service regulations; assembles and analyzes data, including diagrams of cross-connections, to be used in preparing reports of field work performed; collects water system samples for bacteriological analysis; may chlorinate water system and tanks; performs various duties related to the water system sanitation program.

SPECIAL REQUIREMENTS

Possession of a valid grade 3 certification from the California State Department of Health.

Possession of a valid operator's license issued by the California Department of Motor Vehicles.

DESIRABLE QUALIFICATIONS

Knowledge of:

Principles and practices of organizing and promoting a community service oriented program;
 Sanitary codes and rules of the State of California;
 Valves, fittings, and backflow prevention devices;
 Commonly accepted principles and procedures used in meeting and dealing with the public, promoting backflow prevention and water conservation programs, and investigating customer complaints;
 Hydraulic, as related to piping systems;
 Valves, fittings and energy.

and

Ability to:

Deal courteously and effectively with the public where relations may be strained;
Communicate effectively with individuals or groups to prepare clear and concise letters and reports;
Promote and administer cross-connection control, water and energy conservation programs;
Learn the sanitary laws and codes of the State of California relating to water systems;
Read street maps, water system maps, and construction plans and specifications;
Follow oral and written directions;
Operate a motor vehicle skillfully and safely;
Provide community leadership in initiating and maintaining a water and energy conservation program.

and

Experience:

Three years experience including experience in the investigation of customer complaints or in active field contact with the public.

It is desirable that one year of the experience include involvement in a community service oriented program.

Education:

Completion of the twelfth grade or its equivalent.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-466

A RESOLUTION AMENDING EXHIBIT "F" OF RESOLUTION NO. 76-858 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. 76-858. Exhibit "F" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1976-77" attached to Resolution No. 76-858, is hereby amended as shown on the amended Exhibit "F" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1976-77", which is attached hereto and made a part hereof as though set forth in full herein. Said amended Exhibit "F" adds the position of Water and Energy Conservationist, Range 125.0.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of May, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kulljian, Lang, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mensinger,

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
 1976-77
 (effective 7-6-76; amended 9-7, 10-11, 10-21, 11-1, 12-20-76, 2-7, 2-14, 3-11 & 4-25-77)

Range No.	Title of Classification
11.5	Account Clerk I
14.5	Account Clerk II
16.5	Account Clerk III
19.5	Account Clerk IV
26.0	Accountant
32.0	Accounting Administrator
26.5	Administrative Assistant (Park. & Tr.)
39.0	Airport Manager
18.5	Animal Control Officer
22.0	Assistant Building Inspector
33.0	Assistant Chief of Police
34.0	Assistant City Attorney
20.5	Assistant City Clerk
29.0	Assistant Civil Engineer
35.0	Assistant Director of Public Works
32.0	Assistant Fire Chief
26.0	Assistant Planner
22.0	Assistant Zoning Inspector
32.0	Associate Civil Engineer
29.0	Associate Planner
29.0	Battalion Chief
26.0	Budget Accountant
125.0	Building Inspector
34.5	Building Maintenance Supervisor
20.5	Building Maintenance Worker
33.0	Chief Building Official
29.0	Chief Electrician
N/A	Chief of Police
N/A	City Attorney
N/A	City Clerk and Auditor
N/A	City Manager
17.5	Civil Engineering Technician I
20.5	Civil Engineering Technician II
23.5	Civil Engineering Technician III
26.5	Civil Engineering Technician IV
20.5	Community Service Officer
19.5	Communications Dispatcher
19.5	Computer Operator
25.0	Construction Inspector

Range No.	Title of Classification
426.5	Data Processing Supervisor
427.0	Deputy City Attorney I
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 & Community Development
N/A	Director of Public Works & City Engineer
119.5	Electrical Technician
124.5	Electrician
122.0	Equipment Mechanic
120.5	Equipment Operator
426.0	Equipment Repair Shop Supervisor
119.0	Equipment Service Worker
120.5	Financial Specialist
N/A	Fire Chief
211.0	Fire Engineer
210.0	Fire Fighter
213.0	Fire Lieutenant
122.5	Heavy Equipment Operator
120.5	Housing Conservationist
432.0	Housing Program Officer
125.0	Industrial Waste Inspector
116.5	Janitor
123.0	Junior Accountant
126.0	Junior Civil Engineer
123.0	Junior Planner
113.5	Key Punch Operator
122.5	Laboratory Technician
116.5	Laborer
428.0	Lead Building Inspector
126.0	Lead Electrician
418.5	Legal Secretary
429.0	Management Assistant
429.0	Management Assistant - Risk Manager
113.5	Microfilm and Graphics Technician
120.5	Motor Sweeper Operator
424.0	Museum Supervisor

ALPHABETICAL LISTING (continued)

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<u>Range No.</u>	<u>Title of Classification</u>	<u>Range No.</u>	<u>Title of Classification</u>
122.5	Nursery Propagator	426.0	Recreation Supervisor
123.5	Office Services Clerk	125.0	Rehabilitation Specialist
120.5	Office Services Supervisor	116.5	Secretary I
117.5	Offset Duplicating Equipment Operator	418.5	Secretary II
122.5	Parking and Traffic Lead Worker	420.5	Secretary to the City Attorney
120.5	Parking and Traffic Maintenance Worker	421.5	Secretary to the City Manager
122.5	Parks Maintenance Lead Worker	426.5	Senior Building Inspector
424.5	Parks Maintenance Supervisor I	123.0	Senior Equipment Mechanic
326.5	Parks Maintenance Supervisor II	432.0	Senior Planner
122.0	Parks Maintenance Trainee	429.0	Service Division Superintendent
118.5	Parks Maintenance Worker I	114.5	Stenographer Clerk
120.5	Parks Maintenance Worker II	118.5	Storeskeeper I
432.0	Parks and Recreation Superintendent	120.5	Storeskeeper II
413.5	Personnel Clerk I	120.5	Street Trees Maintenance Worker II
416.5	Personnel Clerk II	116.5	Supervising Clerk I
420.5	Personnel Technician	119.5	Supervising Clerk II
426.0	Plan Review Engineer I	113.5	Telephone Operator-Receptionist
429.0	Plan Review Engineer II	429.0	Transit Manager
117.5	Planning Technician I	120.5	Tree Trimmer I
120.5	Planning Technician II	122.5	Tree Trimmer II
123.5	Planning Technician III	111.5	Typist Clerk I
632.0	Police Captain	113.5	Typist Clerk II
630.0	Police Lieutenant	424.5	Warehouse Supervisor
310.0	Police Officer	118.5	Wastewater Treatment Plant Attendant
117.5	Police Property Clerk	122.5	Wastewater Treatment Plant Mechanic
125.0	Police Records Supervisor	120.5	Wastewater Treatment Plant Operator I
627.0	Police Sergeant	122.5	Wastewater Treatment Plant Operator II
426.0	Programmer Analyst	426.5	Wastewater Treatment Plant Supervisor
428.0	Property Agent	125.0	Water and Energy Conservation
125.0	Public Services Inspector	432.0	Water Quality Control Superintendent
114.5	Public Services Trainee	125.0	Zoning Inspector
122.5	Public Works Lead Worker		
112.0	Public Works Maintenance Trainee		
118.5	Public Works Maintenance Worker I		
120.5	Public Works Maintenance Worker II		
424.5	Public Works Supervisor I		
426.5	Public Works Supervisor II		
120.5	Pump Maintenance Worker		
124.0	Purchasing Assistant		
429.0	Purchasing Officer		

MODESTO CITY COUNCIL
RESOLUTION NO. 77-467

A RESOLUTION APPROVING THE FINAL MAP OF THE
BLOOMFIELD NO. 2
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Bloomfield Joint Venture, a joint venture,

is *(vide)* possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 17.420 acres, known as the Bloomfield No. 2 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 18 day of November, 1975, 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 Bloomfield 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 2nd day of May, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, 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. 77-468

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND GOMES BROS. FOR A LEASE COVERING APPROXIMATELY 124+ ACRES OF THE REMOTE SEWER PONDS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Gomes Bros.

for a lease covering approximately 124+ acres of the remote sewer ponds (Lease is for 5 years and will expire 5/2/82 - Gomes to pay \$870 per year for grazing rights)

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 May, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mensinger

ATTEST: *Norrine Boyle*
NORRINE BOYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-469

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTIONS 8-3-9 AND 17-3-9 OF THE ZONING MAP (James Price)

WHEREAS, the Modesto City Planning Commission held a public hearing on April 19, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Sections 8-3-9 and 17-3-9 of the Zoning Map to rezone from R-1 to P-D, property located on the east side of Sherwood Avenue both north and south of Rumble Road

the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-75 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Sections 8-3-9 and 17-3-9 of the Zoning Map be set for May 23, 1977 at 7:30 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of May, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

ALL that certain real property situate in the Southeast quarter of Section 8, and the Northeast quarter of Section 17, 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 Northwest corner of Parcel 1, as shown on the map filed in Book 11 of Parcel Maps, at Page 1, Stanislaus County Records; thence South $0^{\circ}52'20''$ East, along the West line of said Parcel 1, a distance of 561.78 feet to a point on the center line of Rumble Road, a 60.00 foot wide public road, said point also being on a curve; thence in a Westerly direction 50.51 feet along said curve being concave to the North from which a radial line bears North $12^{\circ}40'08''$ West, thru a central angle of $2^{\circ}13'35''$ having a radius of 1300.00 feet to a point to which a radial line bears South $10^{\circ}26'33''$ East; thence South $10^{\circ}26'33''$ East, along said radial line, a distance of 30.00 feet to the Northwest corner of Parcel 1A, as shown on the map filed in Book 14 of Parcel Maps, at Page 85, Stanislaus County Records; thence along the Westerly boundary of said Parcel 1A the following two courses; 1) South $10^{\circ}10'21''$ West, 263.72 feet; 2) South $0^{\circ}47'40''$ East, 631.26 feet to a point on the centerline of Leveland Lane; thence North $88^{\circ}54'50''$ West, along said center line of Leveland Lane, a distance of 762.36 feet to an intersection with the center line of Sherwood Avenue; thence along the center line of Sherwood Avenue the following four courses; 1) North $1^{\circ}05'10''$ East, 538.06 feet to a tangent curve; 2) thence in a Northeasterly direction 580.21 feet along said tangent curve being concave to the Southeast through a central angle of $36^{\circ}56'15''$ having a radius of 900.00 feet to a point of reverse curve; 3) thence in a Northasterly direction 611.05 feet along said reverse curve being concave to the Northwest through a central angle of $38^{\circ}54'02''$ having a radius of 900.00 feet to a point of tangency, 4) thence North $0^{\circ}52'37''$ West, 0.99 feet to an intersection with the Westerly prolongation of the South line of Northwood Manor, as shown on the map filed in Book 22 of Maps, at Page 59, Stanislaus County Records; thence South $88^{\circ}59'10''$ East, along said Westerly prolongation of the South line of Northwood Manor and the South line of Northwood Manor, a distance of 441.24 feet; thence South $0^{\circ}52'20''$ East, 159.00 feet to the point of beginning.

Containing 24.889 acres

MODESTO CITY COUNCIL
RESOLUTION NO. 77-470

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 32-3-9 OF THE ZONING MAP (Dale Harter)

WHEREAS, the Modesto City Planning Commission held a public hearing on April 19, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 32-3-9 of the Zoning Map to rezone from C-1 to C-2, property located at the northerly corner of Fourth and "H" Streets

the following described property:

All of Lots 17, 18, 19, and 20 in Block 16 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.

EXCEPTING THEREFROM the Easterly 50 feet of said Lots.

Including the Northerly 40 feet of 4th Street and Northerly 40 feet of H Street all being immediately adjacent to the above described property.

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-77 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 32-3-9 of the Zoning Map be set for June 6, 1977 at 4:00 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of May, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-471

A RESOLUTION SETTING TIME AND PLACE FOR HEARING THE RECOMMENDATION OF THE PLANNING COMMISSION THAT THE REQUEST OF STANISLAUS CANNING COMPANY TO ABANDON A PORTION OF 12TH STREET BETWEEN "D" AND "B" STREETS BE DENIED

BE IT HEREBY RESOLVED by the Council of the City of Modesto that June 6, 1977, at 4:05 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 recommendation of the Planning Commission that the request of Stanislaus Canning Company to abandon a portion of 12th Street between "D" and "B" Streets be denied.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of May, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-472

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR FURNISHING 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 furnishing 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 31, 1977 at 2:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of May, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-473

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING LIQUID ANHYDROUS AMMONIA

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

SECTION 1. The plans and specifications for furnishing liquid anhydrous ammonia 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 31, 1977 at 2:15 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of May, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-474

A RESOLUTION ACCEPTING THE BID OF WESTERN PIPELINE CO. FOR CONSTRUCTION OF WATERLINES IN EASTRIDGE NO. 5

WHEREAS, Resolution No. 77-405 , adopted by the Council of the City of Modesto on April 18, 1977 , approved the plans and specifications for the construction of waterlines in Eastridge No. 5

and authorized the calling for bids, and

WHEREAS, the bids received for the construction of waterlines in Eastridge No. 5 were opened at 11:00 A.M. on May 3, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Western Pipeline Co. in the amount of \$24,643.40

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Western Pipeline Co. in the amount of \$24,643.40

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 May, 1977, by Councilmember Dunlap , who moved its adoption, which motion being duly seconded by Councilmember Siefkin , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensing, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-475

A RESOLUTION ACCEPTING THE BID OF GRISWOLD-WIGHT FOR THE PURCHASE OF ONE MID-SIZE STATION WAGON

WHEREAS, Resolution No. 77-350 , adopted by the Council of the City of Modesto on April 4, 1977 , approved the plans and specifications for the purchase of one mid-size Station Wagon

and authorized the calling for bids, and

WHEREAS, the bids received for the purchase of one mid-size Station Wagon were opened at 2:00 P.M. on April 26, 1977 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 Griswold-Wight at an estimated cost of \$5,317.53

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Griswold-Wight at an estimated cost of \$5,317.53

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 May, 1977, by Councilmember Dunlap , who moved its adoption, which motion being duly seconded by Councilmember Siefkin , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensingher, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-476

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WATERLINES IN FLINTRIDGE ESTATES NO. 3 (Joe Martin)

WHEREAS, a report has been filed by the Director of Public Works that the construction of waterlines in Flintridge Estates No. 3 has been completed by Joe Martin

in accordance with the contract agreement dated October 25, 1976.

NOW, THEREFORE, BE IT RESOLVED that the construction of waterlines in Flintridge Estates No. 3 be accepted from said contractor, Joe Martin

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$21,423.95 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 May, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-477

A RESOLUTION ACCEPTING THE CONSTRUCTION OF SPRINKLER SYSTEM IN
FIRE STATION NO. 1/ (George F. Schuler, Inc.)
BASEMENT

WHEREAS, a report has been filed by the Director of Public
Works that the construction of sprinkler system in Fire
Station No. 1 Basement
has been completed by George F. Schuler, Inc.

in accordance with the contract agreement dated February 7, 1977.

NOW, THEREFORE, BE IT RESOLVED that the construction of sprinkler
system in Fire Station No. 1 Basement
be accepted from said contractor, George F. Schuler, Inc.

that notice of completion be filed with the Recorder of Stan-
islaus County and that payment of amounts due in the amount of
\$5,925.00 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meet-
ing of the Council of the City of Modesto held on the 9th day
of May, 1977, by Councilmember Dunlap, who
moved its adoption, which motion being duly seconded by Council-
member Siefkin, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensingher, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-478

A RESOLUTION ACCEPTING THE RECOMMENDATION OF THE PLANNING COMMISSION THAT MONTCLAIR DRIVE BE OPENED TO TRAFFIC TO CARVER ROAD IN THE CITY OF MODESTO.

WHEREAS, on January 24, 1977, the City Council received and referred to the Modesto City Planning Commission a petition from residents of the Tully Manor Subdivision area requesting that Montclair Drive remain closed at its present terminus, approximately 360 feet east of Carver Road, and

WHEREAS, on March 7, 1977, the Planning Commission received a petition from residents of the Renee Manor No. 5 Subdivision area, south of Montclair Drive, supporting the extension of Montclair Drive to Carver Road, and

WHEREAS, Montclair Drive was planned and designed as a 60-foot wide collector street which was approved on tentative maps of Tully Manor No. 3, 4, 5, 6, 7 and 8 Subdivisions to extend between Tully Road and Carver Road, approximately 900 feet south of Standiford Avenue, and

WHEREAS, Montclair Drive was constructed as a 60-foot wide collector street between Tully Road and a point approximately 360 feet east of Carver Road as subdivision units were developed and is presently barricaded at that location, and

WHEREAS, the southerly 40 feet of the remaining approximately 360 feet of the street alignment was dedicated as street right-of-way as a condition of approval of a conditional use permit for construction of church facilities at the southeast corner of Montclair Drive and Carver Road, and one of the conditions of said conditional use permit was that street improvements were to be completed by April 25, 1977, and

WHEREAS, the request to maintain the present street closure was referred to affected city departments and the utility companies, and

WHEREAS, the Planning Commission discussed said matter at an informal public hearing at its meeting on March 15, 1977, at which time it adopted its Resolution No. 77-51 recommending to the City Council that Montclair Drive not be closed and that it be completed to Carver Road as previously planned for the following reasons:

1. The planned alignment of Montclair Drive as an east-west collector street between Tully Road and Carver Road approximately 900 feet south of Standiford Avenue is in accordance with General Plan standards for collector street development.
2. Existing utility lines are located in the dedicated street right-of-way of Montclair Drive which extends to Carver Road.

3. Montclair Drive is planned to be only 1/2 mile in length and is offset from other east-west collector streets at Tully Road and Carver Road and will predominantly serve only local traffic in the area.
4. If Montclair Drive is not completed to Carver Road to serve collector street needs in the area, the traffic that should have used this street will be transferred to nearby residential streets, particularly Sheldon Drive and streets connecting thereto, which were not designed or developed to serve collector street needs.

and

WHEREAS, the Council held a public hearing on May 9, 1977, on said Planning Commission recommendation that Montclair Drive not be closed and that it be completed to Carver Road as previously planned,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Montclair Drive not be closed and that it be completed to Carver Road for the reasons set forth in Planning Commission Resolution No. 77-51 and quoted above.

BE IT FURTHER RESOLVED by the Council that prior to the opening of Montclair Drive to through traffic from Tully Road to Carver Road in the City of Modesto that the following conditions shall have been accomplished:

1. That traffic studies be made by the City of Modesto to determine the additional traffic controls that may be needed to control traffic on Montclair Drive.
2. That additional traffic controls determined by said traffic studies to be needed to control traffic on Montclair Drive shall be installed before Montclair Drive is opened for through traffic from Tully Road to Carver Road.
3. That Standiford Avenue shall be improved to major street standards, including traffic signals at the Tully Road/Standiford Avenue intersection, prior to the opening of Montclair Drive to through traffic from Tully Road to Carver Road.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of May, 1977, by Councilmember Elliott, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: Kullijian, Lang

ABSENT: Councilmembers: None

ATTEST: *Norrine Boyle*
NORRINE BOYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 77-479

A RESOLUTION GRANTING THE APPEAL OF DENNIS CUMMINS TO THE FINDING BY THE ENVIRONMENTAL ASSESSMENT COMMITTEE OF THE CITY OF MODESTO THAT AN ENVIRONMENTAL IMPACT REPORT IS NECESSARY ON HIS APPLICATION DATED APRIL 18, 1977, FOR AN AMENDMENT TO THE ZONING MAP FOR PLANNED DEVELOPMENT ZONING, P-D; OVERRULING THE DECISION OF THE ENVIRONMENTAL ASSESSMENT COMMITTEE REQUIRING AN ENVIRONMENTAL IMPACT REPORT; AND ALLOWING DENNIS CUMMINS TO PROCEED WITH HIS APPLICATION FOR AN AMENDMENT TO THE ZONING MAP FOR PLANNED DEVELOPMENT ZONING, P-D.

WHEREAS, an application dated April 18, 1977, for an amendment to the Zoning Map for Planned Development Zoning, P-D, was filed with the Planning Commission by Dennis Cummins, and

WHEREAS, said application for an amendment to the Zoning Map for Planned Development Zoning, P-D, was referred to the Environmental Assessment Committee of the City of Modesto, which Committee found and determined that an Environmental Impact Report was required on the requested rezoning for Planned Development Zoning, P-D, because the rezoning could conflict with or cause a change in land use not anticipated by the General Plan and the approved neighborhood zoning and development plan and could have a cumulative impact, and

WHEREAS, on April 27, 1977, Dennis Cummins filed an appeal to the decision of the Environmental Assessment Committee with the City Clerk of the City of Modesto, which appeal was set for a public hearing by the City Council on May 9, 1977, at 7:35 o'clock p.m., at which time the Council found and determined that said appeal to the finding by the Environmental Assessment Committee that an Environmental Impact Report is required on said application for Planned Development Zoning, P-D, should be granted, and that an Environmental Impact Report is not required to be filed for the proposed project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby grants the appeal of Dennis Cummins to the decision of the Environmental Assessment Committee of the City of Modesto which found that an Environmental Impact Report was necessary on his application dated April 18, 1977, for an amendment to the Zoning Map for Planned Development Zoning, P-D.

BE IT FURTHER RESOLVED that an Environmental Impact Report is not required on the application of Dennis Cummins for an amendment to the Zoning Map for Planned Development Zoning, P-D, because the proposed project will

not conflict with or cause a change in land use not anticipated by the General Plan and the approved neighborhood zoning and development plan, and will not have a cumulative impact for the following reasons:

1. Any conflict with or change in land use not anticipated by the General Plan and the approved Sherwood Neighborhood Zoning and Development Plan of the proposed private recreational facility use will not be significant.
2. The proposed project will not have a cumulative impact because there is only one other vacant parcel adjacent to the subject property and the owners thereof have indicated their intention to develop it in conformance with the existing zoning.

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to file a certified copy of this resolution with the Stanislaus County Clerk as a negative declaration that the proposed rezoning will not have a significant effect on the environment and to publish a notice thereof one time in the Modesto Bee. Anyone wishing to respond to the finding of a negative declaration may do so within fifteen (15) days of the date of the filing of this resolution with the Stanislaus County Clerk. This response must be in writing and filed with the City Clerk, City of Modesto, P. O. Box 642, Modesto, California, 95353, and shall name the project as "R-1 to P-D - Dennis Cummins, South side of Sylvan Avenue East of McHenry Avenue" and the date of filing this resolution with the Stanislaus County Clerk.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of May, 1977, by Councilmember Elliott, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

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. 77-480

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO
APPROVING THE CONFLICT OF INTEREST CODE OF THE
OFFICE OF THE CITY MANAGER

_____ OF THE CITY OF MODESTO.

WHEREAS, by Resolution No. 77-27, the City Council, pursuant to Government Code §87300, designated the agencies of the City of Modesto required to adopt a Conflict of Interest Code, and

WHEREAS, the Office of the City Manager

_____ as a designated agency adopted and submitted a Code to the Council for review and approval, and

WHEREAS, the Council held public hearings on May 2, 1977, and May 9, 1977, 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 Office of the City Manager _____ 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 9th day of May, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: .Dunlap, Elliott, Kullijian, Lang,
Siefkin, Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-481

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO
APPROVING THE CONFLICT OF INTEREST CODE OF THE
OFFICE OF THE CITY ATTORNEY

_____ OF THE CITY OF MODESTO.

WHEREAS, by Resolution No. 77-27, the City Council, pursuant to Government Code §87300, designated the agencies of the City of Modesto required to adopt a Conflict of Interest Code, and

WHEREAS, the Office of the City Attorney
_____ as a designated agency adopted and submitted a Code to the Council for review and approval, and

WHEREAS, the Council held public hearings on May 2, 1977, and May 9, 1977, 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 Office of the City Attorney
_____ 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 9th day of May, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-482

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO
APPROVING THE CONFLICT OF INTEREST CODE OF THE
OFFICE OF THE CITY CLERK AND AUDITOR

OF THE CITY OF MODESTO.

WHEREAS, by Resolution No. 77-27, the City Council, pursuant to Government Code §87300, designated the agencies of the City of Modesto required to adopt a Conflict of Interest Code, and

WHEREAS, the Office of the City Clerk and Auditor as a designated agency adopted and submitted a Code to the Council for review and approval, and

WHEREAS, the Council held public hearings on May 2, 1977, and May 9, 1977, 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 Office of the City Clerk and Auditor 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 9th day of May, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

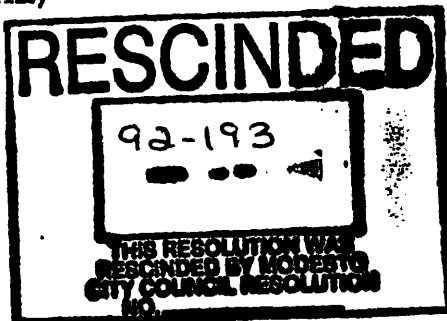
AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)



MODESTO CITY COUNCIL
RESOLUTION NO. 77-483

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO
APPROVING THE CONFLICT OF INTEREST CODE OF THE
FINANCE DEPARTMENT

_____ OF THE CITY OF MODESTO.

WHEREAS, by Resolution No. 77-27, the City Council, pursuant to Government Code §87300, designated the agencies of the City of Modesto required to adopt a Conflict of Interest Code, and

WHEREAS, the Finance Department

_____ as a designated agency adopted and submitted a Code to the Council for review and approval, and

WHEREAS, the Council held public hearings on May 2, 1977, and May 9, 1977, 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 Finance 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 9th day of May, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-484

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO
APPROVING THE CONFLICT OF INTEREST CODE OF THE
FIRE DEPARTMENT

_____ OF THE CITY OF MODESTO.

WHEREAS, by Resolution No. 77-27, the City Council, pursuant to Government Code §87300, designated the agencies of the City of Modesto required to adopt a Conflict of Interest Code, and

WHEREAS, the Fire Department

_____ as a designated agency adopted and submitted a Code to the Council for review and approval, and

WHEREAS, the Council held public hearings on May 2, 1977, and May 9, 1977, 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 Fire 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 9th day of May, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-485

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO
APPROVING THE CONFLICT OF INTEREST CODE OF THE
PARKING AND TRAFFIC DEPARTMENT

OF THE CITY OF MODESTO.

WHEREAS, by Resolution No. 77-27, the City Council, pursuant to Government Code §87300, designated the agencies of the City of Modesto required to adopt a Conflict of Interest Code, and

WHEREAS, the Parking and Traffic Department
_____ as a designated agency adopted and submitted a Code to the Council for review and approval, and

WHEREAS, the Council held public hearings on May 2, 1977, and May 9, 1977, 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 Parking and Traffic 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 9th day of May, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

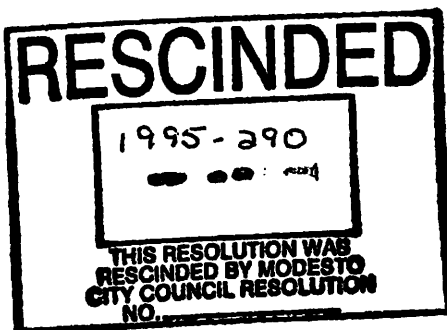
AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)



MODESTO CITY COUNCIL
RESOLUTION NO. 77-486

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO
APPROVING THE CONFLICT OF INTEREST CODE OF THE
PARKS & RECREATION DEPARTMENT

_____ OF THE CITY OF MODESTO.

WHEREAS, by Resolution No. 77-27, the City Council, pursuant to Government Code §87300, designated the agencies of the City of Modesto required to adopt a Conflict of Interest Code, and

WHEREAS, the Parks & Recreation Department

_____ as a designated agency adopted and submitted a Code to the Council for review and approval, and

WHEREAS, the Council held public hearings on May 2, 1977, and May 9, 1977, 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 Parks & Recreation 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 9th day of May, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

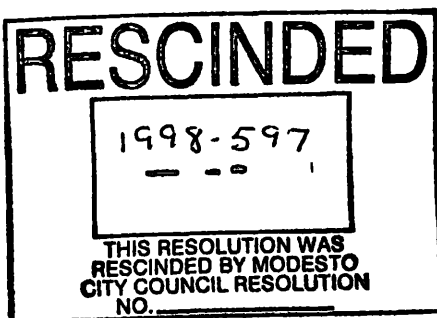
AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST: Norrine Boyle
NORRINE BOYLE, City Clerk

(SEAL)



MODESTO CITY COUNCIL
RESOLUTION NO. 77-487

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO
APPROVING THE CONFLICT OF INTEREST CODE OF THE
DEPARTMENT OF PLANNING & COMMUNITY DEVELOPMENT

_____ OF THE CITY OF MODESTO.

WHEREAS, by Resolution No. 77-27, the City Council, pursuant to Government Code §87300, designated the agencies of the City of Modesto required to adopt a Conflict of Interest Code, and

WHEREAS, the Department of Planning & Community Development as a designated agency adopted and submitted a Code to the Council for review and approval, and

WHEREAS, the Council held public hearings on May 2, 1977, and May 9, 1977, 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 Department of Planning and Community Development 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 9th day of May, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-488

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO
APPROVING THE CONFLICT OF INTEREST CODE OF THE
POLICE DEPARTMENT

_____ OF THE CITY OF MODESTO.

WHEREAS, by Resolution No. 77-27, the City Council, pursuant to Government Code §87300, designated the agencies of the City of Modesto required to adopt a Conflict of Interest Code, and

WHEREAS, the Police Department

_____ as a designated agency adopted and submitted a Code to the Council for review and approval, and

WHEREAS, the Council held public hearings on May 2, 1977, and May 9, 1977, 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 Police 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 9th day of May, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

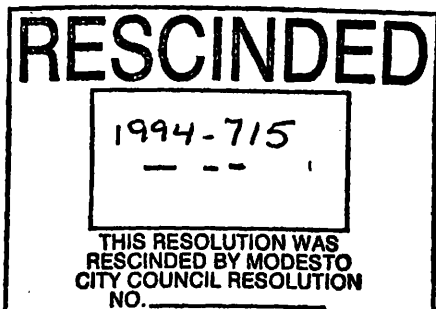
AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)



MODESTO CITY COUNCIL
RESOLUTION NO. 77-489

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO
APPROVING THE CONFLICT OF INTEREST CODE OF THE
PUBLIC WORKS DEPARTMENT

_____ OF THE CITY OF MODESTO.

WHEREAS, by Resolution No. 77-27, the City Council, pursuant to Government Code §87300, designated the agencies of the City of Modesto required to adopt a Conflict of Interest Code, and

WHEREAS, the Public Works Department

_____ as a designated agency adopted and submitted a Code to the Council for review and approval, and

WHEREAS, the Council held public hearings on May 2, 1977, and May 9, 1977, 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 Public Works 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 9th day of May, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

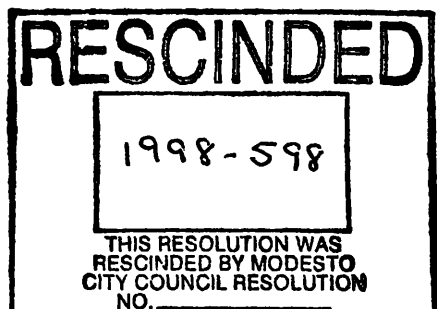
AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST: Norrine Boyle
NORRINE BOYLE, City Clerk

(SEAL)



MODESTO CITY COUNCIL
RESOLUTION NO. 77-491

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO
APPROVING THE CONFLICT OF INTEREST CODE OF THE
PLANNING COMMISSION

OF THE CITY OF MODESTO.

WHEREAS, by Resolution No. 77-27, the City Council, pursuant to Government Code §87300, designated the agencies of the City of Modesto required to adopt a Conflict of Interest Code, and

WHEREAS, the Planning Commission

as a designated agency adopted
and submitted a Code to the Council for review and approval, and

WHEREAS, the Council held public hearings on May 2, 1977, and May 9, 1977, 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 Planning Commission
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 9th day of May, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-492

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO
APPROVING THE CONFLICT OF INTEREST CODE OF THE
HOUSING ADVISORY AND APPEALS BOARD, BOARD OF APPEALS OF THE
DANGEROUS BUILDING CODE OF THE CITY OF MODESTO.

WHEREAS, by Resolution No. 77-27, the City Council, pursuant
to Government Code §87300, designated the agencies of the City of Modesto
required to adopt a Conflict of Interest Code, and

WHEREAS, the Housing Advisory and Appeals Board, Board
Code
of Appeals of the Dangerous Building / as a designated agency adopted
and submitted a Code to the Council for review and approval, and

WHEREAS, the Council held public hearings on May 2, 1977, and
May 9, 1977, 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 Housing Advisory &
Dangerous Building Code
Appeals, Board, Board of Appeals of the / 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 9th day of May, 1977,
by Councilmember Siefkin, who moved its adoption, which motion
being duly seconded by Councilmember Dunlap, was upon roll call
carried and the resolution adopted by the following vote:

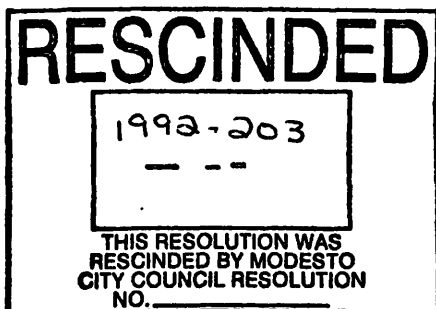
AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)



MODESTO CITY COUNCIL
RESOLUTION NO. 77-493

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO
APPROVING THE CONFLICT OF INTEREST CODE OF THE
CITIZENS HOUSING & COMMUNITY DEVELOPMENT COMMITTEE

OF THE CITY OF MODESTO.

WHEREAS, by Resolution No. 77-27, the City Council, pursuant to Government Code §87300, designated the agencies of the City of Modesto required to adopt a Conflict of Interest Code, and

WHEREAS, the Citizens Housing & Community Development Committee as a designated agency adopted and submitted a Code to the Council for review and approval, and

WHEREAS, the Council held public hearings on May 2, 1977, and May 9, 1977, 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 Citizens Housing & Community Development Committee 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 9th day of May, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-494

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO
APPROVING THE CONFLICT OF INTEREST CODE OF THE
HOUSING MAINTENANCE & COUNSELING SUBCOMMITTEE

OF THE CITY OF MODESTO.

WHEREAS, by Resolution No. 77-27, the City Council, pursuant to Government Code §87300, designated the agencies of the City of Modesto required to adopt a Conflict of Interest Code, and

WHEREAS, the Housing Maintenance and Counseling Subcommittee as a designated agency adopted and submitted a Code to the Council for review and approval, and

WHEREAS, the Council held public hearings on May 2, 1977, and May 9, 1977, 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 Housing Maintenance and Counseling Subcommittee 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 9th day of May, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

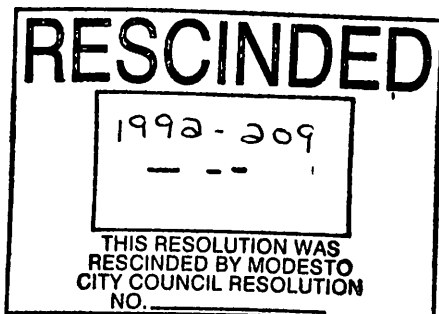
AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)



MODESTO CITY COUNCIL
RESOLUTION NO. 77-495

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO
APPROVING THE CONFLICT OF INTEREST CODE OF THE
REHABILITATION LOAN POOL SUBCOMMITTEE

_____ OF THE CITY OF MODESTO.

WHEREAS, by Resolution No. 77-27, the City Council, pursuant to Government Code §87300, designated the agencies of the City of Modesto required to adopt a Conflict of Interest Code, and

WHEREAS, the Rehabilitation Loan Pool Subcommittee _____ as a designated agency adopted and submitted a Code to the Council for review and approval, and

WHEREAS, the Council held public hearings on May 2, 1977, and May 9, 1977, 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 Rehabilitation Loan Pool Subcommittee _____ 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 9th day of May, 1977, by Councilmember Siefkin _____, who moved its adoption, which motion being duly seconded by Councilmember Dunlap _____, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-496

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO
APPROVING THE CONFLICT OF INTEREST CODE OF THE
ENVIRONMENTAL ASSESSMENT COMMITTEE

_____ OF THE CITY OF MODESTO.

WHEREAS, by Resolution No. 77-27, the City Council, pursuant to Government Code §87300, designated the agencies of the City of Modesto required to adopt a Conflict of Interest Code, and

WHEREAS, the Environmental Assessment Committee _____ as a designated agency adopted and submitted a Code to the Council for review and approval, and

WHEREAS, the Council held public hearings on May 2, 1977, and May 9, 1977, 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 Environmental Assessment Committee _____ 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 9th day of May, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

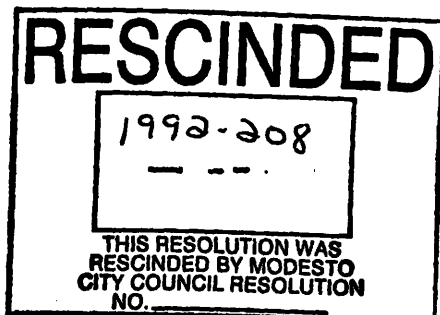
AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)



MODESTO CITY COUNCIL
RESOLUTION NO. 77-497

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO
APPROVING THE CONFLICT OF INTEREST CODE OF THE
LICENSE TAX APPEALS BOARD

_____ OF THE CITY OF MODESTO.

WHEREAS, by Resolution No. 77-27, the City Council, pursuant to Government Code §87300, designated the agencies of the City of Modesto required to adopt a Conflict of Interest Code, and

WHEREAS, the License Tax Appeals Board

_____ as a designated agency adopted and submitted a Code to the Council for review and approval, and

WHEREAS, the Council held public hearings on May 2, 1977, and May 9, 1977, 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 License Tax Appeals Board _____ 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 9th day of May, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: . Dunlap, Elliott, Kullijian, Lang, Siefkin, Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-498

A RESOLUTION AMENDING RESOLUTION NO. 77-27 ENTITLED "A RESOLUTION DESIGNATING AGENCIES OF THE CITY OF MODESTO REQUIRED TO ADOPT CONFLICT OF INTEREST CODES, ESTABLISHING A DEADLINE FOR SUBMISSION OF SAID CODES AND ADOPTING PROCEDURES FOR SUBMISSION THEREOF"

WHEREAS, by Resolution No. 77-27 adopted on January 3, 1977, the City Council designated agencies of the City of Modesto required to adopt Conflict of Interest Codes, and

WHEREAS, the City Council desires to amend said Resolution No. 77-27 entitled "A Resolution Designating Agencies of the City of Modesto Required to Adopt Conflict of Interest Codes, Establishing a Deadline for Submission of Said Codes and Adopting Procedures for Submission Thereof" to delete from Annex "A" thereof the Airport Advisory Committee as one of the boards, commissions and committees of the City of Modesto required to adopt a Conflict of Interest Code,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Resolution No. 77-27 entitled "A Resolution Designating Agencies of the City of Modesto Required to Adopt Conflict of Interest Codes, Establishing a Deadline for Submission of Said Codes and Adopting Procedures for Submission Thereof" is hereby amended to delete from Annex "A" thereof the Airport Advisory Committee as one of the boards, commissions and committees of the City of Modesto required to adopt a Conflict of Interest Code. A copy of Annex "A", as amended, is attached hereto and made a part hereof as though set forth in full herein.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of May, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap Elliott, Kullijian, Lang, Siefkin, Vice Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: Mayor Davies

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwin Johnson*
ELWIN 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

(Gov't. 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 March 10, 1977:

Office of the City Manager (including the Office of Management Services)

Office of the City Attorney

Office of the City Clerk and Auditor

Finance Department

Fire Department

Parking and Traffic Department

Parks and Recreation Department

Planning and Community Development Department

Police Department

Public Works Department

License Tax Appeals Board

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 March 10, 1977:

Board of Zoning Adjustment

Planning Commission

Board of Appeals for Housing Code and Dangerous Building Code

Citizens Housing & Community Development Committee

Housing Maintenance and Counseling Subcommittee

Rehabilitation Loan Pool Subcommittee

Environmental Assessment Committee

MODESTO CITY COUNCIL
RESOLUTION NO. 77-499

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON COSTS OF DEMOLITION OF HOUSE, OUTBUILDINGS AND FENCES AT 117 SHERMAN AVENUE, MODESTO, CALIFORNIA

BE IT HEREBY RESOLVED by the Council of the City of Modesto that June 6, 1977, at 4:10 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of costs of demolition of house, outbuildings and fences at 117 Sherman Ave., Modesto, California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of May, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-500

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND DENNIS SIMMS FOR LEASE OF FORMER SIMMS HOUSE, 645 N. McCLURE ROAD (Dry Creek Park)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Dennis Simms

for lease of former Simms House, 645 N. McClure Road (Termis from 6/1/77 to 4/30/78 - rent raised from \$130/mo to \$150/mo. - tenant to make minor repairs to roof and maintain driveways)

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 May, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensing, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-501

AMENDMENT TO

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND CALIFORNIA DENTAL SERVICE to EXTEND THE TERM OF THE AGREEMENT TO JUNE 30, 1978

BE IT HEREBY RESOLVED by the Council of the City of Modesto amendment to that the/agreement between the City of Modesto and California Dental Service for extension of term to June 30, 1978

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said/agreement amendment to 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 May, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-502

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND COUNTY OF STANISLAUS FOR COMMUNITY RECREATION FOR FISCAL YEAR 1976-77

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and County of Stanislaus for community recreation for fiscal year 1976-77 (County will allocate and transfer to the City \$31,951.61 for expenditures 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 9th day of May, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-503

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REGARDING THE 1977-78 OPERATING BUDGET, THE 1977-78 THROUGH 1980-81 CAPITAL IMPROVEMENT PROGRAM, AND THE REVENUE SHARING PROGRAM

BE IT HEREBY RESOLVED by the Council of the City of Modesto that June 13, 1977 , at 8:00 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 1977-78 Operating Budget, the 1977-78 through 1980-81 Capital Improvement Program, and the Revenue Sharing Program.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of May , 19 77 , by Councilmember Dunlap , who moved its adoption, which motion being duly seconded by Councilmember Siefkin , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-504

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND WILLIAM CARUSO AND JOHN S. CARUSO FOR SEWER SERVICE TO PROPERTY OUTSIDE THE CITY AT 1232 CROWS LANDING

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and William Caruso and John S. Caruso for sewer service to property outside the City at 1232 Crows Landing 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 May, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyne*
NORRINE COYNE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-505

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
COUNTY OF STANISLAUS FOR FIXED ROUTE TRANSIT

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and County of
Stanislaus

for fixed route transit (County to pay 15.8% of the cost - agree-
ment is retroactive to July 1, 1976, and continues thereafter on a
year-to-year basis)

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
May, 1977, by Councilmember Dunlap, who moved
its adoption, which motion being duly seconded by Councilmember
Siefkin, was upon roll call carried and the resolution adopted
by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensingher, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-506

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND NATIONAL INSTITUTE OF MUNICIPAL LAW OFFICERS TO JOIN CONSTITUTIONAL CHALLENGE TO FEDERAL UNEMPLOYMENT COMPENSATION ACT COVERAGE OF STATE AND MUNICIPAL GOVERNMENT EMPLOYEES, AND AUTHORIZING CITY OF MODESTO'S PARTICIPATION IN THE LITIGATION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and National Institute of Municipal Law Officers to join constitutional challenge to Federal Unemployment Compensation Act coverage of State and municipal government employees be, and it is hereby approved.

BE IT FURTHER RESOLVED that City of Modesto's participation in the litigation, and 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 May, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-507

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$5,000 TO PROVIDE FUNDS NEEDED FOR CITY'S CONTRIBUTION TO THE TRUST FUND

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

GENERAL FUND (101)

FROM: General Reserve (60-800-101)	\$5,000.00
TO: Unemp. Ins. Litigation (471-640-101)	\$5,000.00

(See attached memo. To be used for City's contribution to the Unemp. Insurance Litigation)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of May, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyne*
NORRINE COYNE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-508

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 18-3-9 OF THE ZONING MAP (Land Resources Development Corp.)

WHEREAS, the Modesto City Planning Commission held a public hearing on April 19, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 18-3-9 of the Zoning Map to rezone from P-0 to P-D to allow condominium office complex, property located at the northwest corner of Briggsmore Avenue and Tully Road

the following described property:

Parcel B as shown on that certain parcel map filed December 27, 1976, in Book 24 of Parcel Maps, at Page 24; being a portion of the southeast 1/4 of Section 18, Township 3 South, Range 9 East, Mount Diablo Base and Meridian.

Including also the westerly 45 feet of Tully Road adjacent to the east line of the above described property and also that portion of Briggsmore Ave. and Modesto Irrigation District Lateral No. 3 that is zoned P-0 and immediately adjacent to the south line of the above described property.

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-78 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 18-3-9 of the Zoning Map be set for June 6, 1977 at 4:15 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of May, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensing, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-509

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPEAL BY CARL E. ULRICH, JR. TO BOARD OF ZONING ADJUSTMENT DECISION REGARDING OFF-STREET PARKING

BE IT HEREBY RESOLVED by the Council of the City of Modesto that June 13, 1977 , at 7:35 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of appeal by Carl E. Ulrich, Jr. to Board of Zoning Adjustment decision regarding off-street parking.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of May , 1977 , by Councilmember Kullijian , who moved its adoption, which motion being duly seconded by Councilmember Dunlap , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-510

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF JIM MADISON AS A MEMBER OF THE CULTURE COMMISSION

WHEREAS, Jim Madison was appointed as a member of the Culture Commission on April 21, 1975; and

WHEREAS, Jim Madison has tendered his resignation as a member of the Culture Commission; and

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

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the resignation of Jim Madison as a member of the Culture Commission is hereby accepted with regret;

BE IT FURTHER RESOLVED that the Council, on its own behalf, and on behalf of the Citizens of Modesto, hereby expresses its sincere appreciation to Jim Madison 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 16th day of May, 1977, by Councilmember Dunlap , who moved its adoption, which motion being duly seconded by Councilmember Siefkin , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Cyle*
NORRINE CYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-511

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING ANNUAL REQUIREMENTS OF ROCK, SAND, AND GRAVEL

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

SECTION 1. The plans and specifications for the furnishing of rock, sand and gravel 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 7, 1977 at 2:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of May, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-512

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING ANNUAL REQUIREMENTS FOR TRAFFIC LINE PAINT

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

SECTION 1. The plans and specifications for furnishing annual requirements for traffic line paint 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 7, 1977 at 2:30 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of May, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-513

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR CONSTRUCTION OF PUMP STATION NO. 16 RELOCATION

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

SECTION 1. The plans and specifications for construction of Pump Station No. 16 Relocation 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 31, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of May, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-514

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WATERLINES IN BLUE GUM AVENUE WEST OF CARPENTER AND COLLEGE WEST NO. 1 (Joe Martin)

WHEREAS, a report has been filed by the Director of Public Works that the construction of waterlines in Blue Gum Avenue west of Carpenter and College West No. 1 has been completed by Joe Martin

in accordance with the contract agreement dated January 10, 1977.

NOW, THEREFORE, BE IT RESOLVED that the construction of waterlines in Blue Gum Avenue west of Carpenter and College West No. 1 be accepted from said contractor, Joe Martin

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$57,662.87 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 16th day of May, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-515

A RESOLUTION ACCEPTING THE CONSTRUCTION OF STREET LIGHT MODERNIZATION PHASE VII, STAGE 2 (Collins Electrical)

WHEREAS, a report has been filed by the Director of Public Works that the construction of street light Modernization Phase VII, Stage 2 has been completed by Collins Electrical

in accordance with the contract agreement dated October 4, 1976

NOW, THEREFORE, BE IT RESOLVED that the construction of street light Modernization Phase VII, Stage 2 be accepted from said contractor, Collins Electrical

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$81,906.80 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 16th day of May, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-516

A RESOLUTION ACCEPTING THE BID OF WILLIAM M. MINENI FOR CONSTRUCTION OF MISCELLANEOUS IMPROVEMENTS TO COLEMAN F. BROWN PARK AND CHRYSLER NEIGHBORHOOD PARK

WHEREAS, Resolution No. 77-404 , adopted by the Council of the City of Modesto on April 18, 1977 , approved the plans and specifications for the construction of miscellaneous improvements to Coleman F. Brown Park and Chrysler Neighborhood Park and authorized the calling for bids, and

WHEREAS, the bids received for the construction of miscellaneous improvements to Coleman F. Brown Park and Chrysler Neighborhood Park were opened at 11:00 A.M. On May 10, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of William M. Mineni in the amount of \$38,300

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of William M. Mineni in the amount of \$38,300

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 16th day of May, 1977, by Councilmember Dunlap , who moved its adoption, which motion being duly seconded by Councilmember Siefkin , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-517

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED
TERRITORY FROM THE EMPIRE
FIRE PROTECTION DISTRICT IN STANISLAUS COUNTY.

WHEREAS, a portion of the Empire

Fire Protection District in Stanislaus County was annexed to the
City of Modesto as Capitol Drive Addition
by Resolution No. 77-297 adopted on March 14,
1977, and said addition officially became a part of the City of
Modesto on March 28, 1977, 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 Empire
Fire Protection District in Stanislaus County. Said withdrawal to
be effective at 12:00 midnight on December 31, 1977.

BE IT FURTHER RESOLVED that the City Clerk be, and he 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 16th day of May, 1977, by Councilman Dunlap, who moved its adoption, which motion being duly seconded by Councilman Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: 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 S. ...
Public Works Department
EAH

CAPITOL DRIVE ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northwest quarter 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 Northeastern corner of LINCOLN NO. 4 ADDITION (345), as per map filed August 19, 1976, as Instrument 8707, Stanislaus County Records;

1. thence along the existing City Limits on a Northern line of said ADDITION (345), South $89^{\circ} 33' 08''$ West, 424.72 feet, to a Northwestern corner of said ADDITION (345), said point being on the Eastern line of LINCOLN-PENNY ADDITION (317), as per map filed April 4, 1974, as Instrument 39057, Stanislaus County Records;
2. thence along said Eastern line, North $00^{\circ} 33' 55''$ West, 330.73 feet, to a Southeastern corner of LINCOLN NO. 2 ADDITION (324), as per map filed November 19, 1974, as Instrument 19676, Stanislaus County Records;
3. thence along an Eastern line of said ADDITION (324), North $00^{\circ} 33' 55''$ West, 661.50 feet;
4. thence along a Southern line of said ADDITION (324), North $89^{\circ} 32' 49''$ East, 424.72 feet;
5. thence leaving the existing City Limits, South $00^{\circ} 33' 55''$ East, 992.27 feet, to the point of beginning, containing 9.675 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-518

A RESOLUTION DETERMINING THAT THE PUBLIC INTEREST AND CONVENIENCE REQUIRE THAT 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. (CAPITOL DRIVE ADDITION)

WHEREAS, there has been annexed to the City of Modesto on March 28, 19 77, certain territory known as Capitol Drive Addition, and

WHEREAS, the inclusion of the area contained in Capitol Drive Addition 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 Capitol Drive Addition (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. 159.

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, July 5, 19 77, at the hour of 4:00 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 judgment 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. 159.

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) 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) The Southern line of Dry Creek Drive at the East line of Lincoln Square No. 4 Subdivision.
- (2) The Northern line of Capitol Drive at the East line of Lincoln Square No. 4 Subdivision.
- (3) The Southern line of Capitol Drive at the East line of Lincoln Square No. 4 Subdivision.

Said posting shall be made not earlier than the sixtieth (60th) nor later than the thirtieth (30th) day prior to the date fixed for the hearing. Not earlier than sixty (60) 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 shown upon such roll, or (b) as such owner is otherwise known to the City Clerk 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. 159, 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 16th day of May, 1977, by Councilman Dunlap, who moved its adoption, which motion being duly seconded by Councilman Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: 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 Searles
Public Works Department
EAL

CAPITOL DRIVE ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northwest quarter 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 Northeastern corner of LINCOLN NO. 4 ADDITION (345), as per map filed August 19, 1976, as Instrument 8707, Stanislaus County Records;

1. thence along the existing City Limits on a Northern line of said ADDITION (345), South $89^{\circ} 33' 08''$ West, 424.72 feet, to a Northwestern corner of said ADDITION (345), said point being on the Eastern line of LINCOLN-PENNY ADDITION (317), as per map filed April 4, 1974, as Instrument 39057, Stanislaus County Records;
2. thence along said Eastern line, North $00^{\circ} 33' 55''$ West, 330.73 feet, to a Southeastern corner of LINCOLN NO. 2 ADDITION (324), as per map filed November 19, 1974, as Instrument 19676, Stanislaus County Records;
3. thence along an Eastern line of said ADDITION (324), North $00^{\circ} 33' 55''$ West, 661.50 feet;
4. thence along a Southern line of said ADDITION (324), North $89^{\circ} 32' 49''$ East, 424.72 feet;
5. thence leaving the existing City Limits, South $00^{\circ} 33' 55''$ East, 992.27 feet, to the point of beginning, containing 9.675 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 May 16 1977, 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 Councilman Dunlap, seconded by Councilman Siefkin, and adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: 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: May 18, 1977

Norrine Coyle
City Clerk of the City of Modesto,
California
NORRINE COYLE

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-519

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED
TERRITORY FROM THE RIVERBANK
FIRE PROTECTION DISTRICT IN STANISLAUS COUNTY.

WHEREAS, a portion of the Riverbank
Fire Protection District in Stanislaus County was annexed to the
City of Modesto as North Rexford Addition
by Ordinance No. 77-298 adopted on March 14,
1977, and said addition officially became a part of the City of
Modesto on April 26, 1977, 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 Riverbank
Fire Protection District in Stanislaus County. Said withdrawal to
be effective at 12:00 midnight on December 31, 1977.

BE IT FURTHER RESOLVED that the City Clerk be, and he 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 16th day of May, 1977, by Councilman Dunlap, who moved its adoption, which motion being duly seconded by Councilman Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: 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 Paul Campbell
Public Works Department
EAC

NORTH REXFORD ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northeast 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 Northeastern corner of SYLVAN NO. 2 ADDITION (344), as per description filed June 3, 1976, as Instrument 56264, Stanislaus County Records;

1. thence along the existing City Limits and Northern line of said ADDITION (344), North $89^{\circ} 11' 09''$ West, 659.78 feet, to the Southeastern corner of the property conveyed to Joseph J. Polich, et ux, by deed recorded May 19, 1972, as Instrument 20334, Stanislaus County Records, said point being on the center line of Rexford Drive, which is the Northeastern corner of Almond Tree Subdivision, as per map filed July 21, 1976, in Volume 26 of Maps, Page 17, Stanislaus County Records;
2. thence along the Eastern line of said Polich property, North $00^{\circ} 45' 15''$ West, 880.30 feet, to the Northeastern corner of said Polich property, said point being on the North line of Section 9;
3. thence along said North line, South $89^{\circ} 08' 12''$ East, 659.88 feet, to the North-South quarter-quarter section line of the Northeast quarter of Section 9;
4. thence along said North-South quarter-quarter section line, South $00^{\circ} 44' 55''$ East, 879.73 feet, to the point of beginning, containing 13.325 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-520

A RESOLUTION DETERMINING THAT THE PUBLIC INTEREST AND CONVENIENCE REQUIRE THAT 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. (NORTH REXFORD ADDITION)

WHEREAS, there has been annexed to the City of Modesto on April 26, 1977, certain territory known as North Rexford Addition, and

WHEREAS, the inclusion of the area contained in North Rexford Addition 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 North Rexford Addition (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. 158.

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, July 5, 1977, at the hour of 4:05 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 judgment 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. 158.

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) 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) 25 feet East of the West line of the Annexation at the South line of the Annexation.
- (2) 325 feet East of the West line of the Annexation at the South line of the Annexation.
- (3) The Southeastern corner of the Annexation.

Said posting shall be made not earlier than the sixtieth (60th) nor later than the thirtieth (30th) day prior to the date fixed for the hearing. Not earlier than sixty (60) 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 shown upon such roll, or (b) as such owner is otherwise known to the City Clerk 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. 158, 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 16th day of May, 1977, by Councilman Dunlap=, who moved its adoption, which motion being duly seconded by Councilman Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: 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 Paul Campbell
Public Works Department

EHW

NORTH REXFORD ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northeast 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 Northeastern corner of SYLVAN NO. 2 ADDITION (344), as per description filed June 3, 1976, as Instrument 56264, Stanislaus County Records;

1. thence along the existing City Limits and Northern line of said ADDITION (344), North $89^{\circ} 11' 09''$ West, 659.78 feet, to the Southeastern corner of the property conveyed to Joseph J. Polich, et ux, by deed recorded May 19, 1972, as Instrument 20334, Stanislaus County Records, said point being on the center line of Rexford Drive, which is the Northeastern corner of Almond Tree Subdivision, as per map filed July 21, 1976, in Volume 26 of Maps, Page 17, Stanislaus County Records;
2. thence along the Eastern line of said Polich property, North $00^{\circ} 45' 15''$ West, 880.30 feet, to the Northeastern corner of said Polich property, said point being on the North line of Section 9;
3. thence along said North line, South $89^{\circ} 08' 12''$ East, 659.88 feet, to the North-South quarter-quarter section line of the Northeast quarter of Section 9;
4. thence along said North-South quarter-quarter section line, South $00^{\circ} 44' 55''$ East, 879.73 feet, to the point of beginning, containing 13.325 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 May 16 19 77, 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 Councilman Dunlap, seconded by Councilman Siefkin, and adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

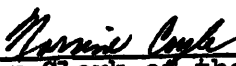
NOES: Councilmen: None

ABSENT: Councilmen: 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: May 18, 1977



City Clerk of the City of Modesto,
California
NORRINE COYLE

(SEAL)

A RESOLUTION APPROVING THE FINAL MAP OF THE
TIERRA PLAZA
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Tierra-Huff, a partnership,

is (~~are~~) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 7.704 acres, known as the Tierra Plaza Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 21 day of September, 1976, 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 Tierra Plaza 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 16th day of May, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

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. 77-522

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ABST, GROTHE & ASSOCIATES, A.I.A., FOR PLANS AND SPECIFICATIONS FOR THE DESIGN AND CONSTRUCTION OF DAVIS PARK COMMUNITY SERVICE CENTER

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Abst, Grothe & Associates, A.I.A.

for plans and specifications for the design and construction of Davis Park Community Service 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 16th day of May, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-523

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ABST, GROTHE & ASSOCIATES, A.I.A., FOR PLANS AND SPECIFICATIONS FOR THE DESIGN AND CONSTRUCTION OF DOWNEY PARK COMMUNITY SERVICE CENTER

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Abst, Grothe & Associates, A.I.A.

for plans and specifications for the design and construction of Downey Park Community Service 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 16th day of May, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-524

A RESOLUTION APPROVING ISSUANCE OF A PURCHASE ORDER FOR CONSTRUCTION
OF WATERLINES IN CHENAULT ESTATES

WHEREAS, State law allows informal bids for projects below \$5,000 but requires Council approval if the amount is over \$3,500; and

WHEREAS, informal bids were opened on May 10, 1977 for the construction of waterlines in Chenault Estates; and

WHEREAS, the low bid of \$3,849 submitted by Joe Martin is considered acceptable.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that issuance of a purchase order in the amount of \$3,849 to Joe Martin for construction of waterlines in Chenault Estates is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of May, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensingher, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-525

A RESOLUTION AUTHORIZING ISSUANCE OF A PURCHASE ORDER TO CONSTRUCT CURB AND GUTTER ON MCHENRY AVENUE

WHEREAS, the City of Modesto entered into a cooperative agreement, dated March 15, 1976, with Stanislaus County and the State of California to improve McHenry Avenue between Warren Way and Meily Way; and

WHEREAS, the cooperative agreement calls for the City of Modesto to construct approximately 525 feet of curb and gutter in this project; and

WHEREAS, the State's contractor for this job is George Reed, Inc., and the final pay quantities will be measured in the field by the State's inspector after the work is completed, but is estimated to be in the amount of \$3,806.25.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that issuance of a purchase order to George Reed, Inc., estimated to be in the amount of \$3,806.25, to construct curb and gutter on McHenry Avenue is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of May, 1977, by Councilmember Dunlap , who moved its adoption, which motion being duly seconded by Councilmember Siefkin , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-526

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND STATE OF CALIFORNIA, DEPARTMENT OF TRANSPORTATION, FOR UMTA GRANT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and State of California, Department of Transportation for UMTA grant (contract is for a \$40,001 grant - funds are a reimbursement for part of the operating expenses incurred for bus service in FY 1975-76) 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 May, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-527

A RESOLUTION APPROVING THE FINAL MAP OF THE
HILLSBORO EAST
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Irwin Steinpress and A Polly Steinpress, husband and wife,

is/ (are) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 11.613 acres, known as the Hillsboro East Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 5th day of October, 1976, 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 East 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 16th day of May, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

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. 77-528

A RESOLUTION AMENDING THE CITY OF MODESTO FINAL BUDGET FOR THE 1976-77 FISCAL YEAR TO ADJUST THE AIRPORT FUND (FUND NO. 230), THE SPECIAL AVIATION FUND (FUND NO. 306), AND THE SPECIAL FUND FOR CAPITAL OUTLAY FUND (FUND NO. 321).

WHEREAS, the City of Modesto has negotiated the purchase of property for the clear zone at the Modesto City-County Airport, and

WHEREAS, the purchase of said property was not anticipated in Fiscal Year 1976-77, and

WHEREAS, revenue was not estimated for the acquisition of said property in the City of Modesto Final Budget for the 1976-77 fiscal year, and

WHEREAS, the total cost of said property is \$97,095, and

WHEREAS, funding of the total cost of said property is as follows:

Federal Aviation Agency	\$ 73,947
State of California	5,338
Stanislaus County	8,905
City of Modesto	<u>8,905</u>
	\$ 97,095

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the following changes be made in the Airport Fund (Fund No. 230), the Special Aviation Fund (Fund No. 306) and the Special Fund for Capital Outlay (Fund No. 321) in the City of Modesto Final Budget for the 1976-77 fiscal year:

Airport Fund (Fund 230)

1. The amount of \$359,909 now estimated as revenue in Account No. 255, Federal Aviation Grant, be increased \$73,947 to \$433,856.
2. The amount of \$11,607 now appropriated in the capital outlay Account No. 6488, Clear Zone Acquisition, be increased by \$97,605 to \$108,672.
3. The amount of \$52,806 now estimated as revenue in Account No. 941, Interfund Transfer In, be increased by \$23,148 to \$75,954.

Special Aviation Fund (Fund No. 306)

1. The amount of \$11,760 now estimated as revenue in Account No. 223, County Airport Apportionment, be increased \$8,905 to \$20,665.
2. The amount of \$20,284 now estimated as revenue in Account No. 270, State Grant, be increased \$5,338 to \$25,622.
3. The amount of \$20,762 now estimated as revenue in Account No. 941, Interfund Transfer In, be increased \$8,905 to \$29,667.

4. The amount of \$52,806 now appropriated in the expenditure Account No. 940, Interfund Transfer Out, be increased \$23,148 to \$75,954.

Special Fund for Capital Outlay (Fund 321)

1. The amount of \$50,420 now appropriated in Department 800, Account No. 60, General Reserve, be decreased \$8,905 to \$41,515.

2. The amount of \$32,762 now appropriated in Department 900, Account No. 940, Interfund Transfer Out, be increased \$8,905 to \$41,667.

BE IT FURTHER RESOLVED that the Director of Finance is hereby authorized to implement the provisions of this policy.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of May, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

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. 77-529

RE

A RESOLUTION/APPOINTING MEMBERS OF THE BOARD OF APPEALS, DANGEROUS BUILDING CODE AND HOUSING CODE (J. E. Brady and J. D. Grothe)

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} ~~is~~ hereby appointed to the Board of Appeals, Dangerous Building Code and ^{Housing Code} / for the respective term as indicated: (Terms expiring January 1, 1981)

J. E. Brady
1908 Rockford Ave.
Modesto, CA 95350

J. D. Grothe
1630 Bronson Ave.
Modesto, CA 95350

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly ^{re} / appointed members of the Board of Appeals, Dangerous Building Code and Housing ^{Code 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 May 1977, by Councilmember Mensinger, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

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

MODESTO CITY COUNCIL
RESOLUTION NO. 77-531

RE

A RESOLUTION/APPOINTING MEMBERS OF THE HUMAN RIGHTS COMMISSION FOR TERMS EXPIRING MAY 1, 1981 (Beatrice Colton, Salvador Morales, Cornelius Nabors)

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} ~~is~~ hereby appointed to the Human Rights Commission for the respective term as indicated: (Terms expiring May 1, 1981)

Beatrice Colton 900 Brady Ave. Modesto, CA 95350	Salvador Morales 1968 Debonaire Modesto, CA 95350	Cornelius Nabors 2420 Peppermint Dr. Modesto, CA 95355
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SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly ^{re} appointed members of the Human Rights 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 16th day of May, 1977, by Councilmember Mensinger, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

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

MODESTO CITY COUNCIL
RESOLUTION NO. 77-532

A RESOLUTION APPOINTING JAMES BIEVER AS VICE CHAIRMAN OF THE HUMAN RIGHTS COMMISSION

BE IT RESOLVED by the Council of the City of Modesto that James Biever is hereby appointed as Vice Chairman of the Human Rights Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of May, 1977, by Councilmember Mensinger, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-534

A RESOLUTION REAPPOINTING MEMBERS OF THE FARM-CITY ADVISORY COMMITTEE FOR TERMS EXPIRING MAY 1, 1980 (PAUL LAVINE, HAROLD JOLLIFF, BILL ULM), AND REAPPOINTING MEMBERS FOR TERMS EXPIRING MAY 1, 1981 (SHERMAN BOONE, JOHN DEBOER, JOE KOLLMEYER)

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 reappointed to the Farm-City Advisory Committee for terms expiring May 1, 1980:

Paul D. LaVine
3016 Old Oakdale Rd.
Modesto, CA 95350

Harold Jolliff
7131 Beckwith Road
Modesto, CA 95351

William C. Ulm
5500 Maze Boulevard
Modesto, CA 95351

SECTION 2. The following persons are hereby reappointed to the Farm-City Advisory Committee for terms expiring May 1, 1981:

Sherman Boone
5736 N. Sperry Rd.
Denair, CA 95316

John C. DeBoer
5967 Hinds Road
Oakdale, CA 95361

Joe Kollmeyer
805 Charles
Modesto, CA 95350

SECTION 3. The City Clerk is hereby directed to transmit a copy of this resolution to the newly 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 May, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-535

A RESOLUTION APPOINTING COUNCILMEMBER RICHARD LANG TO THE ECONOMIC
DEVELOPMENT ACT COMMITTEE

BE IT RESOLVED by the Council of the City of Modesto that
Councilmember Richard Lang is hereby appointed to the Economic
Development Act Committee.

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 16th day of May, 1977,
by Councilmember Kullijian, who moved its adoption, which motion being
duly seconded by Councilmember Siefkin, was upon roll call carried
and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensingher, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:



NORRINE COYNE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-536

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPEAL BY DONALD BRONZICH OF DECISION OF THE PUBLIC WORKS DEPARTMENT CONCERNING HIS DRIVEWAY APPROACH, 718 AUBURN STREET

BE IT HEREBY RESOLVED by the Council of the City of Modesto that June 27, 1977, at 7:35 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of appeal by Donald Bronzich of decision of the Public Works Department concerning his driveway approach, 718 Auburn Street

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of May, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mensingher

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-537

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPEAL BY WEEKS REAL ESTATE TO THE PLANNING COMMISSION'S DENIAL OF REQUEST FOR REZONING FROM R-2 TO P-0, PROPERTY ON THE SOUTH SIDE OF SYLVAN AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that June 27, 1977 , 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 appeal by Weeks Real Estate to the Planning Commission's denial of request for rezoning from R-2 to P-0, property on the south side of Sylvan Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of May , 19 77 , by Councilmember Dunlap , who moved its adoption, which motion being duly seconded by Councilmember Siefkin , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Mensinger

ATTEST: Norrine Coyze
NORRINE COYZE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-538

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF JAMES MORGENSON AS A MEMBER OF THE PERSONNEL COMMISSION, EFFECTIVE MAY 12, 1977

WHEREAS, James Morgenson was appointed as a member of the Personnel Commission on June 4, 1973; and

WHEREAS, James Morgenson has tendered his resignation as a member of the Personnel Commission, effective May 12, 1977; and

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

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the resignation of James Morgenson as a member of the Personnel Commission is hereby accepted with regret;

BE IT FURTHER RESOLVED that the Council, on its own behalf, and on behalf of the Citizens of Modesto, hereby expresses its sincere appreciation to James Morgenson 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 23rd day of May, 1977, by Councilmember Dunlap , who moved its adoption, which motion being duly seconded by Councilmember Siefkin , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Mensinger

ATTEST: *Norrine Coyze*
NORRINE COYZE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-539

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST BY HISCHIER NURSERY FOR A VARIANCE ON THE DRIVEWAYS AT 310 and 314 W. GRANGER AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that June 20, 1977, at 4:20 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of request by Hischier Nursery for a variance on the driveways at 310 and 314 W. Granger Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of May, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-540

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR FURNISHING ONE AUTOMATIC FEED-CHECK ENDORSER

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

SECTION 1. The plans and specifications for furnishing one automatic feed-check endorser 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, 601 11th Street, in the City of Modesto, on June 14, 1977 at 2:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of May 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-541

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR FURNISHING ANNUAL REQUIREMENTS OF DRY-CELL BATTERIES

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

SECTION 1. The plans and specifications for furnishing annual requirements of dry-cell batteries 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 14, 1977 at 2:30 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of May 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-542

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING ANNUAL LAMP REQUIREMENTS

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

SECTION 1. The plans and specifications for furnishing annual lamp 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 14, 1977 at 2:45 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of May 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-543

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR FURNISHING SEASONAL REQUIREMENTS OF STEROID SAPONIN

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

SECTION 1. The plans and specifications for furnishing seasonal requirements of steroid saponin 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 21, 1977 at 2:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of May 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-544

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR FURNISHING TWO LIGHT UTILITY PICKUP TRUCKS

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

SECTION 1. The plans and specifications for furnishing two light utility pickup 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 June 14, 1977 at 2:15 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of May 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mensingher

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-545

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR CONSTRUCTION OF AN ACCESS ROAD INTO E. LA LOMA PARK

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

SECTION 1. The plans and specifications for construction of an access road into E. La Loma 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 June 14, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of May 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Mensinger

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-546

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR CONSTRUCTION OF THOUSAND OAKS PARK LIGHTING

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

SECTION 1. The plans and specifications for construction of Thousand Oaks Park Lighting 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 14, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of May 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-547

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR INSTALLATION OF A NEW STAIRWAY AT FIRE STATION NO. 1

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

SECTION 1. The plans and specifications for the installation of a new stairway at Fire Station No. 1 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 7, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of May 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mensingher

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-548

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF WATERLINE EXTENSION IN McHENRY AVENUE BETWEEN WOODROW AVENUE AND 470' SOUTH

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

SECTION 1. The plans and specifications for construction of waterline extension in McHenry Avenue between Woodrow Avenue and 470' south 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 7, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of May 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-549

A RESOLUTION ACCEPTING THE BID OF OSTERBERG AND STEWART FOR DRILLING, CASING, TESTING, AND DEVELOPMENT OF ONE DEEP WELL - WELL NO. 43

WHEREAS, Resolution No. 77-446 , adopted by the Council of the City of Modesto on May 2, 1977 , approved the plans and specifications for the drilling, casing, testing, and development of one deep well, Well No. 43 and authorized the calling for bids, and

WHEREAS, the bids received for the drilling, casing, testing and development of one deep well, Well No. 43 were opened at 11:00 A.M. on May 17, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Osterberg and Stewart in the amount of \$19,715.70

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Osterberg and Stewart in the amount of \$19,715.70

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 23rd day of May 19 77 , by Councilmember Dunlap , who moved its adoption, which motion being duly seconded by Councilmember Siefkin , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Mensinger

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-550

A RESOLUTION ACCEPTING THE CONSTRUCTION OF PLAYGROUND EQUIPMENT AT C. F. BROWN AND CHRYSLER PARKS (Bibens Nursery)

WHEREAS, a report has been filed by the Director of Public Works that the construction of playground equipment at C. F. Brown and Chrysler Parks has been completed by Bibens Nursery

in accordance with the contract agreement dated January 10, 1977

NOW, THEREFORE, BE IT RESOLVED that the construction of playground equipment at C. F. Brown and Chrysler Parks be accepted from said contractor, Bibens Nursery

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$26,800.00 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 23rd day of May, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Mensinger

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-551

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO ANNEXING TERRITORY TO THE MODESTO MUNICIPAL SEWER DISTRICT NO. 1 AND FIXING AND DETERMINING ITS BOUNDARIES. (MC HENRY-SYLVAN NO. 2)

WHEREAS, the Council (herein called the "Council") of the City of Modesto (herein called the "City") heretofore on August 15, 1966, duly adopted Resolution No. 66-543, which was recorded in the office of the County Recorder of Stanislaus County on August 16, 1966, and which established the Modesto Municipal Sewer District No. 1, and

WHEREAS, the Council heretofore on April 4, 1977, duly adopted Resolution No. 77-373 (herein called the "resolution") determining that the public interest and convenience require that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 157 be annexed to the Modesto Municipal Sewer District No. 1, setting forth a general description of the area proposed to be annexed, and naming a time and place for hearing on annexation of the territory proposed to be annexed and providing for notice thereof, and

WHEREAS, the resolution, together with the names of the members of the Council voting for and against it, was posted, mailed to property owners in the area proposed to be annexed and published in the time, form and manner required by the resolution and by the Community Facilities Law of 1911 (California Health and Safety Code Section 4600, et seq., herein called the "law") as evidenced by the affidavit of posting and mailing and the affidavit of publication of the resolution on file in the office of the City Clerk, and

WHEREAS, on Monday, May 23, 1977, at the hour of 7:30 P.M., at the Council Chambers, City Hall, 801 11th Street, Modesto, California, said hearing was duly held and no objections were presented to the Council to the annexation of the area proposed to be annexed or to the inclusion of any lands in the District except:

No objections.

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

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 157 to the Modesto Municipal Sewer District No. 1 or to the inclusion of any lands in said annexation are hereby overruled.

SECTION 2. The Council hereby determines that no territory or land is included within the boundaries of the territory proposed to be annexed to said Modesto Municipal Sewer District No. 1 which will not be benefited by said district.

SECTION 3. The Council hereby annexes that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 157 to the Modesto Municipal Sewer District No. 1.

SECTION 4. The boundaries of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 157, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as attached hereto and made a part hereof as though set forth in full herein.

SECTION 5. This resolution is adopted and all proceedings for the annexation of territory to the District shall be taken, pursuant to the law.

SECTION 6. A certified copy of this resolution shall be recorded in the office of the County Recorder of Stanislaus County. Upon such recordation, the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 157, shall be deemed annexed to the Modesto Municipal Sewer District No. 1. Certified copies of this resolution, certified by the City Clerk, together with a map or plat showing the boundaries of the territory annexed, shall be filed by the City Clerk with the County Assessor of Stanislaus County, the County Clerk of Stanislaus County and the State Board of Equalization, Sacramento, California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of May, 1977, by Councilman Dunlap, who moved its adoption, which motion being duly seconded by Councilman Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: 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 Ross Campbell
Public Works Department
FAH

McHENRY-SYLVAN NO. 2 ADDITION

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 Southeastern corner of McHENRY-STANDIFORD ADDITION (316), as per map filed March 6, 1974, as Instrument 34748, Stanislaus County Records, and the Northeastern corner of STANDIFORD ADDITION (264), as per description filed November 3, 1970, as Instrument 36118, Stanislaus County Records, said point being the intersection of the West line of Section 9 with the East-West quarter section line of Section 9, said point also being the intersection of the center line of 110.00 foot McHenry Avenue with the center line of 40.00 foot Sylvan Avenue:

1. thence along the existing City Limits on the boundary of said ADDITION (264) and said center line of 110.00 foot McHenry Avenue, said center line being the West line of Section 9, South $00^{\circ} 45' 50''$ East, 448.44 feet, to the Northeastern corner of McHENRY-WOODROW ADDITION (329), as per description filed April 11, 1975, as Instrument 39204, Stanislaus County Records;
2. thence along the Eastern line of said ADDITION (329) and continuing along said center line of 110.00 foot McHenry Avenue, South $00^{\circ} 45' 50''$ East, 877.01 feet, to a Northwestern corner of McHENRY ADDITION (241), as per map filed October 9, 1969, as Instrument 33951, Stanislaus County Records, said point being the intersection of the center lines of 110.00 foot McHenry Avenue and 60.00 foot Robin Hood Drive;
3. thence along a Northern line of said ADDITION (241) and the center line of said 60.00 foot Robin Hood Drive, South $89^{\circ} 18' 20''$ East, 61.11 feet, to a point on a tangent curve;
4. thence along said tangent curve concave to the Southwest, having a Radius of 670.00 feet, a Central Angle of $11^{\circ} 05' 35''$, and an Arc Length of 129.72 feet;
5. thence leaving the existing City Limits and continuing along said tangent curve concave to the Southwest, having a Radius of 670.00 feet, a Central Angle of $02^{\circ} 00' 05''$, and an Arc Length of 23.40 feet, to a point on said curve from which a radial line bears North $13^{\circ} 47' 20''$ East;
6. thence along the radial line of said tangent curve, North $13^{\circ} 47' 20''$ East, 30.00 feet, to the Northern line of 60.00 foot Robin Hood Drive;
7. thence North $00^{\circ} 45' 50''$ West, 186.11 feet;
8. thence South $89^{\circ} 18' 20''$ East, 155.00 feet;
9. thence North $00^{\circ} 41' 30''$ West, 132.00 feet;
10. thence South $89^{\circ} 18' 20''$ East, 25.00 feet;
11. thence North $00^{\circ} 45' 50''$ West, 132.50 feet, to a Northwestern corner of Sylvan Glen, as per map filed August 4, 1968, in Volume 20 of Maps, Page 81, Stanislaus County Records;
12. thence North $89^{\circ} 07' 50''$ East, 259.82 feet, to the Northeastern corner of said Sylvan Glen Subdivision, which is on the Western line of Robin Hood Estates as per map filed May 31, 1962 in Volume 20 of Maps, Page 15, Stanislaus County Records;
13. thence along said Western line, North $00^{\circ} 45' 50''$ West, 854.45 feet, to a point on the existing City Limits, said point being on the Southern line of McHENRY - SYLVAN ADDITION (276), as per description filed October 15, 1971, as Instrument 39501, Stanislaus County Records;
14. thence along the existing City Limits on said Southern line, said Southern line being the center line of 40.00 foot Sylvan Avenue and the East-West quarter section line of Section 9, North $89^{\circ} 10' 35''$ West, 660.11 feet, to the point of beginning, containing 16.414 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 May 23 1977, 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 Councilman Dunlap, seconded by Councilman Kullijian, and adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Mayor Davies

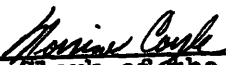
NOES: Councilmen: None

ABSENT: Councilmen: Mensinger

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: May 24, 1977



City Clerk of the City of Modesto,
California
NORRINE COYLE

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-552

A RESOLUTION APPROVING GRANT OF EASEMENT AND AGREEMENT FOR DRY CREEK PARK (DAVID E. GALLO AND MARY C. GALLO)

WHEREAS, David E. Gallo and Mary C. Gallo have offered to enter into an agreement and grant to the City of Modesto an easement for Dry Creek Park; and

WHEREAS, said easement is located adjacent to and south of Dry Creek, immediately west of Claus Road; and

WHEREAS, the City of Modesto is willing to enter into said agreement and accept said easement.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves said Grant of Easement and Agreement for an easement for Dry Creek Park and authorizes the execution of said agreement by the City Manager and attestation by the City Clerk and recordation thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of May, 1977, by Councilmember Elliott, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-553

A RESOLUTION EXPRESSING APPRECIATION TO DAVID AND MARY GALLO FOR GRANT OF EASEMENT AS A PART OF DRY CREEK PARK

WHEREAS, the City of Modesto is interested in securing land for expanding Dry Creek Park; and

WHEREAS, the City never has enough money to do all the things that need to be done; and

WHEREAS, David E. and Mary C. Gallo have generously offered to give the City of Modesto an easement across their property for addition to the Dry Creek Park;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the offer of David E. and Mary C. Gallo be accepted with deep appreciation; and

BE IT FURTHER RESOLVED that David E. and Mary C. Gallo are hereby commended for their outstanding community spirit and philanthropy.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of May, 1977, by Councilmember Elliott, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77- 554

A RESOLUTION ESTABLISHING LIMITATIONS ON THE USE OF WATER FROM THE MUNICIPAL WATER SYSTEM DURING THE MONTHS OF JUNE, JULY, AUGUST, SEPTEMBER AND OCTOBER 1977.

WHEREAS, the State of California is experiencing a drought, and

WHEREAS, the conservation of 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 review the local water supply situation and take those steps necessary to help insure 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 through October, 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 7 p. m. from June through October, 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 3 p. m. and 9 p. m. of each day during the months of June, July, August, September and October 1977.

2. Violations of the above prohibition are declared to be a waste of water and shall be handled by the Director of Public Works 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 23rd day of May, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies
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. 77-555

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND LILA HUFF TO OPERATE THE FOOD CONCESSION AT THE DRYDEN GOLF COURSE CLUBHOUSE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Lila Huff

for operation of the food concession at the Dryden Golf Course Clubhouse (period of 5 years starting 6/1/77 through 5/31/82) 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 May, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Mensinger

ATTEST: *Norrine Coyze*
NORRINE COYZE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-556

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND SENIOR OPPORTUNITY SERVICE PROGRAM FOR GRANT FOR PROVIDING TRANSPORTATION AND ESCORT SERVICE IN MODESTO FOR THOSE OVER AGE SIXTY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Senior Opportunity Service Program for a grant for providing transportation and escort service in Modesto for those over age sixty. (1/1/77 through 6/30/77) \$2,700 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 May, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-557

A RESOLUTION GRANTING ST. PAUL'S EPISCOPAL CHURCH PERMISSION TO INSTALL A WELL AND HEAT PUMP SYSTEM TO A PROPOSED ADDITION TO THE CHURCH COMPLEX ON OAKDALE ROAD

WHEREAS, in a letter dated April 7, 1977 from Duane D. Stone and Associates, St. Paul's Episcopal Church requests permission to install a well and heat pump system in a proposed addition to the church complex on Oakdale Road; and

WHEREAS, in a memo dated May 9, 1977, the Director of Public Works states that the Public Works Department has investigated the applicant's request and recommends permission be granted to install a well and the heat pump system subject to certain conditions:

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

- A. Water from the supply well will not be used for domestic purposes, or for irrigation. The water supply for the church, other than used in the heat pump system, will be from the City of Modesto water system.
- B. All return water from the heat pump system shall be discharged into a well and no such discharge shall enter the sanitary sewer system, be used for irrigation, or for any domestic purpose.
- C. The applicant understands there are risks involved regarding the exact geological conditions underlying church property and the City gives no assurance whatsoever of the adequacy of the water supply or the efficacy of the proposed system.
- D. That the applicant obtain permission of the County Health Officer for the return well as provided in Section 5-1.502 of the Modesto Municipal Code.
- E. The City may revoke permission to operate either the supply or the return well or both if potential or actual problems arise.
- F. Prior to construction, the applicant obtain building permits, plumbing permits, and other necessary permits from the City of Modesto Building Inspection Division.
- G. That the applicant operate the system in accordance with rules specified or that may be specified by the State Regional Water Quality Control Board.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of May, 1977, by Councilmember Dunlap , who moved its adoption, which

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

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-558
LEASE

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND SWIFT AIRE LINES FOR SERVICE TO MODESTO CITY-COUNTY AIRPORT/HARRY SHAM FIELD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Swift Aire Lines for service to Modesto City-County Airport/Harry Sham Field (from June 1, 1977 to June 30, 1980) 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 May, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mensingher

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-559

A RESOLUTION APPROVING THE FINAL MAP OF THE
PIONEER VILLAGE NO. 1
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, James Horn Construction Company, a California corporation,

is (~~446~~) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 12.587 acres, known as the Pioneer Village No. 1 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 17 day of November, 1976, 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 Pioneer Village No. 1 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 23rd day of May, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Mayor Davies
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. 77-560

A RESOLUTION ACCEPTING IMPROVEMENTS IN MONTECITO PARK SUBDIVISION AND
AUTHORIZING RELEASE OF INSTRUMENTS OF CREDIT

WHEREAS, Norman J. Winsor and Lola Jean Winsor, husband and wife,
and Fritz Hutcheson and Betty L. Hutcheson, husband and wife, individuals,
subdividers of Montecito Park subdivision, have filed Instruments of
Credit for faithful performance and labor and materials in the amount
of \$289,800 and \$144,900 respectively to guarantee improvements in
Montecito Park subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated May
18, 1977 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 Montecito Park subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Instrument of
Credit for faithful performance in the amount of \$289,800 upon recorda-
tion of notice of completion.
3. The City Clerk is hereby authorized to release the Instrument of
Credit for labor and materials in amount of \$144,900 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 23rd day of May, 1977,
by Councilmember Dunlap , who moved its adoption, which motion being
duly seconded by Councilmember Siefkin , was upon roll call carried
and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mensingher

ATTEST: 
NORRINE COYNE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-561

A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO CONSIDER REVISION
TO FEES FOR DEVELOPMENT APPLICATIONS

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that June 20, 1977, 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 revision to fees for
Development Applications.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 23rd day of
May, 1977, by Councilmember Dunlap, who moved
its adoption, which motion being duly seconded by Councilmember
Siefkin, was upon roll call carried and the resolution adopted
by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Mensinger

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-562

A RESOLUTION REJECTING APPLICATION FOR LEAVE TO PRESENT LATE CLAIM ON BEHALF OF CLAIMANT, EUGENE BOYD, JR., RECEIVED IN THE OFFICE OF THE CITY CLERK, CITY OF MODESTO

WHEREAS, an application for leave to present late claim on behalf of claimant, Eugene Boyd, Jr., against the City of Modesto was received on May 20, 1977 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, Eugene Boyd, Jr., against the City of Modesto, received on May 20, 1977 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 6th day of June, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mensingher

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-563

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF RAYMOND WHITGROVE AS A MEMBER OF THE PERSONNEL COMMISSION, EFFECTIVE MAY 31, 1977

WHEREAS, Raymond Whitgrove was appointed as a member of the Personnel Commission on November 5, 1973; and

WHEREAS, Raymond Whitgrove has tendered his resignation as a member of the Personnel Commission, effective May 31, 1977; and

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

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the resignation of Raymond Whitgrove as a member of the Personnel Commission is hereby accepted with regret;

BE IT FURTHER RESOLVED that the Council, on its own behalf, and on behalf of the Citizens of Modesto, hereby expresses its sincere appreciation to Raymond Whitgrove 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 June, 1977, by Councilmember Siefkin , who moved its adoption, which motion being duly seconded by Councilmember Kullijian , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-564

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR FURNISHING TEN POLICE PORTABLE RADIOS

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

SECTION 1. The plans and specifications for furnishing ten police 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 June 21, 1977 at 2:30 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of June, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-565

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR FURNISHING ONE WORD PROCESSING SYSTEM

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

SECTION 1. The plans and specifications for furnishing one word processing 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 June 21, 1977 at 2:45 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of June, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mensingher

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-566

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF WATERLINES IN E STREET, BURNEY STREET, WALDEN STREET, JAMES STREET, JENNIE STREET AND GROVELAND STREET

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

SECTION 1. The plans and specifications for construction of waterlines in E Street, Burney Street, Walden Street, James Street, Jennie Street and Groveland Street 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 21, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of June, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mensingher

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-567

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF WATERLINES IN SYLVAN MEADOWS EAST NO. 4, SYLVAN MEADOWS EAST NO. 5, VINTAGE FAIRE NO. 2 AND WOODGLEN PARK NO. 2

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

SECTION 1. The plans and specifications for construction of waterlines in Sylvan Meadows East No. 4, Sylvan Meadows East No. 5, Vintage Faire No. 2 and Woodglen Park 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 21, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of June, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mensingher

ATTEST: Norrine Coyze
NORRINE COYZE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-568

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR FURNISHING POLICE VEHICLE EMERGENCY LIGHT BAR AND SOUND
SYSTEM EQUIPMENT

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

SECTION 1. The plans and specifications for furnishing police vehicle emergency light bar and sound system 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 June 21, 1977 at 2:15 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of June, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-569

A RESOLUTION ACCEPTING THE BID OF ALBERT M. BIEHL FOR INSTALLATION
OF IRRIGATION SYSTEM AT THOUSAND OAKS PARK

WHEREAS, Resolution No. 77-449 , adopted by the Council of the
City of Modesto on May 2, 1977 , approved the plans and speci-
fications for the installation of irrigation system at Thousand Oaks
Park

and authorized the calling for bids, and

WHEREAS, the bids received for the installation of irrigation
system at Thousand Oaks Park
were opened at 11:00 A.M. on May 24, 1977 and later tabulated
by the Director of Public Works for the consideration of the
Council, and

WHEREAS, the Director of Public Works has recommended that
the bid of Albert M. Biehl in the amount of \$13,411.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of Albert M. Biehl in the amount of \$13,411.00

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 6th day of June,
19 77 , by Councilmember Siefkin , who moved its adoption, which
motion being duly seconded by Councilmember Kullijian , was upon roll
call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-570

A RESOLUTION ACCEPTING THE BID OF BIBENS NURSERY CO. FOR THE INSTALLATION OF IRRIGATION SYSTEMS AND LANDSCAPING AT REVAR D PARK

WHEREAS, Resolution No. 77-448 , adopted by the Council of the City of Modesto on May 2, 1977 , approved the plans and specifications for the installation of irrigation systems and landscaping at Revard Park

and authorized the calling for bids, and

WHEREAS, the bids received for the installation of irrigation systems and landscaping at Revard Park were opened at 11:30 A.M. on May 24, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Bibens Nursery Co. in the amount of \$33,043.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Bibens Nursery Co. in the amount of \$33,043.00

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 6th day of June, 1977, by Councilmember Siefkin , who moved its adoption, which motion being duly seconded by Councilmember Kullijian , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-571

A RESOLUTION ACCEPTING THE BID OF ALBERT M. BIEHL FOR THE INSTALLATION OF IRRIGATION SYSTEMS AND LANDSCAPING AT BRIGGSMORE AND PRESCOTT

WHEREAS, Resolution No. 77-450 , adopted by the Council of the City of Modesto on May 2, 1977 , approved the plans and specifications for the installation of irrigation systems and landscaping at Briggsmore and Prescott and authorized the calling for bids, and

WHEREAS, the bids received for the installation of irrigation systems and landscaping at Briggsmore and Prescott were opened at 11:15 A.M. on May 24, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Albert M. Biehl in the amount of \$24,846.00 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Albert M. Biehl in the amount of \$24,846.00 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 6th day of June, 1977, by Councilmember Siefkin , who moved its adoption, which motion being duly seconded by Councilmember Kullijian , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Mensinger

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-572

A RESOLUTION ACCEPTING THE BID OF INDUSTRIAL ELECTRICAL COMPANY OF
MODIFYING TRAFFIC SIGNALS ON DALE AT VINTAGE FAIRE DRIVEWAY

WHEREAS, Resolution No. 77-430 , adopted by the Council of the City of Modesto on April 25, 1977 , approved the plans and specifications for the modifying traffic signals on Dale Road at the Vintage Faire shopping center and authorized the calling for bids, and

WHEREAS, the bids received for the modifying of traffic signals on Dale Road at the Vintage Faire shopping center were opened at 2:00 P.M. on May 24, 1977 and later tabulated by the Director of Parking & Traffic for the consideration of the Council, and

WHEREAS, the Director of Parking & Traffic has recommended that the bid of Industrial Electrical Co. in the amount of \$12,800 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Industrial Electrical Co. in the amount of \$12,800 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 6th day of June, 1977, by Councilmember Siefkin , who moved its adoption, which motion being duly seconded by Councilmember Kullijian , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-573

A RESOLUTION ACCEPTING THE BID OF GEORGE REED, INC. FOR FURNISHING LIQUID AND EMULSIFIED ASPHALTS

WHEREAS, Resolution No. 77-444 , adopted by the Council of the City of Modesto on May 2, 1977 , approved the plans and specifications for the furnishing of liquid asphalt and emulsified asphalt and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of liquid and emulsified asphalts were opened at 2:45 P.M. on May 24, 1977 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 George Reed, Inc. for liquid asphalt boot loads at \$107.00/ton, Emulsified asphalt boot loads at \$100.00/ton and Emulsified asphalt F.O.B. plant at \$93.00/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 George Reed, Inc. for liquid asphalt boot loads at \$107.00/ton, Emulsified asphalt boot loads at \$100.00/ton and Emulsified asphalt F.O.B. plant at \$93.00/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 6th day of June, 1977, by Councilmember Siefkin , who moved its adoption, which motion being duly seconded by Councilmember Kullijian , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-574

A RESOLUTION ACCEPTING THE BID OF CHEVON U.S.A., INC./ASPHALT DIVISION
FOR FURNISHING LIQUID ASPHALT

WHEREAS, Resolution No. 77-444, adopted by the Council of the City of Modesto on May 2, 1977, approved the plans and specifications for the furnishing of liquid asphalt

and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of liquid asphalt were opened at 2:45 P.M. on May 24, 1977 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 Chevron U.S.A., Inc./Asphalt Division in the amount of - Liquid asphalt tanker loads at \$86.40/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 Chevron U.S.A., Inc./Asphalt Division for liquid asphalt tanker loads at \$86.40/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 6th day of June, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-575

A RESOLUTION ACCEPTING THE BID OF PUTNAM SAND AND GRAVEL FOR FURNISHING READY-MIXED CONCRETE

WHEREAS, Resolution No. 77-445 , adopted by the Council of the City of Modesto on May 2, 1977 , approved the plans and specifications for the furnishing of ready-mixed concrete

and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of ready-mixed concrete were opened at 2:30 P.M. on May 24, 1977 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 Putnam Sand and Gravel to furnish 4 sack mix at \$25.94/cu/yd, 5 sack mix at \$28.74 cu/yd and 6 sack mix at \$31.54 cu/yd be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Putnam Sand and Gravel to furnish 4 sack mix at \$25.94 cu/yd, 5 sack mix at \$28.74 cu/yd and 6 sack mix at \$31.54 cu/yd 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 June, 1977, by Councilmember Siefkin , who moved its adoption, which motion being duly seconded by Councilmember Kullijian , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-576

A RESOLUTION ACCEPTING THE BID OF WILLEY PRINTING FOR FURNISHING ANNUAL MUNICIPAL CODE PRINTING

WHEREAS, Resolution No. 77-429 , adopted by the Council of the City of Modesto on April 25, 1977 , approved the plans and specifications for the furnishing of annual Municipal Code printing

and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of annual Municipal Code printing were opened at 2:00 P.M. on May 17, 1977 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 Willey Printing in the amount of \$19.08 per page

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Willey Printing in the amount of \$19.08 per page

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 June, 1977, by Councilmember Siefkin , who moved its adoption, which motion being duly seconded by Councilmember Kullijian , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Mensinger

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-577

A RESOLUTION ACCEPTING THE BID OF WILLIAM MINENI FOR CONSTRUCTION OF PUMP STATION NO. 16 RELOCATION

WHEREAS, Resolution No. 77-513 , adopted by the Council of the City of Modesto on May 16, 1977 , approved the plans and specifications for the construction of Pump Station No. 16 Relocation

and authorized the calling for bids, and

WHEREAS, the bids received for the construction of Pump Station No 16 Relocation were opened at 11:00 A.M. on May 31, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of William Mineni in the amount of \$63,000

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of William Mineni in the amount of \$63,000

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 6th day of June, 1977, by Councilmember Siefkin , who moved its adoption, which motion being duly seconded by Councilmember Kullijian , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-578

A RESOLUTION ACCEPTING THE CONSTRUCTION OF PICNIC AREAS, BARBECUES AND MISCELLANEOUS IMPROVEMENTS AT ROSE, SUTTER AND WOODROW PARKS (George Reed, Inc.)

WHEREAS, a report has been filed by the Director of Public Works that the construction of Picnic Areas, Barbecues and Miscellaneous Improvements at Rose, Sutter and Woodrow Parks has been completed by George Reed, Inc.

in accordance with the contract agreement dated December 20, 1976.

NOW, THEREFORE, BE IT RESOLVED that the construction of Picnic Areas, Barbecues and Miscellaneous Improvements at Rose, Sutter and Woodrow Parks 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 \$45,495.00 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 June, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-579

A RESOLUTION APPROVING ~~REVISIONS~~ SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR SALE OF HOUSE WITH ATTACHED GARAGE LOCATED AT 1801 SCENIC DRIVE

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

SECTION 1. The ~~plans and~~ specifications for sale of house with attached garage located at 1801 Scenic Drive 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 20, 1977 at 2:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of June, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-580

A RESOLUTION APPROVING ~~REVISIONS~~ SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR SALE OF STRUCTURES LOCATED AT 2917 RIVER ROAD

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

SECTION 1. The ~~plans and~~ specifications for sale of structures located at 2917 River Road 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 20, 1977 at 2:05 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of June, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-581

A RESOLUTION DENYING THE APPLICATION OF DALE M. HARTER FOR AN AMENDMENT TO SECTION 32-3-9 OF THE ZONING MAP.

WHEREAS, a verified application for an amendment to Section 32-3-9 of the Zoning Map was filed by Dale M. Harter on March 2, 1977, to reclassify from Neighborhood Commercial Zone, C-1, to General Commercial Zone, C-2, the following described property:

All of Lots 17, 18, 19, and 20 in Block 16 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.

EXCEPTING THEREFROM the Easterly 50 feet of said Lots.

Including the Northerly 40 feet of 4th Street and Northerly 40 feet of H Street all being immediately adjacent to the above described property.

and

WHEREAS, said application was set for public hearing before the Planning Commission at its regular meeting of April 19, 1977, at its regular meeting place located in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, and

WHEREAS, at said meeting after hearing evidence, both oral and documentary, the Planning Commission by its Resolution No. 77-77 recommended to the City Council an amendment to Section 32-3-9 of the Zoning Map to reclassify the above described property from Neighborhood Commercial Zone, C-1, to General Commercial Zone, C-2, as requested by the applicant, and

WHEREAS, said matter was set for a 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 6, 1977, at which time evidence both oral and documentary was received and considered, 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 subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines that rezoning of the hereinabove described property is not required by public necessity, convenience and general welfare for the following reasons:

1. The requested rezoning would put an area of C-2, General Commercial Zone, within a C-1, Neighborhood Commercial, area.
2. Rezoning the subject property to C-2, General Commercial Zone, would be spot zoning.
3. The applicant has failed to demonstrate any pressing need for C-2 zoning.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that the application of Dale M. Harter to amend Section 32-3-9 of the Zoning Map to reclassify from Neighborhood Commercial Zone, C-1, to General Commercial Zone, C-2, the hereinabove described property be and it is hereby denied.

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 6th day of June, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kulljian, Lang, Siefkin, Mayor Davies

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

APPROVED AS TO DESCRIPTION:

By *William P. Nichols*
Department of Planning &
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 77-582

A RESOLUTION ACCEPTING THE RECOMMENDATION OF THE PLANNING COMMISSION THAT A PORTION OF 12TH STREET BETWEEN "D" STREET AND "B" STREET BE DENIED.

WHEREAS, on February 14, 1977, the City Council received and referred to the Modesto City Planning Commission a request from Stanislaus Canning Company that a portion of 12th Street between "D" Street and "B" Street be abandoned to eliminate the division of its industrial operation which exists on each side of said street, and

WHEREAS, said request for abandonment of a portion of 12th Street between "D" Street and "B" Street was referred to affected city departments and the local utility companies and it was determined that various utility lines including electrical power, gas, water, industrial and sanitary sewers, storm drainage, fire alarm conductors, and street light systems exist in said 12th Street right-of-way which necessitate the retention of a suitable right-of-way for said utility lines, and

WHEREAS, the Public Works Department of the City of Modesto and the affected utility companies do not recommend the abandonment of said 12th Street right-of-way, and

WHEREAS, the Parking and Traffic Department of the City of Modesto has expressed a concern regarding potential loss of on-street parking if the requested abandonment is granted, and

WHEREAS, the Fire Department and the Police Department of the City of Modesto each oppose said abandonment because of the loss of access for fire suppression purposes and loss of access for patrol and surveillance purposes, and the potential loss of parking, and

WHEREAS, the Planning Commission considered said abandonment of a portion of 12th Street between "D" Street and "B" Street at an informal public hearing on April 19, 1977, at which time it adopted its Resolution No. 77-80 recommending to the City Council that said portion of 12th Street between "D" Street and "B" Street not be abandoned for the following reasons:

1. That the abandonment of 12th Street between "D" Street and "B" Street would result in loss of access to utility lines, loss of access for fire and police safety needs, and potential loss of on-street parking spaces.
2. That the potential liabilities of the requested street abandonment outweigh the benefits to the adjacent industrial operation.

3. That it is in the best interest of the general public that 12th Street between "D" Street and "B" Street remain open for general public use.

and

WHEREAS, the Council held a public hearing on June 6, 1977, on said Planning Commission recommendation that a portion of 12th Street between "D" Street and "B" Street not be abandoned,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the above referred to portion of 12th Street between "D" Street and "B" Street not be abandoned for the reasons set forth in Planning Commission Resolution No. 77-80 and quoted above.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of June, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Mensinger

ATTEST:


NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By


ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77-583

A RESOLUTION CONFIRMING THE REPORT OF THE BUILDING OFFICIAL, ASSESSING THE COST OF DEMOLISHING CERTAIN STRUCTURES AGAINST THE REAL PROPERTY UPON WHICH SAID STRUCTURES WERE LOCATED, AND DIRECTING THE METHOD OF COLLECTION OF SAID ASSESSMENT.
(117 Sherman Avenue, Modesto)

WHEREAS, Section 9-9,01 of the Modesto Municipal Code adopts the Uniform Housing Code, 1973 Edition, as the Housing Code of the City of Modesto, and

WHEREAS, Chapter 16 of said Housing Code sets forth the procedure for the recovery by the City of Modesto of costs incurred by the city in demolishing buildings and structures pursuant to and under the authority of said Housing Code, and

WHEREAS, in compliance with the provisions of said Housing Code, the Building Official caused a house, outbuildings and fences
_____ located on the property hereinafter described to be demolished
and

WHEREAS, the Building Official prepared and filed with the City Clerk a report specifying the work done, the itemized and total cost of the work, a description of the real property upon which said house, outbuildings and fences
_____ were located and the names and addresses of the persons entitled to notice pursuant to the provisions of said Housing Code, and

WHEREAS, by Resolution No. 77-499, the City Council set _____
June 6, 1977, at 4:10 o'clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, as the date, time and place for hearing and passing upon the report of the Building Official and any protests or objections thereto, with respect to the demolition of said structures, and

WHEREAS, the City Clerk has caused notice of said hearing to be posted, published and served as required by said Housing Code, and

WHEREAS, at the date, time and place of said hearing, the City Council considered the report of the Building Official, as submitted and on file in the office of the City Clerk, and

WHEREAS, no protests or objections to said report were made or received,

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

SECTION 1. That the report of the Building Official as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of the work of demolishing the house, outbuildings and fences on the property

hereinafter described is determined to be in the total amount of One thousand fifty-two and 82/100ths (\$ 1,052.82) Dollars.

SECTION 2. That the cost of the aforesaid work, being in the amount of One thousand fifty-two and 82/100ths (\$ 1,052.82) Dollars is hereby confirmed and assessed as a lien against the following described property:

All that portion of Lot 22 Maze Ranch Subdivision (4-M-18) described as follows:

Commencing at the Southeast corner of Sec-30 3/9, thence North 89° 45' 30" West 665.74 feet and along the section line to the Southwest corner of said Lot 22 Maze Ranch Subdivision; thence North 0° 19' 30" East 195.20 feet and along the West line of Lot 22 to the point of beginning; thence continue North 0° 19' 30" East 60.01 feet thence South 89° 45' 30" East, 172.28 feet; thence South 0° 33' 30" East 60 feet; thence North 89° 45' 30" West 173.20 feet to the point of beginning.

(Assessor's Parcel No. 29-25-18)

SECTION 3. In accordance with the provisions of the Housing Code of the City of Modesto, it is hereby ordered that a certified copy of this resolution, which shall constitute notice of said assessment and lien, shall be delivered to the Stanislaus County Auditor, who shall enter the amount of said assessment as a lien on the County Assessment Book opposite the hereinabove described property, and the amount thereof shall be collected together with all other taxes thereon against said property.

The City Clerk shall deliver said certified copy of this resolution to the Stanislaus County Auditor on or before August 10th.

SECTION 4. Immediately upon said assessment being entered on the County Assessment Book, the assessment shall be deemed to be complete, the amount assessed shall be payable and the assessment shall be a lien against the hereinabove described property. The lien shall be "subordinate to all existing special assessment liens previously imposed upon the hereinabove described property, and shall be paramount to all other liens except for state, county and municipal taxes with which it shall be upon a parity. The lien shall continue until the assessment and all interest due and payable thereon are paid."

SECTION 5. Said assessment shall bear interest at the rate of seven (7%) percent per annum from and after thirty (30) days from the date of entering said assessment on the County Assessment Book.

SECTION 6. The City Clerk shall furnish a copy of this resolution to the Director of Finance.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of June, 1966, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies

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

APPROVED AS TO DESCRIPTION:

By afodson
Chief Building Official

MODESTO CITY COUNCIL
RESOLUTION NO. 77-584

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED-DEVELOPMENT ZONE, P-D(162). (LAND RESOURCES DEVELOPMENT CORPORATION - TULLY AT BRIGGSMORE).

WHEREAS, a verified application for an amendment to Section 18-3-9 of the Zoning Map was filed by Danita Corporation on January 17, 1977, to reclassify-from Professional Office Zone, P-O, to Planned-Development Zone, P-D, the following described property:

PARCEL B as shown on that certain parcel map filed December 27, 1976, in Book 24 of Parcel Maps, at Page 24; being a portion of the southeast 1/4 of Section 18, Township 3 South, Range 9 East, Mount Diablo Base and Meridian,

INCLUDING also the westerly 45 feet of Tully Road adjacent to the east line of the above described property and also that portion of Briggsmore Avenue and Modesto Irrigation District Lateral No. 3 that is zoned P-O and immediately adjacent to the south line of the above described property.

and

WHEREAS, after public hearing held on April 19, 1977, 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 subject property has frontage on Briggsmore Avenue, an expressway, and on Tully Road, a major street.
2. The property is already zoned P-O which permits the same uses as are being proposed by the P-D Zone. The application is merely to allow the offices to be sold as condominiums.

and

WHEREAS, after a public hearing held on June 6, 1977, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Danita Corporation 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. 1621 -C.S. on the 6th day of June, 1977, reclassifying the above described property from Professional Office Zone, P-O, to Planned-Development Zone, P-D(162),

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(162), is hereby approved in accordance with the plan titled "Professional Office Complex, Modesto, California", as amended in red on its face, stamped approved by the Planning Commission on April 19, 1977, and on file in the office of the Director of Planning and Community Development, subject to the following conditions:

1. That all development shall be in accordance with the plan referred to above.
2. That prior to the occupancy of the premises, a landscaping and irrigation plan shall be submitted by the applicant and approved by the Director of Parks and Recreation and the Director of Planning and Community Development. The landscaping and irrigation system shall be installed and maintained in accordance with the approved landscaping and irrigation plan. Irrigation shall be by underground sprinkler system.
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 development shall be connected to the City of Modesto water and sewer facilities in accordance with the requirements of the Director of Public Works.
5. That all parking and driveway areas shall be improved in accordance with City standards including the provisions of Sections 10-2.1801, 10-2.1804, 10-2.1808 of the Municipal Code. All drainage facilities shall be provided in accordance with the requirements of the Director of Public Works.
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 as determined by the Director of Planning and Community Development.
7. That all outdoor lighting shall be shielded from adjacent residential areas in accordance with the requirements of the City Engineer.
8. That the location and design of the turnout lane from Briggsmore Avenue to the subject property shall be in accordance with the requirements of the Directors of Parking and Traffic and Public Works; said turnout lane shall allow cars to enter the subject property from Briggsmore Avenue but shall not permit cars to exit onto Briggsmore from the subject property.
9. That the developer shall complete, in accordance with the requirements of the Director of Public Works, the Tully Road frontage of the property to City of Modesto major street standards including full sidewalk and shall complete the Briggsmore Avenue frontage of the property to City of Modesto expressway standards.

10. That prior to the issuance of a building permit for any development, the owner of the office complex and the trustees of the Trinity Baptist Church shall enter into a covenant with the City of Modesto to provide the minimum required off-street parking for the office complex in a manner and form approved by the City Attorney.
11. That prior to the occupancy of the premises, the developer shall construct a masonry pilaster and grapestake or board fence along the office complex's west property line and along that portion of the office complex's north property line adjacent to the developed apartment complex.
12. That all required public street improvements shall be installed prior to the occupancy of any structures on the premises or by September 1, 1978, whichever occurs first.
13. That prior to the issuance of a building permit, if the required public street improvements have not been installed, a cash deposit, savings and loan certificate, surety bond, or other instrument of credit in an amount to be determined by the City Engineer shall be filed with the City Clerk to guarantee installation of public improvements by September 1, 1978, or prior to occupancy, whichever occurs first.
14. That prior to the issuance of a building permit for any development, the developer shall submit street improvement plans prepared by a registered civil engineer for approval by the City Engineer.
15. That prior to the issuance of a building permit, the developer shall pay to the City of Modesto the cost of planting 17 street trees at the prevailing rate.
16. That prior to occupancy of the premises, the applicant shall install any necessary fire hydrants and the pipeline system therefor in accordance with the requirements and to the specifications of the Fire Chief.
17. That prior to the recording of a final subdivision map the developer 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 property owners' association and guarantee continued maintenance of common facilities in the development. Said documents shall be recorded concurrently with the final subdivision map.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D(162):

That the entire construction program be accomplished in one phase with construction to commence on or before September 1, 1978; completion to be not later than September 1, 1980.

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 reclassifying the above-described property to Planned-Development Zone, P-D(162), 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 June, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Mensingher

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. 77-585

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 18-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON, (LAND RESOURCES DEVELOPMENT CORPORATION - TULLY AT BRIGGSMORE).

WHEREAS, on June 6, 1977, the City Council introduced Ordinance No. 1621-C.S. giving approval to a project relating to an amendment to Section Map 18-3-9 of the Zoning Map of the City of Modesto, reclassifying certain property located thereon from Professional Office Zone, P-O, to Planned-Development Zone, P-D(162),

_____ , 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 delcaration 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 18-3-9 of the Zoning Map of the City of Modesto reclassifying certain property located thereon from Professional Office Zone, P-O, to Planned-Development Zone, P-D(162)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of June, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies

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

MODESTI CITY COUNCIL
RESOLUTION NO. 77-586

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO AUTHORIZING AND DIRECTING THE CITY MANAGER TO SIGN TRAINING AGREEMENTS BETWEEN THE POLICE DEPARTMENT OF THE CITY OF MODESTO AND THE STATE OF CALIFORNIA DEPARTMENT OF CALIFORNIA HIGHWAY PATROL.

WHEREAS, the State of California, Department of California Highway Patrol requires written training agreements from any agency participating in their training programs, and

WHEREAS, the Police Department of the City of Modesto desires from time to time to participate in certain training programs sponsored and administered by the Department of California Highway Patrol, and

WHEREAS, a resolution of the Council of the City of Modesto is required for the 1977/78 fiscal year,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the City Manager is hereby authorized and directed to sign such training agreements between the Police Department of the City of Modesto and the State of California Department of California Highway Patrol when required for the fiscal year 1977/78.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of June, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijan, Lang,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 77-587

A RESOLUTION APPROVING STREET PROJECTS WHICH COMPRISE THE MODESTO-CERES URBANIZED AREA FEDERAL AID URBAN PROGRAM

WHEREAS, the Council, by Resolution 74-678 dated August 12, 1974, approved the procedure and criteria necessary to participate in the Federal Aid Urban D program sponsored by the State of California; and

WHEREAS, this program provides federal money for 82% of the cost of construction of certain designated streets in the City of Modesto; and

WHEREAS, the Technical Advisory Committee, consisting of Public Works Directors of affected jurisdictions, has formulated an FAUD program for the Modesto-Ceres Urbanized Area and has updated the existing program to reflect increased allocations; and

WHEREAS, the Board of Supervisors of Stanislaus County has approved this updated program in a resolution adopted on April 19, 1977, and the proposed projects beyond the 2-year program (after 1977-78).

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the following street projects which comprise the Modesto-Ceres Urbanized Area Federal Aid Urban Program, and the proposed projects beyond the 2-year program (after 1977-78).

<u>Sponsors</u>	<u>PROJECT NAME</u>
Ceres	Whitmore Avenue, Route 99 to Mitchell Road
Modesto	Needham Avenue/Kansas Avenue between Nellie Avenue and Eighth Street
Stanislaus	Carpenter Road at Paradise Road - Traffic Signals
Modesto	Scenic Drive, Downey to City Limits (complete)
Modesto	Standiford Avenue, MID Lateral No. 7 to Tully Road
Modesto	Oakdale Road, Scenic Drive to Briggsmore Ave.
Stanislaus	Mitchell Road at Yosemite Boulevard - Traffic Signal Modernization
Modesto	Empire Avenue at Yosemite Boulevard - Traffic Signals
Stanislaus	Daly Avenue at Yosemite Boulevard - Traffic Signals
Stanislaus	Mitchell Road at Tenaya Avenue - Traffic Signals

Proposed projects beyond the 2-year program (after 1977-78)

<u>Sponsor</u>	<u>PROJECT NAME</u>
Stanislaus	Mitchell Road, from Finch Road to Tenaya Drive
Stanislaus	Mitchell Road, from Hatch Road to Finch Road
Modesto	Standiford Avenue, from Tully Road to Route 108 (McHenry Avenue)
State	Jenny-Grand Couplet

BE IT FURTHER RESOLVED, the City Clerk is hereby directed to transmit one copy of the resolution to D. L. Wieman, District Director of Caltrans and one copy to the Stanislaus Area Association of Governments for compliance with the Regional Transportation Plan.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of June, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-588

A RESOLUTION EXPRESSING THE CONSENSUS OF THE COUNCIL OF THE CITY OF MODESTO THAT THE WIDENING OF STANDIFORD AVENUE BETWEEN MID LATERAL NO. 7 AND TULLY IS URGENTLY NEEDED AND ASKING THE BOARD OF SUPERVISORS TO EXPEDITE THE NECESSARY COOPERATIVE AGREEMENTS WHICH WOULD ALLOW THIS PROJECT TO GET UNDERWAY

WHEREAS, widening of Standiford Avenue from MID Lateral No. 7 to Tully Road has been recommended by the Technical Advisory Committee and approved by the Board of Supervisors of Stanislaus County and the Modesto City Council as one of the projects to be included in the Federal Aid Urban D program; and

WHEREAS, the volume of traffic on Standiford Avenue now occasionally is over 10,000 vehicles per day and will soon exceed 10,000 vehicles per day on a regular basis;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Board of Supervisors of the County of Stanislaus is hereby urged to request the County Public Works Department staff to expedite the necessary cooperative agreements which will allow this urgently needed project to get under way.

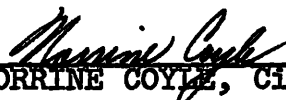
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of June, 1977, by Councilmember Dunlap , who moved its adoption, which motion being duly seconded by Councilmember Elliott , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Mensinger

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-589

A RESOLUTION DECLARING EQUIPMENT SURPLUS TO THE NEEDS OF THE CITY OF MODESTO AND AUTHORIZING PURCHASING OFFICER TO ADVERTISE AND SELL MATERIAL TO THE HIGHEST BIDDER

WHEREAS, various departments within the City of Modesto have declared equipment surplus to their needs; and

WHEREAS, in most cases the equipment has been phased out due to obsolescence or damage in excess of the current value of the equipment; and

WHEREAS, it is the recommendation of the staff that Council declare the equipment listed surplus to City needs and authorize the Purchasing Officer to dispose of the equipment to the highest bidder.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the following equipment is hereby declared surplus to the City's needs and the Purchasing Officer is authorized to advertise and sell the material to the highest bidder:

1 ea	1954 Caterpillar Model 12 Grader (Serial 8T12194)
1 ea	1950 Hyster Model RT-100 Fork Lift (Serial RT46873)
1 ea	1960 Wayne Model 770 Street Sweeper
4 ea	Electric Motors 200 H.P. 230/460v
4 ea	Open style contactors for motors
8 ea	Capacitor Banks for motors
2 ea	Control center panels - Westinghouse
432 ea.	Complete parking meters - less locks
54 ea	Complete parking meters - less doors & locks
57 ea	Complete parking meters - less doors & coin box
102 ea	Parking meter mechanism frame - w/mechanism
1 ea	I.B.M. 402 Accounting Machine
1 ea	I.B.M. 077 Collator
86 ea	I.B.M. Control Panels
1 ea	Tub File
1 ea	Tub File/Trays
group	Control Panel Storage Racks

- 4 ea large electric motors - 200 H.P. - 230/460/volt, three phase - verticle hollow shaft - 1200 RPM
- 4 ea open style contractors for above motors with auto transformers for reduced voltage starting
- 8 ea capacitor banks for above motors, 180 uf - 15 KVAR - 460 volt
- 2 ea large motor control center panels, Westinghouse, with circuit breakers and motor starters of various sizes and ratings
- 1 ea scrap residue, pool equipment 50317, a 1960 Model 770, Wayne Three-Wheeled Street Sweeper
- 1 ea 1954 Caterpillar Model 12 Road Grader, Serial No. 8T12194 - pool equipment 50304
- 1 ea 1950 Hyster, 10,000 lb. Fork Lift, Serial No. RT46873, Model RT-100 - pool equipment No. 50326

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of June, 1977, by Councilmember Siefkin , who moved its adoption, which motion being duly seconded by Councilmember Kullijian , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Mensinger

ATTEST: *Norrine Coyle*
 NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77 - 590

A RESOLUTION AMENDING SECTION D OF RESOLUTION NO. 75-866 ENTITLED "A RESOLUTION ESTABLISHING TERMS OF OFFICE AND PROCEDURES FOR THE CITIZENS HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE AND SUBCOMMITTEES."

WHEREAS, on August 25, 1975, the City Council adopted Resolution No. 75-866 entitled "A Resolution Establishing Terms of Office and Procedures for the Citizens Housing and Community Development Committee and Subcommittees", and

WHEREAS, the Council desires to amend Section D of said Resolution No. 75-866 relating to quorum and voting,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Section D of Resolution No. 75-866 entitled "A Resolution Establishing Terms of Office and Procedures for the Citizens Housing and Community Development Committee and Subcommittees" is hereby amended to read as follows:

"D. Quorum and Voting

1. A quorum shall be five persons for the Citizens and Community Development Committee and four persons each for the Housing Maintenance and Counseling Subcommittee and Rehabilitation Loan Pool Subcommittee.

2. To take formal action, five affirmative votes shall be necessary for the Citizens Housing and Community Development Committee. To take formal action, a vote of a majority of those present, as long as at least a quorum is present, shall be necessary for the Housing Maintenance and Counseling Subcommittee and Rehabilitation Loan Pool Subcommittee."

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of June, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mayor Davies

NOES: Councilmembers: Siefkin

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. 77 - 591

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. 67-66 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. The Position Classification Plan of the City of Modesto is hereby amended to create two new classifications as follows:

CLASSIFICATIONS CREATED

Assistant Public Services Inspector

Social Services Coordinator

SECTION 2. The specifications for the classifications created, as shown on the attached Exhibit "A" and Exhibit "B" which are hereby made a part of this resolution by reference, are hereby approved and made a part of the Position Classification Plan.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of June, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Mensinger

(SEAL)

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

APPROVED AS TO FORM:

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

DEFINITION

Under direct supervision, 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

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 noncompliance 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 noncompliance 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 correspondence and reports.

SPECIAL REQUIREMENTS

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

DESIRABLE QUALIFICATIONS

Knowledge of:

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

and

Ability to:

Interpret laws, rules, ordinances, and regulations;
 Read maps, blueprints, and architectural drawings;
 Observe and record findings during investigations;
 Prepare concise written and oral reports;
 Be firm, consistent, and respectful in an enforcement situation;
 Establish and maintain cooperative relationships with those contacted during the course of work.

and

Exhibit "A"

Experience:

One year of technical or subprofessional experience in public works engineering, law enforcement, or other work requiring extensive public contact.

SOCIAL SERVICES COORDINATOR

DEFINITION

Under direction, to refer clients to social services, counseling, employment, family counseling, consumer information, legal services and other professional resources; in addition, to provide referral assistance to the aged for such matters as health related information; does related work as required.

EXAMPLES OF DUTIES

Provides employment referral services for clients entering the King-Kennedy Center; refers community residents that have welfare problems to appropriate county or state resource agencies; assists in meeting the housing needs of low and moderate income residents by referring them to proper resources; provides legal referral services to those residents unable to afford professional legal services; provides counseling to individuals relating to a wide variety of family, economic, and social problems such as parent-child relationships, and problems related to the criminal justice systems.

DESIRABLE QUALIFICATIONS

Knowledge of:

- Social services, principles, and programs;
- Social and economic program resources in the community;
- Local, State, and Federal regulations relating to social service programming;
- The needs and aspirations of low to moderate income people.

and

Ability to:

- Establish and maintain cooperative relationships with those contacted during the course of work;
- Plan, coordinate, and evaluate major social service programs.

and

Experience:

- One year of experience in a professionally related social service program.

Education:

- Equivalent to graduation from a four year college with major work in social sciences, social services, group work, or a closely related field.

Exhibit "B"

MODESTO CITY COUNCIL
RESOLUTION NO. 77- 592

A RESOLUTION AMENDING EXHIBIT "F" OF RESOLUTION NO. 76-858 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. 76-858. Exhibit "F" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1976-77" attached to Resolution No. 76-858, is hereby amended as shown on the amended Exhibit "F" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1976-77", which is attached hereto and made a part hereof as though set forth in full herein. Said amended Exhibit "F" adds the positions of Assistant Public Services Inspector, Range 122, and Social Services Coordinator, Range 423.5.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of June, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies
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

**CITY OF MODESTO
ALPHABETICAL LISTING OF CLASSIFICATIONS IN CITY SERVICE**

1976-77

(effective 7-6-76; amended 9-7, 10-11, 10-21, 11-1, 12-20-76, 2-7, 2-14, 3-11 & 4-25-77)

<u>Range No.</u>	<u>Title of Classification</u>	<u>Range No.</u>	<u>Title of Classification</u>
111.5	Account Clerk I	426.5	Data Processing Supervisor
114.5	Account Clerk II	427.0	Deputy City Attorney I
116.5	Account Clerk III	N/A	Director of Finance
119.5	Account Clerk IV	N/A	Director of Management Services
426.0	Accountant	N/A	Director of Parking and Traffic
432.0	Accounting Administrator	N/A	Director of Parks and Recreation
426.5	Administrative Assistant (Park. & Tr.)	N/A	Director of Planning & Community Development
429.0	Airport Manager	N/A	Director of Public Works & City Engineer
118.5	Animal Control Officer	119.5	Electrical Technician
122.0	Assistant Building Inspector	124.5	Electrician
633.0	Assistant Chief of Police	122.0	Equipment Mechanic
434.0	Assistant City Attorney	120.5	Equipment Operator
420.5	Assistant City Clerk	426.0	Equipment Repair Shop Supervisor
429.0	Assistant Civil Engineer	119.0	Equipment Service Worker
435.0	Assistant Director of Public Works	120.5	Financial Specialist
532.0	Assistant Fire Chief	N/A	Fire Chief
426.0	Assistant Planner	211.0	Fire Engineer
122.0	Assistant Public Services Inspector	210.0	Fire Fighter
122.0	Assistant Zoning Inspector	213.0	Fire Lieutenant
432.0	Associate Civil Engineer	122.5	Heavy Equipment Operator
429.0	Associate Planner	120.5	Housing Conservationist
429.0	Battalion Chief	432.0	Housing Program Officer
426.0	Budget Accountant	125.0	Industrial Waste Inspector
125.0	Building Inspector	116.5	Janitor
424.5	Building Maintenance Supervisor	123.0	Junior Accountant
120.5	Building Maintenance Worker	126.0	Junior Civil Engineer
433.0	Chief Building Official	123.0	Junior Planner
429.0	Chief Electrician	113.5	Key Punch Operator
N/A	Chief of Police	122.5	Laboratory Technician
N/A	City Attorney	116.5	Laborer
N/A	City Clerk and Auditor	428.0	Lead Building Inspector
N/A	City Manager	126.0	Lead Electrician
117.5	Civil Engineering Technician I	418.5	Legal Secretary
120.5	Civil Engineering Technician II	429.0	Management Assistant
123.5	Civil Engineering Technician III	429.0	Management Assistant - Risk Manager
126.5	Civil Engineering Technician IV	113.5	Microfilm and Graphics Technician
120.5	Community Service Officer	120.5	Motor Sweeper Operator
119.5	Communications Dispatcher	424.0	Museum Supervisor
119.5	Computer Operator		
125.0	Construction Inspector		

Exhibit "F"

Range No.	Title of Classification	Range No.	Title of Classification
22.5	Nursery Propagator	426.0	Recreation Supervisor
13.5	Office Services Clerk	125.0	Rehabilitation Specialist
20.5	Office Services Supervisor	116.5	Secretary I
17.5	Offset Duplicating Equipment Operator	418.5	Secretary II
22.5	Parking and Traffic Lead Worker	420.5	Secretary to the City Attorney
20.5	Parking and Traffic Maintenance Worker	421.5	Secretary to the City Manager
22.5	Parks Maintenance Lead Worker	426.5	Senior Building Inspector
22.5	Parks Maintenance Supervisor I	123.0	Senior Equipment Mechanic
24.5	Parks Maintenance Supervisor II	432.0	Senior Planner
17.5	Parks Maintenance Trainee	429.0	Service Division Superintendent
12.0	Parks Maintenance Worker I	423.5	Social Services Coordinator
18.5	Parks Maintenance Worker II	114.5	Stenographer Clerk
20.5	Parks and Recreation Superintendent	118.5	Storeskeeper I
32.0	Personnel Clerk I	120.5	Storeskeeper II
13.5	Personnel Clerk II	120.5	Street Trees Maintenance Worker II
16.5	Personnel Technician	116.5	Supervising Clerk I
20.5	Plan Review Engineer I	119.5	Supervising Clerk II
26.0	Plan Review Engineer II	113.5	Telephone Operator-Receptionist
29.0	Planning Technician I	429.0	Transit Manager
117.5	Planning Technician II	120.5	Tree Trimmer I
120.5	Planning Technician III	122.5	Tree Trimmer II
123.5	Police Captain	111.5	Typist Clerk I
532.0	Police Lieutenant	113.5	Typist Clerk II
530.0	Police Officer	424.5	Warehouse Supervisor
310.0	Police Property Clerk	118.5	Wastewater Treatment Plant Attendant
17.5	Police Records Supervisor	122.5	Wastewater Treatment Plant Mechanic
25.0	Police Sergeant	120.5	Wastewater Treatment Plant Operator I
27.0	Programmer Analyst	122.5	Wastewater Treatment Plant Operator II
26.0	Property Agent	426.5	Wastewater Treatment Plant Supervisor
28.0	Public Services Inspector	125.0	Water and Energy Conservation ist
25.0	Public Services Trainee	432.0	Water Quality Control Superintendent
14.5	Public Works Lead Worker		
22.5	Public Works Maintenance Trainee	125.0	Zoning Inspector
12.0	Public Works Maintenance Worker I		
18.5	Public Works Maintenance Worker II		
20.5	Public Works Supervisor I		
24.5	Public Works Supervisor II		
26.5	Pump Maintenance Worker		
20.5	Purchasing Assistant		
24.0	Purchasing Officer		
29.0			

MODESTO CITY COUNCIL
RESOLUTION NO. 77-593

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JOHN C. SUE ASSOCIATES, LANDSCAPE ARCHITECTS, TO PREPARE A MASTER PLAN FOR SONOMA PARK

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and John C. Sue Associates for preparation of master plan for Sonoma Park (for a sum not to exceed \$4,950) 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 June, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-594

A RESOLUTION ACCEPTING IMPROVEMENTS IN VINTAGE FAIRE NO. 1 SUBDIVISION
AND AUTHORIZING RELEASE OF INSTRUMENTS OF CREDIT

WHEREAS, Joe Trombetta and Helen Trombetta, husband and wife, individuals, subdividers of Vintage Faire No. 1 subdivision, have filed Instruments of Credit for faithful performance and labor and materials in the amount of \$100,500 and \$50,250 respectively to guarantee improvements in Vintage Faire No. 1 subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated June 1, 1977 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 Vintage Faire No. 1 subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Instrument of Credit for faithful performance in the amount of \$100,500 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the Instrument of Credit for labor and materials in amount of \$50,250 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 June, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-595

A RESOLUTION APPROVING THE FINAL MAP OF THE
CONTINENTAL PLAZA
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Rule-Dale Properties, a general partnership,

is *(aka)* possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 2.023 acres, known as the Continental Plaza Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 17 day of August, 1976, 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 Continental Plaza 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 6th day of June, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Mensinger

ATTEST: *Norrine Coyze*
NORRINE COYZE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Bleyn L. Johnson*
BLEWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77-596

A RESOLUTION APPROVING THE FINAL MAP OF THE
COLONIAL COMMONS NO. 1
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Bomberger Bros., Inc., a California corporation,

~~It~~ (are) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 19.723 acres, known as the Colonial Commons No. 1 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 1st day of February, 1977, 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 Colonial Commons No. 1 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 6th day of June, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin,
Mayor Davies

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. 77-597

A RESOLUTION APPROVING THE FINAL MAP OF THE
LINCOLN SQUARE NO. 6
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Bomberger Bros., Inc., a California corporation,

is (are) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 20.831 acres, known as the Lincoln Square No. 6 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 1 day of February, 1977, 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 Lincoln Square No. 6 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 6th day of June, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin,
Mayor Davies

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. 77-598

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND LLOYD D. KINT AND GERALDINE B. KINT FOR SEWER SERVICE TO PROPERTY OUTSIDE THE CITY AT 2036 LANCE STREET

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Lloyd D. Kint and Geraldine B. Kint for sewer service to property outside the City at 2036 Lance 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 6th day of June, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-599

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND GLEADIS V. FOWLER ADA GLEADIS V. PICKLE AND MORRIS J. FOWLER FOR SEWER SERVICE TO PROPERTY OUTSIDE THE CITY AT 574 PHOENIX AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Gleadis V. Fowler aka Gleadis V. Pickle and Morris J. Fowler for sewer service to property outside the City at 574 Phoenix Ave.

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 June, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Mensinger

ATTEST: *Norrine Coyne*
NORRINE COYNE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-600

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND FRANK D. LUND AND LOIS L. LUND FOR SEWER SERVICE TO PROPERTY OUTSIDE THE CITY AT 1530 PAULETTE AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Frank D. Lund and Lois L. Lund for sewer service to property outside the City at 1530 Paulette Ave.

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 June, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-601

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MIKE LITTLEPAGE AND MARY LITTLEPAGE FOR SEWER SERVICE TO PROPERTY OUTSIDE THE CITY AT 1536 PAULETTE AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Mike Littlepage and Mary Littlepage for sewer service to property outside the City at 1536 Paulette Ave.

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 June, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-602

A RESOLUTION SETTING TIME AND PLACE FOR HEARING THE RECOMMENDATION OF THE PLANNING COMMISSION TO AMEND SECTION 10-2.1806 (TITLE X, CHAPTER 2) OF THE ZONING REGULATIONS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that July 5, 1977 at , at 4:10 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 recommendation of the Planning Commission to amend Section 10-2.1806 of the Modesto Municipal Code (Title X, Chapter 2) of the Zoning Regulations, which adds quarterly in lieu parking payments to the off-street parking standards of the Zoning Ordinance.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of June , 1977, by Councilmember Siefkin , who moved its adoption, which motion being duly seconded by Councilmember Kullijian , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-603

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 8-3-9 OF THE ZONING MAP (Allen Grant, Inc.)

WHEREAS, the Modesto City Planning Commission held a public hearing on May 17, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 8-3-9 of the Zoning Map to rezone from R-1 to P-D to permit zero lot line small lot residential development property located on west side of Tidewater Southern Railroad Tracks, north of Standiford Avenue the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-96 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 8-3-9 of the Zoning Map be set for July 11, 1977 at 7:30 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of June, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Mensinger

ATTEST: Norrine Coyne
NORRINE COYNE, City Clerk

All that portion of the Northwest quarter of Section 8, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows, to wit.

Beginning at a point on the East and West quarter section line in said Section 8, said point being West 65.00 feet from the interior quarter corner of Section 8; thence North $1^{\circ} 45'$ West, 500.00 feet and along the Tidewater Southern Railway right-of-way; thence East 35.00 feet and along said right-of-way; thence North $1^{\circ} 45'$ west 1291.22 feet and along said right-of-way to the southeast corner of Wessen Land; thence along said Wessen Land South $89^{\circ} 50'$ West 325.00 feet; thence North $1^{\circ} 45'$ West 150.00 feet; thence South $89^{\circ} 50'$ West 385.92 feet; and the last mentioned line being parallel to the north line of Section 8; thence South $1^{\circ} 45'$ East 1939.17 feet, to the East and West quarter line of Section 8; thence East 672.96 feet to the point of beginning.

Including also the Southerly 20 feet of Standiford Avenue immediately adjacent to the South line of the above described property.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-604

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 21-3-9 OF THE ZONING MAP (Earl H. Warner, Jr.)

WHEREAS, the Modesto City Planning Commission held a public hearing on May 17, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 21-3-9 of the Zoning Map to rezone from R-1 to P-0, property located on the west side of Coffee Road north of Fairmont Avenue across from Downey High School the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-98 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 21-3-9 of the Zoning Map be set for July 5, 1977 at 4:15 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of June, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

ALL that portion of Section 21, Township 3 South, Range 9 East of the Mount Diablo Base and Meridian described as follows:

Commencing at the point of intersection of the West Line of Coffee Road with the North Line of East Fairmont Avenue: Thence northerly along the West Line of Coffee Road 101.92 feet to point of Beginning: Thence westerly 105.18 feet along a line that is parallel with the North Line of said East Fairmont Avenue: Thence northerly 98.95 feet along a line that is parallel with the West Line of Coffee Road: Thence easterly 105.18 feet along a line that is parallel with the North Line of East Fairmont Avenue to the point of intersection with the West Line of Coffee Road: Thence southerly 98.95 feet along said West Line of Coffee Road to the point of Beginning.

Including also the westerly 45 feet of Coffee Road immediately adjacent to the above described property.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-605

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 9-3-9 OF THE ZONING MAP (Haig Berberian)

WHEREAS, the Modesto City Planning Commission held a public hearing on May 17, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 9-3-9 of the Zoning Map to rezone from R-1 to P-0, property located at the northwest corner of Coffee Road and Sylvan Avenue

the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-99 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 9-3-9 of the Zoning Map be set for July 5, 1977 at 4:20 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of June, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian

ATTEST: *Norrine Coyne*
NORRINE COYNE, City Clerk

ALL that certain real property situate in a portion of the Northeast quarter of Section 9, Township 3 South, Range 9 East, Mount Diablo Base and Meridian described as follows:

BEGINNING at the East quarter corner of said Section 9, said corner being the center line intersection of Coffee Road and Sylvan Avenue; thence North $89^{\circ}20'50''$ West, along the East-West quarter section line of said Section 9 and the center line of Sylvan Avenue, a distance of 255.00 feet to the Southerly prolongation of the West line of Parcel 1, as filed in Volume 24, of Parcel Maps, at Page 7, Stanislaus County Records; thence North $0^{\circ}39'10''$ East, along said Southerly prolongation of the West line of Parcel 1, and the West line of Parcel 1, a distance of 248.62 to the Northwest corner of Parcel 1; thence North $89^{\circ}12'$ East, along the North line of said Parcel 1, a distance of 248.62 feet to a point on the East line of said Section 9 and the center line of Coffee Road; thence South $0^{\circ}48'$ East, along said East line of Section 9 and the center line of Coffee Road, a distance of 255.00 feet to the point of beginning.

Containing 1.455 Acres.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-606

A RESOLUTION SETTING TIME AND PLACE FOR HEARING THE PLANNING COMMISSION'S RECOMMENDATION FOR AMENDMENTS TO THE LAND USE AND CIRCULATION ELEMENTS' MAP AND TEXT OF THE MODESTO URBAN AREA GENERAL PLAN

BE IT HEREBY RESOLVED by the Council of the City of Modesto that July 11, 1977 , at 7:35 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 Planning Commission's recommendation for amendments to the Land Use and Circulation Elements' Map and text of the Modesto Urban Area General Plan.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of June , 1977, by Councilmember Siefkin , who moved its adoption, which motion being duly seconded by Councilmember Kullijian , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-607

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION TO THE CITY OF MODESTO OF UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED AS STANDIFORD-SNYDER ADDITION AND GIVING NOTICE OF TIME AND PLACE FOR HEARING PROTESTS THERETO.

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

1. That, pursuant to the provisions of the Annexation of Uninhabited Territory Act of 1939, as amended, a petition signed by owners of not less than one-fourth (1/4) of the land in the hereinafter described territory by area and by assessed value as shown on the last equalized assessment roll of the County of Stanislaus was filed with the Council of the City of Modesto on May 31, 1977; requesting annexation of the hereinafter described territory to said City.

2. That the territory which the petitioners request be annexed to the City of Modesto and which said City and its Council propose to annex, is situate in the County of Stanislaus, State of California, hereby designated as STANDIFORD-SNYDER Addition, and described as attached hereto and made a part hereof as though set forth in full herein.

3. That the matter of the proposed annexation to the City of Modesto of said territory has been referred to the Stanislaus County Local Agency Formation Commission for its consideration and approval, and said Stanislaus County Local Agency Formation Commission did on May 24, 1977, approve the annexation of said uninhabited territory to the City of Modesto pursuant to the Government Code.

4. That no change in school district boundaries shall be effected by reason of the annexation of the hereinafter described area to the City of Modesto.

5. NOTICE IS HEREBY GIVEN that the 25th day of July, 1977, at the hour of 7:30 o'clock P.M. of said day, in the Council Chambers at the City Hall, located at 801 11th Street in the City of Modesto, be and the same is hereby fixed as the time and place for considering said petition, 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. The protest must be in writing, may be filed at any time before the hour set for hearing objections to the proposed annexation, and shall state the name or names of the owner or owners of property affected and the description and area of such property, in general terms.

6. The City Clerk shall cause a copy of this resolution to be published at least twice, but not oftener than once a week in The Modesto Bee, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto and shall also cause a copy of this resolution to be published in the Riverbank News, being a newspaper of general circulation published outside the City of Modesto but in the County of Stanislaus. Said publications shall be completed at least twenty (20) days prior to the date set for the hearing.

7. The City Clerk of the City of Modesto shall also cause written notice of such proposed annexation to be mailed to each person to whom land within the territory proposed to be annexed is assessed on the last equalized assessment roll available on the date the proceedings were initiated, at the address shown on said assessment roll or as known to said Clerk, and to any person who has filed his name and address and the designation of the land in which he has any interest, either legal or equitable, with said Clerk. Said notices shall be mailed not less than twenty (20) days before the public hearing on the proposed annexation.

8. In the event any land within the territory proposed to be annexed is owned by the County of Stanislaus, the City Clerk is directed to cause written notice of such proposed annexation to be mailed to the Board of Supervisors of the County, such notice to be given not less than twenty (20) days before the public hearing on the proposed annexation.

9. In the event there is, upon the land proposed to be annexed, a structural improvement owned, being acquired or leased by a county fire protection district, the City Clerk is directed to cause written notice of such proposed annexation to be mailed to the governing body of such district, such notice to be sent not less than ten (10) days before the public hearing on the proposed annexation.

10. 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 6th day of June, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies

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

APPROVED AS TO DESCRIPTION:

By R. A. Rosyord
Public Works Department
EAT

STANDIFORD-SNYDER ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northeast quarter of Section 12, Township 3 South, Range 8 East, and the Northwest quarter of Section 7, 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 Northeastern corner of STANDIFORD-CARVER NO. 1 ADDITION (320), as per description filed September 12, 1974, as Instrument 10197, Stanislaus County Records;

1. thence along the existing City Limits South $0^{\circ} 42' 30''$ East, 1728.00 feet, to the center line of 40' Standiford Avenue;
2. thence along the center line of Standiford Avenue, North $88^{\circ} 55' 20''$ West, 1317.89 feet, to the West line of Section 7;
3. thence along said West line of Section 7, North $0^{\circ} 42' 30''$ West, 1005.28 feet, to the Southeastern corner of that property conveyed to Norman J. Winsor and Lola Jean Winsor as described in deed recorded in Volume 2825 of Official Records, Page 460, Stanislaus County Records;
4. thence along the Southern line of said Winsor property, South $89^{\circ} 00' 00''$ West 530.64 feet.
5. thence along the Western line of said Winsor property, North $0^{\circ} 42' 30''$ West, 1641.82 feet, to the North line of Section 12;
6. thence along the North line of Section 12, North $89^{\circ} 00' 00''$ East, 530.64 feet, to the Northwest corner of Section 7, Township 3 South, Range 9 East, Mount Diablo Base and Meridian;
7. thence along the North line of Section 7, South $88^{\circ} 47' 00''$ East, 1397.70 feet;
8. thence South $1^{\circ} 21' 30''$ West, 505.72 feet;
9. thence along a tangent curve concave to the Northwest, having a Radius of 571.67 feet, a Central Angle of $24^{\circ} 49' 22''$, and an Arc Length of 247.67 feet, to a point from which a radial line bears North $63^{\circ} 49' 08''$ West;
10. thence along a non tangent line, South $0^{\circ} 42' 30''$ East, 169.90 feet, to the point of beginning, containing 101.040 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-608

A RESOLUTION APPOINTING MARIE COE CHAIRPERSON OF THE REHABILITATION LOAN POOL SUBCOMMITTEE AND TO SEAT 9 OF THE CITIZENS HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE (REPLACING BESSIE BRESCIANI), AND APPOINTING GLEN ROBISON TO REPLACE BESSIE BRESCIANI IN SEAT 3 OF THE REHABILITATION LOAN POOL SUBCOMMITTEE FOR A TERM ENDING JUNE 30, 1979

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 Chairperson of the Rehabilitation Loan Pool Subcommittee and to Seat 9 of the Citizens Housing and Community Development Committee, replacing Bessie Bresciani, for a term ending June 30, 1979:

Marie Coe
1521 Maplewood Drive
Modesto, CA 95350

SECTION 2. The following person is hereby appointed to Seat 3 of the Rehabilitation Loan Pool Subcommittee, replacing Bessie Bresciani, for a term ending June 30, 1979:

Glen Robison
3444 Moody Lane
Modesto, CA 95350

SECTION 3. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed members of the Rehabilitation Loan Pool Subcommittee and the Citizens Housing and Community Development 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 6th day of June, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Mensinger

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-609

A RESOLUTION APPOINTING MEMBERS OF THE MODESTO YOUTH COMMISSION, BETH THOMPSON, MARK JENSEN, MIKE DEWAAL, MARTHA KETCHUM, GORDON BOONE (FOR TERMS ENDING JUNE 1, 1978), CHRISTINE COGORNO, SHANNE SMITH, STEVE RECCA, DENISE ALLOWAY (FOR TERMS ENDING DECEMBER 1, 1977), AND REAPPOINTING JOHN BREE FOR A TERM ENDING JUNE 1, 1978

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 term ending June, 1978:

Beth Thompson
Beyer High School
1005 Bristol Lane
Modesto, CA 95350

Mark Jensen
Davis High School
830 Carolyn
Modesto, CA 95354

Mike Dewaal
Downey High School
1700 Crestview Drive
Modesto, CA 95351

Martha Ketchum
Modesto High School
1672 Shirley Court
Modesto, CA 95351

Gordon Boone
Modesto Christian High
2104 Parkridge
Modesto, CA 95350

SECTION 2. The following persons are hereby appointed to the Modesto Youth Commission for the term ending December, 1977:

Christine Cogorno
Central Catholic High School
950 Wellesley Ave.
Modesto, CA 95350

Shanne Smith
Davis High School
500 Colebrook Court
Modesto, CA 95350

Steve Recca
Downey High School
1314 Edgebrook Drive
Modesto, CA 95351

Denise Alloway
Modesto Christian High
2604 Maxine
Modesto, CA

SECTION 3. The following person is hereby reappointed to the Modesto Youth Commission for the term ending June, 1978:

John Bree
Central Catholic High
6948 Arrowhead Drive
Modesto, CA 95350

SECTION 4. 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 6th day of June, 1977, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Dunlap , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-610

A RESOLUTION ACCEPTING THE BID OF WESTERN FARM SERVICE TO FURNISH LIQUID ANHYDROUS AMMONIA

WHEREAS, Resolution No. 77-473 , adopted by the Council of the City of Modesto on May 9, 1977 , approved the plans and specifications for the furnishing of Liquid Anhydrous Ammonia

and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of Liquid Anhydrous Ammonia were opened at 2:15 P.M. on May 31, 1977 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 Western Farm Service at an estimated cost of \$54,000.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Western Farm Service at an estimated cost of \$54,000.00

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 13th day of June 1977, by Councilmember Dunlap , 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-611

A RESOLUTION ACCEPTING THE BID OF GEORGIA PACIFIC TO FURNISH ANNUAL
REQUIREMENTS OF LIQUID CHLORINE

WHEREAS, Resolution No. 77-472 , adopted by the Council of the
City of Modesto on May 9, 1977 , approved the plans and speci-
fications for the furnishing of annual requirements of liquid chlorine
and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of annual require-
ments of liquid chlorine
were opened at 2:00 P.M. on May 31, 1977 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 Georgia Pacific at an estimated cost of \$137,000.00
be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of Georgia Pacific at an estimated cost of \$137,000.00
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 13th day of June,
19 77 , by Councilmember Dunlap , 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: Dunlap, Elliott, Kullijian, Lang,
Mensingher, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-612

A RESOLUTION ACCEPTING THE BID OF BROWN SHEET METAL & MECHANICAL, INC.
FOR INSTALLATION OF A NEW STAIRWAY AT FIRE STATION NO. 1

WHEREAS, Resolution No. 77-547 , adopted by the Council of the
City of Modesto on May 23, 1977 , approved the plans and speci-
fications for the installation of a new stairway at Fire Station No. 1
and authorized the calling for bids, and

WHEREAS, the bids received for the installation of a new stairway
at Fire Station No. 1
were opened at 11:00 A.M. on June 7, 1977 and later tabulated
by the Director of Public Works for the consideration of the
Council, and

WHEREAS, the Director of Public Works has recommended that
the bid of Brown Sheet Metal and Mechanical, Inc. in the amount of
\$4,276.40
be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of Brown Sheet Metal and Mechanical, Inc. in the amount
of \$4,276.40
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 June,
1977, by Councilmember Dunlap , 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: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-613

A RESOLUTION ACCEPTING THE BID OF AMERICAN BRISTOL INDUSTRIES FOR
FURNISHING ONE AIR PURIFICATION SYSTEM

WHEREAS, Resolution No. 77-432 , adopted by the Council of the
City of Modesto on April 25, 1977 , approved the plans and speci-
fications for the furnishing of one air purification system .

and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of one air purifica-
tion system

were opened at 2:15 P.M. on May 24, 1977 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 Bristol Industries in the amount of \$12,547.33

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 Bristol Industries in the amount of \$12,547.33

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 June,
1977, by Councilmember Dunlap , 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: Dunlap, Elliott, Kullijian, Lang,
Mensing, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-614

A RESOLUTION REJECTING ALL BIDS SUBMITTED FOR CONSTRUCTION OF WATER-LINE EXTENSION IN McHENRY AVENUE BETWEEN WOODROW AVENUE AND 470' SOUTH AND OPENED IN THE OFFICE OF THE CITY CLERK ON JUNE 7, 1977 AT 11:10 A.M., AND AUTHORIZING NEW CALL FOR BIDS

WHEREAS, Resolution No. 77-548, adopted by the Council of the City of Modesto on May 23, 1977, approved the plans and specifications for the construction of waterline extension in McHenry Avenue between Woodrow Avenue and 470' South and authorized the calling for bids, and

WHEREAS, the bids received for the construction of waterline extension in McHenry Avenue between Woodrow Avenue and 470' South were opened at 11:0 A.M. on June 7, 1977, and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, a single bid of \$10,750, submitted by Joe Martin, was one hundred per cent (100%) above the Engineer's Estimate and is considered unacceptable, and

WHEREAS, it is recommended that the bid of Joe Martin in the amount of \$10,750 for the construction of waterline extension in McHenry Avenue between Woodrow Avenue and 470' South be rejected, and new call for bids be authorized.

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

1. All bids received for the construction of waterline extension in McHenry Avenue between Woodrow Avenue and 470' South, and opened in the office of the City Clerk on June 7, 1977 at 11:10 A.M. are hereby rejected.

2. That new call for bids to be opened June 28, 1977 at 11:10 A.M. for construction of waterline extension in McHenry Avenue between Woodrow Avenue and 470' South 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 June, 1977, by Councilmember Dunlap , 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: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-615

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR IMPROVEMENTS ON BEYER PARK DRIVE, FOREST GLENN DRIVE AND SYLVAN MEADOWS DRIVE AT BEYER PARK AND IMPROVEMENTS ON NIABELL PLACE AT SYLVAN PARK

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

SECTION 1. The plans and specifications for improvements on Beyer Park Drive, Forest Glenn Drive and Sylvan Meadows Drive at Beyer Park and improvements on Niabell Place at 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 June 28, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of June, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-616

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR IMPROVEMENTS AT THE INTERSECTION OF SYLVAN AVENUE AND COFFEE ROAD

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

SECTION 1. The plans and specifications for improvements at the intersection of Sylvan Avenue and Coffee Road 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 5, 1977 at 2:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of June, 1977, by Councilmember Dunlap, 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:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-617

A RESOLUTION AFFIRMING THE DECISION OF THE BOARD OF ZONING ADJUSTMENT GRANTING A CONDITIONAL USE PERMIT TO JOHN L. MENSINGER AND WALTER E. SOPER TO ALLOW AN OFF-STREET PARKING AREA IN THE R-1 ZONE ACCESSORY TO COMMERCIAL PROPERTY AND A VARIANCE TO ALLOW A SIX-FOOT HIGH MASONRY WALL TO BE CONSTRUCTED WITHIN THE FRONT YARD SETBACK ON PROPERTY LOCATED ON THE EAST SIDE OF ALMA AVENUE, NORTH OF AUDREY AVENUE, AND ADDING TWO ADDITIONAL CONDITIONS THERETO.

WHEREAS, an application was filed on April 5, 1977, by John L. Mensinger and Walter E. Soper for a conditional use permit to allow an off-street parking area in the R-1 Zone accessory to commercial property and for a variance to allow a six-foot high masonry wall to be constructed within the front yard setback on property located on the east side of Alma Avenue, north of Audrey Avenue, and

WHEREAS, Section 10-2.1904(a) of the Modesto Municipal Code authorizes the granting of conditional use permits and variances by the Board of Zoning Adjustment and Section 10-2.2003 of the Modesto Municipal Code sets forth the required showing for a variance, and

WHEREAS, at a public hearing held on April 28, 1977, the Board of Zoning Adjustment by Resolution No. 711 granted to John L. Mensinger and Walter E. Soper a conditional use permit to allow an off-street parking area in the R-1 Zone accessory to commercial property and a variance to allow a six-foot high masonry wall to be constructed within the front yard setback on the east side of Alma Avenue, north of Audrey Avenue subject to the conditions contained in said resolution, and

WHEREAS, an appeal to said decision of the Board of Zoning Adjustment was filed by Carl E. Ulrich, Jr. as a concerned resident in the area on May 10, 1977, and

WHEREAS, the Council set June 13, 1977, at 7:35 o'clock p.m. in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, as the time and place for the public hearing on said appeal, and

WHEREAS, at said public hearing Carl E. Ulrich, Jr. specified that said appeal had been filed because of the omission of two conditions from the conditions set forth in Board of Zoning Adjustment Resolution No. 711, which resolution is on file in the office of the Director of Planning and Community Development, and which, by this reference, is made a part hereof as though set forth in full herein, and

WHEREAS, on the basis of evidence, both oral and documentary, taken and introduced at said public hearing, the Council finds and determines that the decision of the Board of Zoning Adjustment should be affirmed for the reasons set forth in its

Resolution No. 711, but that the conditional use granted thereby to John L. Mensinger and Walter E. Soper to allow an off-street parking area in the R-1 Zone accessory to commercial property and the variance granted thereby to allow a six-foot high masonry wall to be constructed within the front yard set back on property located on the east side of Alma Avenue, north of Audrey Avenue, should be subject to two additional conditions (Nos. 14 and 15) which additional conditions are as follows:

14. The parking area east of the wall shall not be used for parking or any other use from 12 o'clock midnight to 7 o'clock a.m. of each day.
15. The six-foot high decorative masonry wall shall be buff colored and constructed in the same style as the wall around the Modesto Irrigation District substation located on Briggsmore Avenue just east of Prescott Road and shall be of concrete block 6 feet in height, 8 inches thick, have an 8 inch high screen block cap, and have 16" x 16" pilaster of split block, 11 feet four inches on center.

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 of environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the decision of the Board of Zoning Adjustment as set forth in its Resolution No. 711 should be affirmed for the reasons set forth in said Resolution No. 711, but the conditional use permit granted thereby to John L. Mensinger and Walter E. Soper to allow an off-street parking area in the R-1 Zone accessory to commercial property and the variance granted thereby to allow a six-foot high masonry wall to be constructed within the front yard setback on property located on the east side of Alma Avenue, north of Audrey Avenue are hereby made subject to the following two additional conditions (Nos. 14 and 15) which additional conditions are added to those imposed by said Board of Zoning Adjustment Resolution No. 711:

14. The parking area east of the wall shall not be used for parking or any other use from 12 o'clock midnight to 7 o'clock a.m. of each day.
15. The six-foot high decorative masonry wall shall be buff colored and constructed in the same style as the wall around the Modesto Irrigation District substation located on Briggsmore Avenue just east of Prescott Road and shall be of concrete block 6 feet in height, 8 inches thick, have an 8 inch high screen block cap, and have 16" x 16" pilaster of split block, 11 feet four inches on center.

BE IT FURTHER RESOLVED that the Secretary of the Board of Zoning Adjustment is hereby directed to file 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 13th day of June, 1977, by Councilmember Dunlap,

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: Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies

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. 77-618

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JAMES HORN CONSTRUCTION COMPANY FOR SANITARY SEWER ON CARVER ROAD BETWEEN BRIXTON LANE AND M.I.D. LATERAL NO. 6

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and James Horn Construction Company for sanitary sewer on Carver Road between Brixton Lane and M.I.D. Lateral No. 6 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 June, 1977, by Councilmember Dunlap, 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:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-619

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

WHEREAS, Chapter 27 of Part 3 of Division 7 of the Streets and High-ways 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 which are attached hereto and incorporated by reference herein.

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

SECTION 3. The 27th day of June, 1977, at 7:45 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 per-son 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 pro-cedure contained in Chapter 27, Part 3, Division 7 of the Streets and High-ways 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 13th day of June, 1977, by Councilman Dunlap, who moved its adoption, which motion being duly seconded by Councilman Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: Maurine Cagle
~~W. F. CHYNOWETH~~, City Clerk

PROJECT NO. 76/08/07 - 77/01/08

- a. Sidewalk along Tully Road at 1229 Woodman Way, Lots 8 & 9 of Block 6118-A. (Aaron H. Brock & Florence D. Daniel)
- b. Curb along Ila Way at 208 East Coolidge Avenue, Lot 7 of Block 1193-A. (Fremont Chatfield)
- c. Curb at 127 Corson Avenue, Lot 14 of Block 652. (Rosalie McLeod)
- d. Curb along Grape Avenue at 1533 Grape Avenue, Lot 1 of Block 6107. (Sam Salsi)
- e. Curb at 220 Helen Avenue, Portion of Block 619. (Hazel Young)
- f. Curb and sidewalk at 518 Virginia Avenue, a portion of Block 520. (Walter L. Sederquist)
- g. Curb and sidewalk at 542 Virginia Avenue, a portion of Block 520. (James Van Parks)
- h. Curb and sidewalk at 516 Virginia Avenue, a portion of Block 520. (Jimmy E. Muncy)
- i. Sidewalk at 1706 Stetson Avenue, a portion of Block 6141. (Thomas C. Blank)
- j. Sidewalk at 1712 Stetson Avenue, a portion of Block 6141. (Leonard J. Parra)
- k. Sidewalk at 1619 Albany Avenue, a portion of Block 6141. (J. V. Ard)
- l. Sidewalk at 1613 Albany Avenue, a portion of Block 6141. (Paul L. Methvin)
- m. Sidewalk at 1713 Albany, Lot 1 of Block 6141. (Walter Harold Schultz)
- n. Sidewalk at 1623 Albany Avenue, a portion of Block 6141. (James Turner)
- o. Sidewalk at 1604 Stetson Avenue, Lot 14 of Block 6141. (Dean R. Wilson)

NOTICE IS HEREBY GIVEN:

NAME Aaron H. Brock and Florence D. Daniel

ADDRESS 13361 Bentley Road, Waterford, CA 95386

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 8 and 9 of Block 6118-A of the Woodman Tract of the City of Modesto as per map filed October 18, 1946 in Volume 16 of Maps, Page 6, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 118-0101-001)

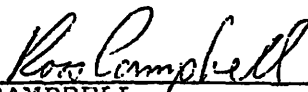
The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

100 lineal feet of five-foot wide sidewalk along the street frontage abutting Tully Road on the West side of Block 6118-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 7:45 p.m. on the 27th day of June, 19 77, in the City Council Chamber, located in the City Hall at 301 Eleventh Street, Modesto, California.

If construction is not comenced 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 13th day of June, 19 77.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME Fremont and Mildred J. Chatfield

ADDRESS 208 E. Coolidge Ave., 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:

Lot 7 of Block 1193-A of Baker Tract of the City of Modesto as per map filed April 2, 1946 in Volume 14 of Maps, Page 45, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 31-0363-001)


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:

57.16 lineal feet of four and one-half inch drive over curb along the street frontage abutting Ila Way on the West side of Block 1132-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 7:45 p.m. on the 27th day of June, 1977, in the City Council Chamber, located in the City Hall at 301 Eleventh Street, Modesto, California.

If construction is not comenced 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 13th day of June, 1977.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME Rosalie and Simpson McLeod

ADDRESS 127 Corson 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:

Lot 14 of Block 652 of Corson Tract of the City of Modesto as per map filed October 16, 1941 in Volume 14 of Maps, Page 19, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 112-0414-001)

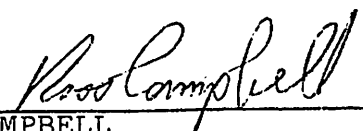
The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

70.80 lineal feet of six-inch vertical curb and gutter along the street frontage at 127 Corson Avenue on the South side of Block 652 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 7:45 p.m. on the 27th day of June, 19 77, in the City Council Chamber, located in the City Hall at 301 Eleventh Street, Modesto, California.

If construction is not comenced 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 13th day of June, 1977.


ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME Sam Salsi

ADDRESS 1533 Grape 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:

Lot 1 of Block 6107 of Dunham Tract as per map filed December 26, 1915 in Volume 16 of Maps, Page 15, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 29-0101-001)


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 six-inch vertical curb along the street frontage abutting Grape Avenue on the East side of Block 6107 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 7:45 p.m. on the 27 day of June, 1977, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 13 day of June, 1977.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME Albert L. and Hazel Young

ADDRESS 220 Helen Avenue, Modesto, CA 95354

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 114 feet of Lot 45 of Block 619 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 619, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 112-0341).

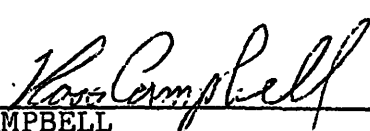
The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

114 lineal feet of six-inch vertical curb along the street frontage abutting Helen Avenue on the North side of Block 619 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 7:45 p.m. on the 27 day of June, 19 77, in the City Council Chamber, located in the City Hall at 301 Eleventh Street, Modesto, California.

If construction is not comenced 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 13 day of June, 19 77.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME Walter L. and Linnea Sederquist

ADDRESS 518 Virginia Avenue, Modesto, CA 95354

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 North 51 feet of Lot 1A of Block 520 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 520, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 110-0102-001).


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:

51 lineal feet of six-inch vertical curb and four-foot wide sidewalk along the street frontage abutting Virginia Avenue on the West side of Block 520 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 7:45 p.m. on the 27 day of June, 1977, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 13 day of June, 19 77.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NAME James and Eileen Van Parks

ADDRESS 1121 Wellesley Way, 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 100.16 feet of Lot 4A of Block 520 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 520, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 110-0103-001).

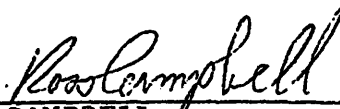
The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

100.16 lineal feet of six-inch vertical curb and four-foot wide sidewalk along the street frontage abutting Virginia Avenue on the West side of Block 520 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 7:45 p.m. on the 27 day of June, 19 77, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 13 day of June, 19 77.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME Jimmy E. and Janet S. Muncy

ADDRESS 516 Virginia Avenue, Modesto, CA 95354

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 50 feet of the North 101 feet of Lot 1A of Block 520 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 520, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 110-0101-001).

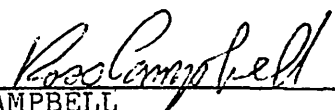
The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

50 lineal feet of six-inch viertical curb and four-foot wide sidewalk along the street frontage abutting Virginia Avenue on the West side of Block 520 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 7:45 p.m. on the 27 day of June, 1977, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 13 day of June, 1977.


ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME Thomas C. and Dawne D. Blank

ADDRESS 1706 Stetson 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 north 40 feet of Lot 22 and the South 43 feet of Lot 23 of Block 6141 of Woodman Tract as per map filed October 18, 1946 in Volume 16 of Maps, Page 6, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 118-0128-001).

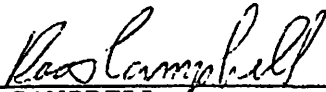
The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

83 lineal feet of four-foot wide sidewalk along the street frontage abutting Stetson Avenue on the West side of Block 6141 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 7:45 p.m. on the 27 day of June, 19 77, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 13 day of June, 19 77.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME Leonard J. and Josephine Parra

ADDRESS 1712 Stetson 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:

Lot 24 and the North 17 feet of Lot 23 of Block 6141 of Woodman Tract as per map filed October 18, 1946 in Volume 16 of Maps, Page 6, of Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 118-0129-001).

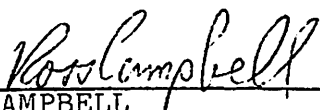
The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

72.65 lineal feet of four-foot wide sidewalk along the street frontage abutting Stetson Avenue on the West side of Block 6141 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 7:45 p.m. on the 27 day of June, 19 77, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 13 day of June, 19 77.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME J. V. and Myrtle Ard

ADDRESS 1619 Albany 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 North 30 feet of Lot 8 and the South 30 feet of Lot 7 of Block 6141 of Woodman Tract as per map filed October 18, 1946 in Volume 16 of Maps, Page 6, of Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 118-0115-001).


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 four-foot wide sidewalk along the street frontage abutting Albany Avenue on the East side of Block 6141 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 7:45 p.m. on the 27 day of June, 19 77, in the City Council Chamber, located in the City Hall at 301 Eleventh Street, Modesto, California.

If construction is not comenced 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 13 day of June, 19 77.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME Paul L. and Patricia G. Methvin

ADDRESS 1021 Lexington Drive, 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:

Lot 9 and the South 30 foot of Lot 8 of Block 6141 of Woodman Tract as per map filed October 18, 1946 in Volume 16 of Maps, Page 6, of Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 118-0116-001).

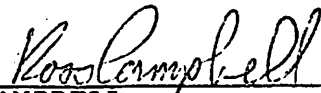
The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

90 lineal feet of four-foot wide sidewalk along the street frontage abutting Albany Avenue on the East side of Block 6141 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 7:45 p.m. on the 27 day of June, 1977, in the City Council Chamber, located in the City Hall at 301 Eleventh Street, Modesto, California.

If construction is not comenced 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 13 day of June, 1977.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME Walter Harold and Dorothy Schultz

ADDRESS 1713 Albany 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:

Lot 1 of Block 6141 of Woodman Tract as per map filed October 18, 1946 in Volume 16 of Maps, Page 6, of Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 118-0109-001).


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:

63.89 lineal feet of four-foot wide sidewalk along the street frontage abutting Albany Avenue on the East side of Block 6141 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 7:45 p.m. on the 27 day of June, 19 77, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 13 day of June, 19 77.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME James and Katherine Turner

ADDRESS 1623 Albany 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 North 30 feet of Lot 7 and the South 30 feet of Lot 6 of Block 6141 of Woodman Tract as per map filed October 18, 1946 in Volume 16 of Maps, Page 6, of Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 118-0114-001).

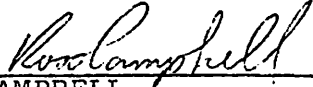
The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

60 lineal feet of four-foot wide sidewalk along the street frontage abutting Albany Avenue on the East side of Block 6141 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 7:45 p.m. on the 27 day of June, 1977, in the City Council Chamber, located in the City Hall at 301 Eleventh Street, Modesto, California.

If construction is not comenced 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 13 day of June, 1977.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME Dean R. and Marilyn Wilson

ADDRESS 1604 Stetson 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:

Lot 14 of Block 6141 of Woodman Tract as per map filed October 18, 1946 in Volume 16 of Maps, Page 6, of Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 118-0120-001).

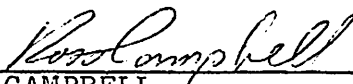
The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

60 lineal feet of four-foot wide sidewalk along the street frontage abutting Stetson Avenue on the West side of Block 6141 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 7:45 p.m. on the 27 day of June, 1977, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 13 day of June, 1977.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

MODESTO CITY COUNCIL
RESOLUTION NO. 77-620

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION TO THE CITY OF MODESTO OF UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED AS SCENIC BEND ADDITION AND GIVING NOTICE OF TIME AND PLACE FOR HEARING PROTESTS THERETO.

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

1. That, pursuant to the provisions of the Annexation of Uninhabited Territory Act of 1939, as amended, a petition signed by owners of not less than one-fourth (1/4) of the land in the hereinafter described territory by area and by assessed value as shown on the last equalized assessment roll of the County of Stanislaus was filed with the Council of the City of Modesto on June 6, 1977, requesting annexation of the hereinafter described territory to said City.
2. That the territory which the petitioners request be annexed to the City of Modesto and which said City and its Council propose to annex, is situate in the County of Stanislaus, State of California, hereby designated as Scenic Bend Addition, and described as attached hereto and made a part hereof as though set forth in full herein.
3. That the matter of the proposed annexation to the City of Modesto of said territory has been referred to the Stanislaus County Local Agency Formation Commission for its consideration and approval, and said Stanislaus County Local Agency Formation Commission did on May 24, 1977, approve the annexation of said uninhabited territory to the City of Modesto pursuant to the Government Code.
4. That no change in school district boundaries shall be effected by reason of the annexation of the hereinafter described area to the City of Modesto.
5. NOTICE IS HEREBY GIVEN that the 1st day of August, 1977, at the hour of 4:00 o'clock P.M. of said day, in the Council Chambers at the City Hall, located at 801 11th Street in the City of Modesto, be and the same is hereby fixed as the time and place for considering said petition, 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. The protest must be in writing, may be filed at any time before the hour set for hearing objections to the proposed annexation, and shall state the name or names of the owner or owners of property affected and the description and area of such property, in general terms.

6. The City Clerk shall cause a copy of this resolution to be published at least twice, but not oftener than once a week in The Modesto Bee, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto and shall also cause a copy of this resolution to be published in the Ceres Courier, being a newspaper of general circulation published outside the City of Modesto but in the County of Stanislaus. Said publications shall be completed at least twenty (20) days prior to the date set for the hearing.

7. The City Clerk of the City of Modesto shall also cause written notice of such proposed annexation to be mailed to each person to whom land within the territory proposed to be annexed is assessed on the last equalized assessment roll available on the date the proceedings were initiated, at the address shown on said assessment roll or as known to said Clerk, and to any person who has filed his name and address and the designation of the land in which he has any interest, either legal or equitable, with said Clerk. Said notices shall be mailed not less than twenty (20) days before the public hearing on the proposed annexation.

8. In the event any land within the territory proposed to be annexed is owned by the County of Stanislaus, the City Clerk is directed to cause written notice of such proposed annexation to be mailed to the Board of Supervisors of the County, such notice to be given not less than twenty (20) days before the public hearing on the proposed annexation.

9. In the event there is, upon the land proposed to be annexed, a structural improvement owned, being acquired or leased by a county fire protection district, the City Clerk is directed to cause written notice of such proposed annexation to be mailed to the governing body of such district, such notice to be sent not less than ten (10) days before the public hearing on the proposed annexation.

10. 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 13th day of June, 19 77, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

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 Rosalempbell
Public Works Department
EAH

SCENIC BEND ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Southeast quarter of Section 23 and the Northeast quarter of Section 26, 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 Southeastern corner of SONOMA NO. 3 ADDITION (285), as per description filed April 26, 1972, as Instrument 16760, Stanislaus County Records, said point being on the center line of 50.00 foot Scenic Bend;

1. thence along the Eastern line of said ADDITION (285), North $00^{\circ} 45' 00''$ West, 1073.56 feet, to a Southwestern corner of SCENIC-LAKEWOOD ADDITION (332), as per description filed May 30, 1975, as Instrument 46313, Stanislaus County Records;
2. thence along a Southern line of said ADDITION (332), North $67^{\circ} 29' 00''$ East, 225.80 feet;
3. thence along a Western line of said ADDITION (332), South $00^{\circ} 45' 00''$ East, 467.30 feet, to a Southwestern corner of said ADDITION (332);
4. thence leaving the existing City Limits, South $00^{\circ} 45' 00''$ East, 533.68 feet, to the Northern line of 50.00 foot Scenic Bend;
5. thence South $60^{\circ} 20' 20''$ East, 25.00 feet, to the center line of said 50.00 foot Scenic Bend;
6. thence along the center line of said 50.00 foot Scenic Bend, South $29^{\circ} 39' 40''$ West, 81.92 feet, to a point on the existing City Limits as established by a Western line of LINCOLN NO. 3 ADDITION (340), as per description filed February 4, 1976, as Instrument 35053, Stanislaus County Records;
7. thence continuing along said center line of 50.00 foot Scenic Bend and a Western line of said ADDITION (340), South $29^{\circ} 39' 40''$ West, 37.95 feet;
8. thence along a Southern line of said ADDITION (340), South $53^{\circ} 56' 04''$ East, 146.52 feet;
9. thence leaving the existing City Limits along the center line of Dry Creek, South $26^{\circ} 18' 40''$ West, 50.50 feet;
10. thence continuing along the center line of Dry Creek, South $38^{\circ} 54' 10''$ West, 208.85 feet;
11. thence South $63^{\circ} 48' 10''$ West, 145.64 feet;
12. thence South $00^{\circ} 45' 00''$ West, 38.55 feet, to the Southeastern corner of the property conveyed to Jack E. Goodwin, et ux, by deed recorded January 6, 1977, as Instrument 35756, Stanislaus County Records;
13. thence along the Southern line of said Goodwin property, South $54^{\circ} 02' 09''$ West, 134.78 feet;
14. thence leaving the centerline of Dry Creek along the Western line of said Goodwin property, North $00^{\circ} 45' 00''$ West, 435.73 feet, to a point on the Southern boundary of said ADDITION (285), said point also being on the center line of 50.00 foot Scenic Bend;
15. thence along said center line and Southern line of said ADDITION (285), South $88^{\circ} 52' 45''$ East, 110.05 feet, to the point of beginning, containing 7.730 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-621

A RESOLUTION ANNEXING UNINHABITED TERRITORY KNOWN
AS THE NORTH MC HENRY NO. 3 ADDITION TO
THE CITY OF MODESTO.

WHEREAS, a written petition was filed under the "Annexation of Uninhabited Territory Act of 1939" and amendments thereto, with the City Council as the Legislative Body of the City of Modesto, a municipal corporation, containing a description of uninhabited territory contiguous to land lying within the boundary of said City of Modesto, and requesting therein that said territory be included in such municipal corporation, and

WHEREAS, said petition was signed by or written consent was filed by the owners of all of the land in the territory to be annexed, and

WHEREAS, the Stanislaus County Local Agency Formation Commission did on May 24, 1977, authorize the annexation of said uninhabited territory to the City of Modesto, without notice and hearing by the Legislative Body, pursuant to the Government Code, and

WHEREAS, owners of all of the territory to be annexed have heretofore filed with the Clerk of the Legislative Body, their written consent to have the property to be annexed subjected to taxation after annexation equally with property within the City of Modesto to pay any indebtedness or liability of the City of Modesto outstanding or authorized at the time said territory is annexed, for the acquisition, construction, or completion of municipal improvements, and

WHEREAS, said territory so proposed to be annexed to the City of Modesto is designated as North McHenry No. 3 Addition,

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

That the annexation of said uninhabited territory designated as _____
North McHenry No. 3 Addition and hereinafter mentioned and described, as requested by said petition so filed with said City Council as the Legislative Body of said City of Modesto, be and the same is hereby approved, and said property be and the same is hereby subjected to taxation after annexation equally with property within the City of Modesto to pay any indebtedness of the City of Modesto,

outstanding or authorized at the time said territory is annexed, for the acquisition, construction or completion of municipal improvements, and said territory is hereby annexed to, incorporated and included in said City of Modesto, a municipal corporation,

BE IT FURTHER RESOLVED, that the specific description of the boundaries of the territory, the annexation of which is hereby approved, is attached hereto and made a part hereof as though set forth in full herein.

BE IT FURTHER RESOLVED, that no change in school district boundaries shall be effected by reason of the annexation of said territory to the City of Modesto.

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, six certified copies of this resolution, stating the date of its passage; to immediately make six 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 executive officer of the Stanislaus County Local Agency Formation Commission together with a payment of all fees required by California Government Code Section 54902.5.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of June, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
- 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 Ross Campbell
Public Works Department
EAH

April 19, 1977

Revised 5-27-77 as per
Stanislaus County Assessor

NORTH McHENRY NO. 3 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northwest quarter of Section 9, and the Southwest quarter of Section 4, 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 SYLVAN NO. 3 ADDITION (350), as per description filed November 3, 1976, as Instrument 23707, Stanislaus County Records;

1. thence along the existing City Limits on the Western line of said ADDITION (350), South $00^{\circ} 51' 30''$ East, 330.63 feet;
2. thence along a Northern line of McHENRY UNION ADDITION (334), as per description filed August 8, 1975, as Instrument 10359, Stanislaus County Records, North $89^{\circ} 18' 00''$ West, 2584.51 feet;
3. thence along an Eastern line of said ADDITION (334), North $00^{\circ} 53' 00''$ West, 40.02 feet;
4. thence South $89^{\circ} 18' 00''$ East, 317.10 feet;
5. thence leaving the existing City Limits, South $89^{\circ} 18' 00''$ East, 504.51 feet;
6. thence North $00^{\circ} 52' 00''$ West, 549.76 feet;
7. thence North $89^{\circ} 58' 42''$ East, 1758.49 feet;
8. thence South $1^{\circ} 41' 15''$ East, 280.11 feet, to the point of beginning, containing 25.02⁴ Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-622

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON APPLICATION FOR \$175,315 IN FEDERAL FUNDS FOR TRANSIT OPERATIONS IN FISCAL YEAR 1976-77

BE IT HEREBY RESOLVED by the Council of the City of Modesto that July 25, 1977 , at 7:35 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of application for \$175,315 in federal funds for transit operations in Fiscal Year 1976-77.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of June , 1977, by Councilmember Dunlap , 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:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:



NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-623

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
WALSER TRAVEL SERVICE, INC. FOR TRAVEL INSURANCE CONCESSION AT THE
MODESTO CITY-COUNTY AIRPORT/HARRY SHAM FIELD

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Walser Travel
Service, Inc.

for travel insurance concession at the Modesto City-County Airport/
Harry Sham Field (term of lease is for 3 years beginning July 1, 1977
and terminating on June 30, 1980)
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
June , 1977, by Councilmember Dunlap , 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:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-624

GRANT

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND STATE OF CALIFORNIA, DEPARTMENT OF TRANSPORTATION, DIVISION OF AERONAUTICS, FOR PROJECTS AT THE MODESTO CITY-COUNTY AIRPORT/HARRY SHAM FIELD

BE IT HEREBY RESOLVED by the Council of the City of Modesto
grant
that the/agreement between the City of Modesto and State of California, Department of Transportation, Division of Aeronautics

for projects at the Modesto City-County Airport (\$4,835.71 to be paid to City of Modesto to cover a portion of the costs of the current taxiway extension, taxiway lights, terminal and general aviation apron reconstruction and obstruction removal projects at the Airport) be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said/agreement
grant
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 June, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-625

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND SILVAIR AVIATION FOR RENEWAL OF THEIR FIXED BASE OPERATOR LEASE AT THE MODESTO CITY-COUNTY AIRPORT/HARRY SHAM FIELD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Silvair Aviation for renewal of their fixed base operator lease at the Modesto City-County Airport/Harry Sham Field (term is for 3 years beginning July 1, 1977 and ending on June 30, 1980) 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 June, 1977, by Councilmember Dunlap, 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:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-626

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
COUNTY OF STANISLAUS FOR DOMESTIC WATER SYSTEM SAMPLING AND BAC-
TERIOLOGICAL TESTING

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and County of
Stanislaus
for domestic water system sampling and bacteriological testing
(City to pay County \$9,000 per year for service)
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
June , 1977, by Councilmember Dunlap , 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:	Dunlap, Elliott, Kullijian, Lang, Mensingher, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-627


A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO CONSIDER THE PUBLIC
PROJECTS COMMITTEE'S RECOMMENDATIONS ON SCHOOL FINANCING

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that June 27, 1977 , at 7:50 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 Public Projects
Committee's recommendations on school financing.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 13th day of
June , 1977 , by Councilmember Lang , who moved
its adoption, which motion being duly seconded by Councilmember
Dunlap , was upon roll call carried and the resolution adopted
by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-628

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REGARDING ORCHARD NEIGHBORHOOD REVISED FINAL E.I.R.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that July 25, 1977 , at 7:45 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of Orchard Neighborhood Revised Final E.I.R.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of June , 1977, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Dunlap , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-629

A RESOLUTION APPOINTING MEMBER OF THE HUMAN RIGHTS COMMISSION FOR A TERM ENDING MAY 1, 1978, GEORGIA EWING REPLACING RICHARD JENNINGS

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 Rights Commission for the respective term as indicated: (term ending 5/1/78)

Georgia Ewing
625 Mamilane
Modesto, California 95351

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the Human Rights 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 June, 1977, by Councilmember Kullijian, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

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

MODESTO CITY COUNCIL
RESOLUTION NO. 77-630

A RESOLUTION APPOINTING MEMBER OF THE BOARD OF GOVERNORS, GREATER MODESTO COMMUNITY FOUNDATION FOR A TERM ENDING DECEMBER 31, 1981, LEE HAMPSON REPLACING DON HAMMOND

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 Governors, Greater Modesto Community / ^{Foundation} for the respective term as indicated: (term ending 12/31/81)

Lee G. Hampson
1412 Morada Drive
Modesto, California 95350

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the Board of Governors, Greater Modesto Community / ^{Foundation} 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 June 19 77, by Councilmember Mensinger, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
~~XXXXXXXXXXXX~~, City Clerk
NORRINE COYLE,

MODESTO CITY COUNCIL
RESOLUTION NO. 77-631

A RESOLUTION APPOINTING MEMBER OF THE CULTURE COMMISSION FOR A TERM ENDING JANUARY 1, 1981, BETTE BELLE SMITH REPLACING NATALIE SHASTID

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: (term ending 1/1/81)

Mrs. Bette Belle Smith
415 Sycamore Avenue
Modesto, California 95354

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 June, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

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

MODESTO CITY COUNCIL
RESOLUTION NO. 77-632

A RESOLUTION APPOINTING JACK BROOME AS A MEMBER OF THE DOWNTOWN IMPROVEMENT DISTRICT ADVISORY BOARD FOR A TERM ENDING MARCH 28, 1981, AND REAPPOINTING FRANK CANTELLE, FRANK RUGGIERI, AND GARY WEST AS MEMBERS OF THE D.I.D. ADVISORY BOARD FOR TERMS ENDING MARCH 28, 1981

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 Downtown Improvement District Advisory Board for a term ending March 28, 1981:

Jack Broome
1220 J Street
Modesto, California 95354

SECTION 2. The following persons are hereby reappointed to the Downtown Improvement District Advisory Board for terms ending March 28, 1981:

Frank Cantele
1120 Orchid Avenue
Modesto, CA 95350

Francis Ruggieri
P. O. Box 1292
Modesto, CA 95353

Gary West
9th and H Street
Modesto, CA 95354

SECTION 3. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed members of the Downtown Improvement District 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 13th day of June, 1977, by Councilmember Kullijian, 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: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-633

A RESOLUTION APPROVING REQUEST OF STANISLAUS COUNTY FOURTH OF JULY COMMITTEE FOR THE CELEBRATION BEING HELD IN THE CITY OF MODESTO JULY 4, 1977.

WHEREAS, the Stanislaus County Fourth of July Committee has filed the following requests relating to its celebration being held in the City of Modesto, Monday, July 4, 1977:

1. That I Street, between 11th and 12th Streets, be barricaded between 9:30 A.M. and 3:30 P.M.;
2. That permission be granted for the use of the City's reviewing stand with canvas top, to be placed on I Street close to the cannon in the Courthouse Park by City personnel on Saturday, July 2nd or Sunday, July 3rd;
3. That the Committee be granted permission to use a public address system at the reviewing stand (public address system to be furnished by said Committee);
4. That the use of Del Webb Field for entertainment and display of fireworks on the evening of July 4, 1977, be approved;
5. That the parade route used in 1976 be approved as the same route to be used in 1977; and
6. That the City supply a standby fire truck.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the requests of the Stanislaus County Fourth of July Committee be approved, subject to the following conditions:

1. That the parade route be approved by the Police Department and Parking and Traffic Department;

2. That the use of Del Webb Field to display fireworks be approved on the following conditions:

- (a) That the weather conditions will not create any fire hazard to the surrounding area;
- (b) That the Committee indemnify and hold City harmless from and against any and all costs, damages, liabilities, or injuries to persons or damage to property which may arise out of or in any way be connected with the Committee's use of Del Webb Field and adjacent areas;
- (c) That the Committee furnish to the City Clerk of City a policy or certificate of insurance evidencing Public Liability and Property Damage Insurance as shall protect the Committee and any persons employed by it, from claims for damages for personal injury or property damage which may arise out of the Committee's use of Del Webb Field and adjacent areas.

The amounts of such insurance shall be as follows:

Public Liability Insurance in an amount not less than \$100,000.00 for injuries including wrongful death to any one person, and subject to the same limits for each person in an amount not less than \$500,000.00 on account of one accident, and Property Damage Insurance in an amount not less than \$100,000.00.

Committee's liability policy and the certificate of insurance which is to be furnished to City Clerk of City shall contain a contractual liability endorsement stating that the policy is extended to cover the liability assumed by Committee under the terms of this resolution, and the liability policy and certificate of insurance to be furnished to city shall also contain a cancellation endorsement that the insurance coverage may not be cancelled nor the amount of coverage reduced until ten (10) days after receipt by the City Clerk of City of a written notice of such cancellation or reduction in coverage.

- (d) That the Committee assumes the responsibility for cleaning Del Webb Field and adjacent areas after their use;
- (e) That the City be reimbursed for any damages which may occur to Del Webb Field and City's two (2) adjacent golf courses; and
- (f) That arrangements be cleared by the Parks and Recreation and Police Department.

3. That the fire works display be conducted according to the requirements of the Fire Department of the City of Modesto as set forth in the memorandum from the Fire Chief to the City Manager dated June 17, 1977, a copy of which is attached hereto marked Exhibit "A" and made a part hereof as though set forth in full herein.

BE IT FURTHER RESOLVED that the City Clerk shall furnish Committee with a copy of this resolution. Committee shall file a written acceptance of this resolution and evidence of the required insurance with the City Clerk, and no right shall be conferred hereby until said acceptance and evidence of the required insurance is filed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of June, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensing, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST:


NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

June 17, 1977

City Manager

Fire Chief

Fireworks Display - July 4, 1977 - Del Webb Field

Pursuant to the provisions of Section 12648 of the Health and Safety Code of the State of California, I recommend a permit be granted with City Council approval as provided for in Section 12646 of the Health and Safety Code for the public display of fireworks to be conducted by the 4th of July Celebration Committee at Del Webb Field July 4, 1977.

I recommend the permittee be required to provide the following safety measures as a condition for conducting the fireworks display.

1. The pyrotechnic operator shall be currently licensed by the State Fire Marshal.
2. Patrol personnel be provided to prevent the unlawful and dangerous discharge of legal and illegal fireworks on the Municipal Golf Course and on the Del Webb Field property by the general public.
3. Patrol personnel be provided to control the vehicular traffic and parking during the arrival and departure of the citizens attending the display.
4. Modesto Fire Department be authorized to provide fire patrol services in the fallout area utilizing six off-duty Fire Department personnel and two reserve engine companies.
5. Discharge of fireworks to be permitted only upon the approval of the Fire Marshal who will inspect the area prior to the actual discharging and will determine if compliance has been made with required safety regulations and the wind velocity is not exceeding the knots considered safe for this display.
6. The downrange area be barricaded and patrolled to prevent injury to spectators due to fallout of rocket components and short ground bursts.

Re Bruce Simons

RBS:mlw

Exhibit "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 77-634

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR 10TH AND K PARKING LOT

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

SECTION 1. The plans and specifications for 10th and K 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 July 19, 1977 at 2:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of June 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-635

A RESOLUTION ESTABLISHING MUNICIPAL OFF-STREET PARKING LOTS
IN THE CITY OF MODESTO, PROVIDING FOR CONTROL THEREON, AND
RESCINDING RESOLUTION NO. 76-1106.

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

SECTION 1. PARKING METER LOTS. (a) The following municipal off-street
parking lots shall be controlled by parking meters:

- (1) PML-3 12th and I Street parking lot (southeast corner)
(PM-9 Zone)
- (2) PML-4b 11th Street between H and I Streets (lower level)
parking lot (PM-6 Zone)
- (3) PML-11 10th and H Street parking lot
(PM-8 Zone)
- (4) PML-12 9th Street between J and K Street parking lot
(PM-2 Zone)
- (5) PML-21 11th and K Street parking lot
(PM-11 Zone)
- (6) PML-24 9th and J Street parking lot
(PM-6 Zone)
- (7) PML-25 9th and I Street parking lot (Claremont Hotel
Property) (PM-6 Zone)
- (8) PML-27 Southern Pacific Depot between I and K Streets
(PM-4 Zone)
- (9) PML-28 11th Street between I and J Street parking lot
(PM-2 Zone)
- (10) PML-30 12th Street between J and K Streets
(PM-9 Zone)
- (11) PML-32 10th Street between J and K Street parking lot
(PM-2 Zone)
- (12) PML-33 Northeast corner of 10th and H Streets
(PM-6 Zone)
- (13) PML-34 10th and K Street parking lot
(PM-6 Zone)
- (14) PML-35 County Administration Building Parking Lot between
11th, 12th, G and H Streets (PM-12 Zone)

(b) The municipal off-street parking lots which are controlled by meters are
shown on the Parking Meter Zoning Map adopted by Section 3-2.1501 of the Modesto
Municipal Code. The time limits and rates of fees for parking in said parking meter
zones are as set forth in Section 3-2.1504 of said Code.

SECTION 2. ATTENDANT LOTS. (a) The following municipal off-street parking
lots are hereby established as attendant lots:

- (1) PAL-2 9th Street between I and J Street parking lot
- (2) PAL-4a 11th Street between H and I Street (street level) parking lot

(b) Vehicular parking on said municipal off-street parking lots shall be controlled and regulated by parking attendants as follows:

- (1) PAL-2 From 9:00 A.M. to 9:00 P.M., Monday through Saturday
- (2) PAL-4a From 8:00 A.M. to 9:00 P.M., Monday through Saturday

(c) The rate of ten (10¢) cents per hour or fraction thereof, unless validated in accordance with the provisions of Section 3-2.1604 of the Modesto Municipal Code, is hereby established for said attendant parking lots PAL-2 and PAL-4a.

(d) The price for validation stamps to be used with the validation system on attendant parking lots as provided by Section 3-2.1604 of the Modesto Municipal Code shall be fifteen (15¢) cents per stamp.

(e) The rate of five (5¢) cents per hour, or fraction thereof, when validated by the Stanislaus County Clerk for parking by persons serving on trial juries, is hereby established for said attendant parking lot PAL-2.

(f) The Director of Parking and Traffic may designate spaces in attendant parking lots for the free parking of bicycles. When appropriate signs are erected, bicycles may be parked in such areas without charge.

SECTION 3. PARKING TICKET LOTS. (a) The following municipal off-street parking lots shall be controlled by ticket dispensing devices:

- (1) PTL-20 10th Street between G and H Street parking lot (Old City Hall)
- (2) PTL-23 10th Street between G and H Street parking lot (Brack-Griffin)

(b) Vehicular parking on said municipal off-street parking lots PTL-20 and PTL-23, shall be controlled by means of ticket dispensing devices from 9:00 A.M. to 4:30 P.M., Monday through Saturday.

(c) The rate of twenty-five (25¢) cents per day or fraction thereof is hereby established for said parking ticket lots PTL-20 and PTL-23.

SECTION 4. FREE LOTS. The following municipal off-street parking lots shall be free lots:

- (a) PL-10 8th Street between I and K Streets
- (b) PL-15 Fire Station parking lot (north side)
- (c) PL-16 Fire Station parking lot (south side)
- (d) PL-31 Lincoln School site

SECTION 5. MONTHLY PARKING PASSES. Monthly parking passes may be authorized by the Director of Parking and Traffic on any attendant or metered lot when it does not encroach on the needs of shopper parking. The monthly charges for such passes shall be as follows:

PML-21	11th and K Street parking lot	\$ 12.50
PML-25	9th and I Streets parking lot (Claremont Hotel Property)	\$ 5.00
PML-27	Southern Pacific Depot parking lot between I and K Streets	\$ 4.00
PML-30	12th Street between J and K Streets (PM-9 Zone)	\$ 5.00
PML-33	Northeast corner of 10th and H Streets (PM-6 Zone)	\$ 7.00
PML-34	10th and K Street parking lot	\$ 7.50
	All other attendant or metered lots	\$ 10.00

Monthly parking passes may be authorized by the Director of Parking and Traffic on any parking ticket lot. The charge for such passes shall be at the rate of Five and no/100ths (\$5.00) Dollars per month.

SECTION 6. REPEALS. Resolution No. 76-1106 adopted by the Council on October 4, 1976, 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 June, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensing, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

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. 77-636

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR HEATING AND AIR CONDITIONING OF FIRE STATION NO. 1

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

SECTION 1. The plans and specifications for Heating and Air Conditioning of Fire Station No. 1

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, 601 11th Street, in the City of Modesto, on July 12, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of June, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-637

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR CONSTRUCTION OF WATERLINES IN COLLEGE TERRACE ESTATES

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

SECTION 1. The plans and specifications for construction of waterlines in College Terrace Estates 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 5, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of June, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Siefkin

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-638

A RESOLUTION ACCEPTING THE BID OF J. E. BAUER TO FURNISH TRAFFIC LINE PAINT

WHEREAS, Resolution No. 77-512 , adopted by the Council of the City of Modesto on May 16, 1977 , approved the plans and specifications for the furnishing of Traffic Line Paint

and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of Traffic Line Paint were opened at 2:30 P.M. on June 7, 1977 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 J. E. Bauer at an estimated cost of \$27,000.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of J. E. Bauer at an estimated cost of \$27,000.00

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 20th day of June, 1977, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Mensinger , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-639

A RESOLUTION ACCEPTING THE BID OF THE FLINTKOTE COMPANY TO FURNISH
ROCK, SAND AND GRAVEL

WHEREAS, Resolution No. 77-511 , adopted by the Council of the
City of Modesto on May 16, 1977 , approved the plans and speci-
fications for the furnishing of rock, sand and gravel

and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of rock, sand
and gravel
were opened at 2:00 P.M. on June 7, 1977 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 Flintkote Co. for white plaster sand at \$4.50/ton,
fine agg. at \$5.00/ton, fill sand at \$3.25/ton and drain rock at \$3.50/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 The Flintkote Co. for white plaster sand at \$4.50/ton,
fine agg. at \$5.00/ton, fill sand at \$3.25/ton and drain rock at \$3.50/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 20th day of June,
1977, by Councilmember Lang , who moved its adoption, which
motion being duly seconded by Councilmember Mensinger , was upon roll
call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-640

A RESOLUTION ACCEPTING THE BID OF M. J. RUDDY & SON TO FURNISH ROCK,
SAND AND GRAVEL

WHEREAS, Resolution No. 77-511 , adopted by the Council of the
City of Modesto on May 16, 1977 , approved the plans and speci-
fications for the furnishing of rock, sand and gravel

and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of rock, sand and
gravel

were opened at 2:00 P.M. on June 7, 1977 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 and Son for conc. mix agg. at \$3.75/ton, agg.
base at \$3.50/ton and crushed rock at \$5.50/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 M. J. Ruddy and Son for conc. mix agg. at \$3.75/ton,
agg. base at \$3.50/ton and crushed rock at \$5.50/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 20th day of June,
19 77 , by Councilmember Lang , who moved its adoption, which
motion being duly seconded by Councilmember Mensinger , was upon roll
call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-641

RESOLUTION AUTHORIZING THE CITY MANAGER TO ACCEPT GRANT OFFER FOR FEDERAL ASSISTANCE FROM THE FEDERAL AVIATION ADMINISTRATION FOR CONSTRUCTION OF MISCELLANEOUS PROJECTS AT THE MODESTO CITY-COUNTY AIRPORT/HARRY SHAM FIELD

WHEREAS, the Federal Aviation Administration has notified the City of Modesto that construction of miscellaneous projects at the Modesto City-County Airport/Harry Sham Field, ADAP Project No. 8-06-0153-05 has been approved and that federal funds are available for the project.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the City Manager is hereby authorized to accept the grant offer in the amount of \$206,920 for the purpose of obtaining federal aid under Project No. 8-06-0153-05 in the development of Modesto City-County Airport/Harry Sham Field.

BE IT FURTHER RESOLVED that the City Manager is hereby authorized to execute the statement of acceptance of said grant offer, a true copy of which is attached hereto and made a part hereof, on behalf of the City of Modesto.

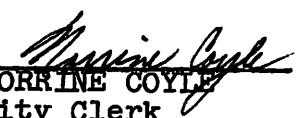
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of June, 1977 by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST:


NORRINE COYLE
City Clerk

GRANT AGREEMENT

Part I-Offer

Date of Offer June 9, 1977

Modesto City-County Airport

Project No. 6-06-0153-05

Contract No. DOT FA77WE-3934

TO: CITY OF MODESTO, CALIFORNIA
(herein referred to as the "Sponsor")

FROM: The United States of America (acting through the Federal Aviation Administration, herein referred to as the "FAA")

WHEREAS, the Sponsor has submitted to the FAA a Project Application dated April 19, 1977, for a grant of Federal funds for a project for development of the Modesto City-County Airport (herein called the "Airport"), together with plans and specifications for such project, which Project Application, as approved by the FAA is hereby incorporated herein and made a part hereof; and

WHEREAS, the FAA has approved a project for development of the Airport (herein called the "Project") consisting of the following described airport development:

Relocate (approximately 1000 LF) and modify (approximately 20,000 LF) security fencing; Reconstruct portion of air carrier terminal apron (approximately 9,500 SF); Reconstruct general aviation apron (approximately 150,000 SF) including drainage; Land, clear zone Areas K1, K2, K3, K4, K5, K6 and K7 (approximately 3.9 acres) including obstruction removal, Runway 10L; Install medium intensity taxiway lights (MITL) on parallel taxiway for Runway 10R/28L and two connecting taxiways (approximately 4800 LF) including marking; Construct, mark and light exit taxiway (approximately 50' x 280') from Runway 28R.

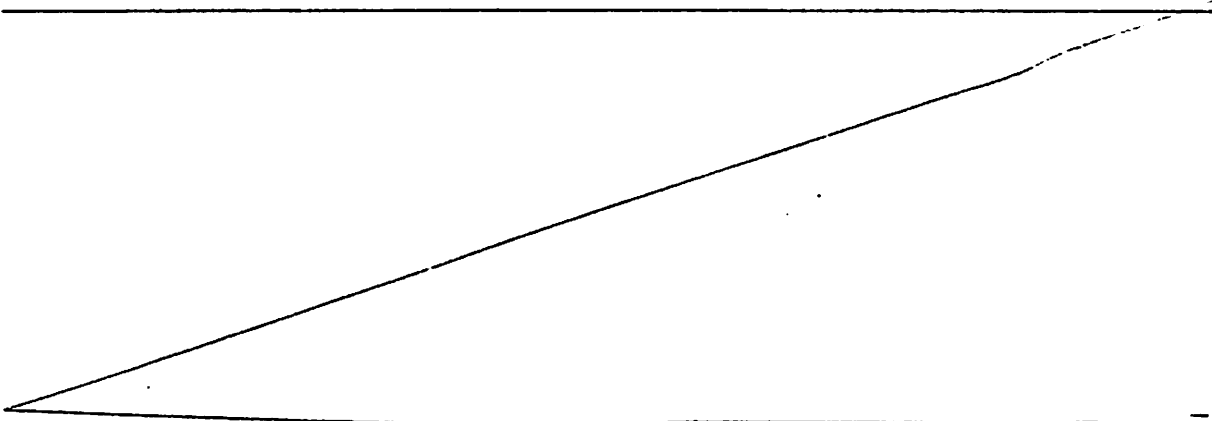
all as more particularly described in the property map and plans and specifications incorporated in the said Project Application;

WHEREAS, this project will not be completed during fiscal year 1977 and the total estimated cost of completion will be \$284,665.00.

NOW THEREFORE, pursuant to and for the purpose of carrying out the provisions of the Airport and Airway Development Act of 1970, as amended (49 U.S.C. 1701), and in consideration of (a) the Sponsor's adoption and ratification of the representations and assurances contained in said Project Application, and its acceptance of this Offer as hereinafter provided, and (b) the benefits to accrue to the United States and the public from the accomplishment of the Project and the operation and maintenance of the Airport as herein provided, THE FEDERAL AVIATION ADMINISTRATION, FOR AND ON BEHALF OF THE UNITED STATES, HEREBY OFFERS AND AGREES to pay, as the United States share of the allowable costs incurred in accomplishing the Project, 90 percent of the allowable project costs.

This Offer is made on and subject to the following terms and conditions:

1. The maximum obligation of the United States payable under this Offer shall be \$206,920.00.
- 1a. Pursuant to Section 19 of the Airport and Airway Development Act, as amended, and at the sponsor's request, the FAA does hereby commit the United States to obligate an additional amount to this project for payment of its share of the cost, in accordance with the terms hereof, not to exceed the apportionment(s) made to the sponsor for FY(s) 1978 pursuant to Section 15(a)(3)(A) of said Act, as amended, and subject to the restrictions now or hereinafter imposed on the FAA on use of such apportionment by, but not limited to, Appropriation Acts now or hereinafter enacted. The exact amount of this commitment will be established in an amendment to this grant that will be duly executed by the parties hereto when such computation and obligation can be made in FY(s) 1978. It is further understood by the parties hereto that this commitment does not in itself obligate, preclude nor restrict the FAA in the use of any funds made available for discretionary use under Section 15 of said Act to further aid the sponsor in meeting the cost of this project under the terms of this agreement and limitations of law.

2. The sponsor shall:
 - (a) begin accomplishment of the Project within 120 days after acceptance of this Offer or such longer time as may be prescribed by the FAA, with failure to do so constituting just cause for termination of the obligation of the United States hereunder by the FAA;
 - (b) carry out and complete the Project without undue delay and in accordance with the terms hereof, the Airport and Airway Development Act of 1970, and Sections 152.51-152.63 of the Regulations of the Federal Aviation Administration (14 CFR 152) in effect as of the date of acceptance of this Offer; which Regulations are hereinafter referred to as the "Regulations";
 - (c) carry out and complete the Project in accordance with the plans and specifications and property map, incorporated herein, as they may be revised or modified with the approval of the FAA.
 3. The allowable costs of the project shall not include any costs determined by the FAA to be ineligible for consideration as to allowability under Section 152.47 (b) of the Regulations.
 4. Payment of the United States share of the allowable project costs will be made pursuant to and in accordance with the provisions of Section 152.65-152.71 of the Regulations. Final determination as to the allowability of the costs of the project will be made at the time of the final grant payment pursuant to Section 152.71 of the Regulations: Provided that, in the event a semi-final grant payment is made pursuant to Section 152.71 of the Regulations, final determination as to the allowability of those costs to which such semi-final payment relates will be made at the time of such semi-final payment.
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5. The Sponsor shall operate and maintain the Airport as Provided In the Project Application incorporated herein and specifically covenants and agrees, in accordance with its Assurance 20 in Part V of said Project Application, that in its operation and the operation of all facilities thereof, neither it nor any person or organization occupying space or facilities thereon will discriminate against any person or class of persons by reason of race, color, creed or national origin in the use of any of the facilities provided for the public on the airport.
6. The FAA reserves the right to amend or withdraw this Offer at any time prior to its acceptance by the Sponsor.
7. This Offer shall expire and the United States shall not be obligated to pay any part of the costs of the Project unless this Offer has been accepted by the Sponsor on or before June 30, 1977 or such subsequent date as may be prescribed in writing by the FAA.
8. The Sponsor hereby agrees that it will incorporate or cause to be incorporated into any contract for construction work, or modification thereof, as defined in the regulations of the Secretary of Labor at 41 CFR Chapter 60, which is paid for in whole or in part with funds obtained from the Federal Government or borrowed on the credit of the Federal Government pursuant to a grant, contract, loan, insurance, or guarantee, or undertaken pursuant to any Federal program involving such grant, contract, loan insurance, or guarantee the following Equal Opportunity clause.
 - (a) During the performance of this contract, the contractor agrees as follows:
 - (1) The contractor will not discriminate against any employee or applicant for employment because of race, color, religion, sex or national origin. The contractor will take affirmative action to ensure that applicants are employed, and that employees are treated during employment without regard to their race, color, sex or national origin. Such action shall include, but not be limited to the following: Employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination, rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor agree to post in conspicuous places, available to employees and applicants for employment, notices to be provided setting forth the provisions of this nondiscrimination clause.
 - (2) The contractor will, in all solicitations or advertisements for employees placed by or on behalf of the contractor,

state that all qualified applicants will receive consideration for employment without regard to race, color, religion sex or national origin.

- (3) The contractor will send to each labor union or representative of workers with which he has a collective bargaining agreement or other contract or understanding, a notice to be provided advising the said labor union or workers' representatives of the contractor's commitments under this section, and shall post copies of the notice in conspicuous places available to employees and applicants for employment.
- (4) The contractor will comply with all provisions of Executive Order 11246 of 24 September 1965, and of the rules and regulations, and relevant orders of the Secretary of Labor.
- (5) The contractor will furnish all information and reports required by Executive Order 11246 of 24 September 1965, and by rules, regulations, and orders of the Secretary of Labor, or pursuant thereto, and will permit access to his books, records, and accounts by the administering agency and the Secretary of Labor for purposes of investigation to ascertain compliance with such rules, regulations, and orders.
- (6) In the event of the contractor's noncompliance with the nondiscrimination clauses of this contract or with any of the said rules, regulations, or orders, this contract may be canceled, terminated, or suspended in whole or in part and the contractor may be declared ineligible for further government contracts or federally assisted construction contracts in accordance with procedures authorized in Executive Order 11246 of 24 September 1965, and such other sanctions may be imposed and remedies invoked as provided in Executive Order 11246 of 24 September 1965, or by rule, regulation, or order of the Secretary of Labor, or as otherwise provided by law.
- (7) The contractor will include the portion of the sentence immediately preceding paragraph (1) and the provisions of paragraphs (1) through (7) in every subcontract or purchase order unless exempted by rules, regulations, or orders of the Secretary of Labor issued pursuant to Section 204 of Executive Order 11246 of 24 September 1965, so that such provisions will be binding upon each subcontractor or vendor. The contractor will take such action with respect to any subcontract or purchase order as the administering

agency may direct as a means of enforcing such provisions, including sanctions for noncompliance; provided, however, that in the event a contractor becomes involved in, or is threatened with, litigation with a subcontractor or vendor as a result of such direction by the administering agency, the contractor may request the United States to enter into such litigation to protect the interests of the United States.

The Sponsor further agrees that it will be bound by the above equal opportunity clause with respect to its own employment practices when it participates in federally assisted construction work: provided, that if the applicant so participating is a state or local government, the above equal opportunity clause is not applicable to any agency, instrumentality or subdivision of such government which does not participate in work on or under the contract.

The Sponsor agrees that it will assist and cooperate actively with the administering agency and the Secretary of Labor in obtaining the compliance of contractors and subcontractors with the equal opportunity clause and the rules, regulations and relevant orders of the Secretary of Labor; that it will furnish the administering agency and the Secretary of Labor such information as they may require for the supervision of such compliance; and that it will otherwise assist the administering agency in the discharge of the agency's primary responsibility for securing compliance.

The Sponsor further agrees that it will refrain from entering into any contract or contract modification subject to Executive Order 11246 of 24 September 1965 with a contractor debarred from, or who has not demonstrated eligibility for, government contracts and federally assisted construction contracts pursuant to the Executive Order and will carry out such sanctions and penalties for violation of the equal opportunity clause as may be imposed upon contractors and subcontractors by the administering agency or by the Secretary of Labor pursuant to Part 11, Subpart D of the Executive Order. In addition, the Sponsor agrees that if it fails or refuses to comply with these undertakings the administering agency may take any or all of the following actions: cancel, terminate, or suspend in whole or in part this grant (contract, loan, insurance guarantee); refrain from extending any further assistance to the Sponsor under the program with respect to which the failure or refund occurred until satisfactory assurance of further compliance has been received from the Sponsor; or refer the case to the Department of Justice for appropriate legal proceedings.

- (b) State and local governments intending to impose affirmative action hiring and/or training requirements on federally assisted construction already subject to federal minority hiring and/or training plans established pursuant to the Order shall submit such requirements to the Director prior to their inclusion in any federally assisted construction contracts. Such state or local government requirements will be deemed applicable to federally assisted construction contracts unless the Director, or in the case of an appeal of the Director's determination, the Assistant Secretary for Employment Standards, determines that such requirements are inconsistent with the Order or incompatible with the effective implementation of the federal minority hiring and/or training plan (either voluntary or imposed) in the area. The state or local government affirmative action hiring and/or training requirements shall not be included in federally assisted construction contracts until the Director, or in the case of an appeal, the Assistant Secretary, has had an opportunity to make a determination in accordance with this paragraph. The Director shall make his determination within 60 days of his receipt of the state or local government's submission, which should include the pertinent affirmative action hiring and/or training requirements and supporting data. The Director may also request the state or local government to supply information and data necessary for his determination. The Director's determination shall be communicated directly to the state or local governmental body by registered mail, return receipt requested, together, in the case of an adverse determination, with a notification of its right to appeal to the Assistant Secretary. The Director's determination shall also be announced in a Federal Register notice, which shall also indicate that the state or local government, and any other persons or groups affected by the Director's determination, including construction trades contractors, labor organizations, associations or other organizations of construction trades contractors and/or labor organizations, and minority community groups, may appeal such determination to the Assistant Secretary by requesting a hearing within 21 days of the publication of the Federal Register notice. Following this appeal period, if any requests for a hearing have been filed with the Assistant Secretary, the Department of Labor shall then designate an administrative law judge who shall conduct a hearing to make proposed findings and a recommended decision to the Assistant Secretary upon the basis of the record before him. The administrative law judge shall give reasonable notice of the opportunity to participate in such hearing by registered mail, return receipt requested, to those requesting the hearing and shall also give reasonable notice of such hearing in the Federal Register to inform all other persons, organizations and other entities affected by the

Director's determination of their opportunity to participate in the hearing. Each participant shall have the right to counsel and a fair opportunity to present his case, including such cross-examination as the administrative law judge may deem appropriate in the circumstances. Within 80 days of the close of the appeal period for requesting a hearing, the Assistant Secretary shall make a final decision on the basis of the record before him, which shall consist of the record for recommended decision, the rulings and recommended decisions of the administrative law judge, and the exceptions and briefs filed subsequent to the administrative law judge's decision. In determining whether state or local government affirmative action hiring and/or training requirements are inconsistent with the Order or incompatible with the effective implementation of the applicable federal minority hiring and/or training plan in the area, at least the following factors shall be considered under this subparagraph: (i) the impact of the state or local government requirements on the successful implementation of the federal plan in the area; (ii) the minority population in the area to be covered by the state or local government plan; (iii) the minority manpower utilization in the area construction industry, on a trade-by-trade basis; (iv) the availability of minorities for employment in the area construction industry; (v) the need and availability of training programs in the area construction industry; (vi) the projected growth and attrition factors of the area construction industry in the near future; (vii) available procedures to ensure that contractors, subcontractors and others are provided with notice and a full opportunity to contest allegation of noncompliance; and (viii) assurances that the state or local government minority hiring and/or training requirements are not intended and shall not be used to discriminate against any qualified person on the basis of race, color, religion, sex or national origin. State and local governments are encouraged: to participate in the formulation and implementation of federal minority hiring and/or training plans consonant with the aforementioned criteria in areas currently without such plans; to enforce their fair employment practices laws with respect to acts of discrimination affecting federally assisted construction; and to assist the administering federal agency in monitoring the compliance of contractors and subcontractors performing on federally assisted projects. For purposes of this subparagraph, "Assistant Secretary" means the Assistant Secretary for Employment Standards or his designee.

9. The Sponsor will send a copy of all invitations for bids, advertised or negotiated, for concessions or other businesses at the airport to the appropriate Office of Minority Business Enterprise (OMBE) representative as identified by the FAA Regional Civil Rights Office.

The Sponsor will disclose and make information about the contracts, contracting procedures and requirements available to the designated OMBE representative and minority firms on the same basis that such information is disclosed and made available to other organizations or firms. Responses by minority firms to invitations for bids shall be treated in the same manner as all other responses to the invitations for bids.

Compliance with the preceding paragraph will be deemed to constitute compliance by the Sponsor with requirements of 49 CFR 21 Appendix C(A)(1)(X), Regulations of the Office of the Secretary of Transportation.

10. It is understood and agreed that the Sponsor will provide for FAA employees adequate parking accommodations satisfactory to the Administrator at all FAA technical facilities (Air Navigation and Air Traffic Control facilities) located on the airport. It is further understood and agreed that Sponsor will provide, without cost, adequate land for the purpose of parking all official vehicles of the FAA (government and privately owned when used for FAA business) necessary for the maintenance and operation of the FAA facilities on the airport. Such land shall be adjacent to the facilities served.
11. It is understood and agreed that the Sponsor shall comply with the revised Administration requirements to FAR Part 152 as set forth in the May 31, 1974, Issue of the Federal Register, Volume 39, No. 106. It is further agreed that the Sponsor shall comply with the assurances contained in FAA Form 5100-100 (or FAA Form 5100-101 as appropriate).
12. It is understood and agreed by and between the parties hereto that pursuant to FAR Part 152, Section 152.64, the FAA may by written notice terminate or suspend this Grant in whole or in part, or withhold payment if it finds that the Sponsor has failed to comply with the conditions of the Grant or if it finds that continuation of the project would not produce beneficial results.
13. It is understood and agreed by and between the parties hereto that the Sponsor shall comply with the reporting requirements set forth in FAR Part 152, Section 152.66.
14. Assurance Number 18 of Part V of the project application incorporated herein is amended by including at the end of the second sentence the following language:

"including the requirement that (A) each air carrier, authorized to engage directly in air transportation pursuant to Section 401 or 402 of the Federal Aviation

Act of 1958, using such airport shall be subject to nondiscriminatory and substantially comparable rates, fees, rentals, and other charges and nondiscriminatory and substantially comparable rules, regulations, and conditions as are applicable to all such air carriers which make similar use of such airport and which utilize similar facilities, subject to reasonable classifications such as tenants or nontenants, and combined passenger and cargo flights or all cargo flights, and such classification or status as tenant shall not be unreasonably withheld by any sponsor provided an air carrier assumes obligations substantially similar to those already imposed on tenant air carriers, and (B) each fixed-base operator using a general aviation airport shall be subject to the same rates, fees, rentals, and other charges as are uniformly applicable to all other fixed-base operators making the same or similar uses of such airport utilizing the same or similar facilities; provision (A) above, shall not require the reformation of any lease or other contract entered into by a sponsor before July 12, 1976; Provision (B) above, shall not require the reformation of any lease or other contract entered into by a sponsor before July 1, 1975."

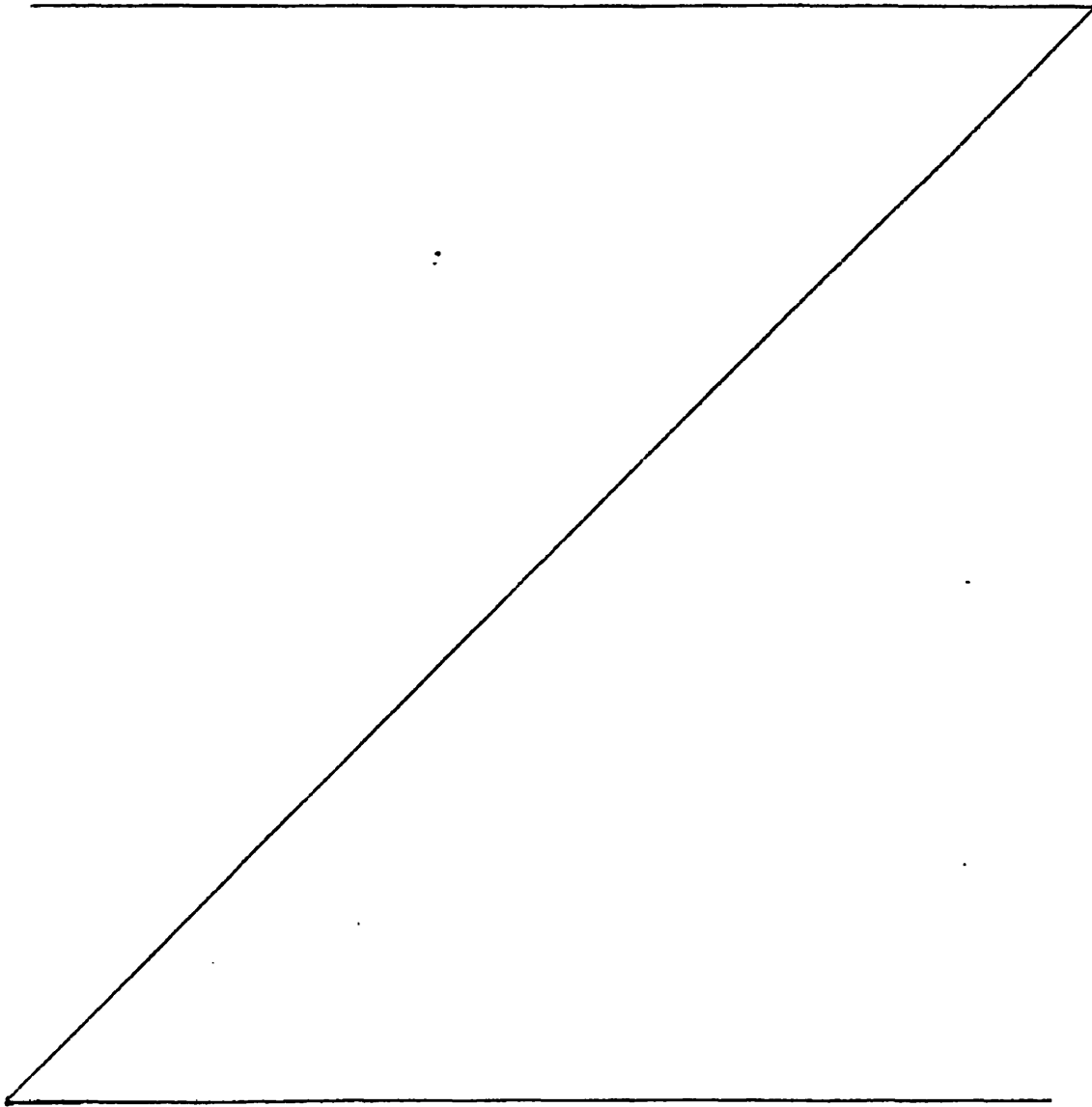
15. It is understood and agreed that no part of the Federal share of an airport development project for which a grant is made under the Airport and Airway Development Act of 1970, as amended (49 U.S.C. 1701 et seq.), or under the Federal Airport Act, as amended (49 U.S.C. 1101 et seq.), shall be included in the rate base in establishing fees, rates, and charges for users of the airport.
16. This project and all work performed thereunder is subject to the Clean Air Act and the Federal Water Pollution Control Act. Accordingly,
 - (a) The sponsor hereby stipulates that any facility to be utilized in performance under the grant or to benefit from the grant is not listed on the Environmental Protection Agency (EPA) List of Violating Facilities.
 - (b) The sponsor agrees to comply with all the requirements of Section 114 of the Clean Air Act and Section 308 of the Federal Water Pollution Control Act and all regulations issued thereunder.
 - (c) The sponsor shall notify the FAA of the receipt of any communication from the EPA indicating that a facility to be utilized for performance of or benefit from the grant is under consideration to be listed on the EPA List of Violating Facilities.

- (d) The sponsor agrees that he will include or cause to be included in any contract or subcontract under the grant which exceeds \$100,000 the criteria and requirements in these subparagraphs (a) through (d).
17. The grantee agrees to effectuate the purposes of Section 30 of the Airport and Airway Development Act of 1970, as amended, by assuring that minority business enterprises shall have the maximum opportunity to participate in the performance of contracts financed in whole or in part with federal funds provided under this agreement. For the purposes of this provision, "minority business enterprise" means a business enterprise that is owned by, or is controlled by, a socially or economically disadvantaged person or persons. Such disadvantage may arise from cultural, racial, religious, sex, national origin, chronic economic circumstances or background or other similar cause. Such persons may include, but are not limited to, blacks not of Hispanic origin; persons of Hispanic origin; Asians or Pacific Islanders; American Indians; and Alaskan natives. Grantee further agrees to comply with such regulations as may be issued by the Federal Aviation Administration to implement Section 30 of the Act.
18. It is hereby understood and agreed by and between the parties hereto that the United States will not make nor be obligated to make any payments involving Areas K1, K2, K3, K4, K5, K6 and K7, as shown on the property map attached hereto and identified as Exhibit "A" until the sponsor has submitted evidence that it has acquired a fee title or such lesser property interest as may be found satisfactory to the FAA in and to said Areas K1, K2, K3, K4, K5, K6 and K7 (or any portion thereof for which grant payment is sought) subject to no liens, encumbrances, reservations or exceptions which in the opinion of the FAA might create an undue risk of interference with the use and operation of the airport.
19. The Federal Government does not now plan or contemplate the construction of any structures pursuant to Paragraph 27 of Part V - Sponsor's Assurances - of the Project Application dated April 19, 1977, and, therefore, it is understood and agreed that the sponsor is under no obligation to furnish any areas or rights without cost to the Federal Government under this Grant Agreement. However, nothing contained herein shall be construed as altering or changing the rights of the United States and/or the obligations of the sponsor under prior Grant Agreements to furnish rent-free space and/or such estates or interests in such land or rights in buildings for the activities

20. By its acceptance hereof, the Sponsor covenants and agrees that with respect to Areas K1, K2, K3, K4, K5, K6 and K7, as shown on Exhibit "A", it will clear any of said Areas K1, K2, K3, K4, K5, K6 and K7 acquired in fee of any existing structures, prior to final payment under the project and that it will neither erect nor permit the erection of any permanent structures therein except those required for aids to air navigation or those for which may be specifically approved by the FAA; further, if a lesser interest other than fee is acquired in said Areas K1, K2, K3, K4, K5, K6 and K7, the Sponsor agrees it will clear said Areas K1, K2, K3, K4, K5, K6 and K7, of any existing structure or any natural growth which constitutes an obstruction to air navigation within the standards established by Part 77 of the Federal Aviation Regulations; and further, the Sponsor covenants that it will control the subsequent erection of structures and control natural growth to the extent necessary to prevent the creation of obstructions within said standards.
20. It is understood and agreed by and between the parties hereto that Federal participation in that portion of the development described on Page 1 hereof, relating to airport lighting, is predicated upon the Sponsor's operating plan concerning the use and operation of such airport lighting, dated February 3, 1977, which plan is incorporated herein and made a part hereof.
21. A. Pursuant to Section 305 of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646; Part 25, Regulations of the Secretary of Transportation, "Relocation Assistance and Land Acquisition for Federal and Federally Assisted Programs" (49 CFR Part 25, 40 F.R. 41041); the Regulations; and other applicable provisions of law -- the terms used in this paragraph to have the meanings assigned to them under such Act and regulations:
1. Sponsor will fully comply with Subpart 1 of said Part 25.
 2. Sponsor will adequately inform the public of the acquisition policies, requirements, and payments which will apply to the project with respect to any acquisition of real property to which said Part 25 and this statement apply.
- B. With respect to every person from whom real property was acquired after 1 January 1971, and who would have been entitled to any payments pursuant to the assurances of this agreement had this agreement been in effect at the time of such acquisition, Sponsor represents and undertakes as the case may be: (1) That such person has received or will receive all the payments and has timely been or will be timely afforded all the advantages that would have accrued to him under the provisions of this paragraph and the real property been acquired subsequent to the date of this agreement; and (2) that Sponsor has timely performed or will timely perform all acts that would have been or would still be required of the Sponsor had the assurances of this paragraph been applicable at the times identified in this paragraph.

C. The obligation of the United States under any part of this agreement to share in the allowable costs incurred by the Sponsor under this paragraph shall be subject to all the pertinent and applicable provisions, limitations, and conditions contained in the laws and regulations of the United States.

D. It is understood and agreed by and between the parties hereto that the United States shall not make nor be obligated to make any payment hereunder for land acquisition, or reimbursement for land acquisition, until the Sponsor has complied with the requirements of this condition.



The Sponsor's acceptance of this Offer and ratification and adoption of the Project Application incorporated herein shall be evidenced by execution of this instrument by the Sponsor, as hereinafter provided, and said Offer and Acceptance shall comprise a Grant Agreement, as provided by the Airport and Airway Development Act of 1970, constituting the obligations and rights of the United States and the Sponsor with respect to the accomplishment of the Project and the operation and maintenance of the Airport. Such Grant Agreement shall become effective upon the Sponsor's acceptance of this Offer and shall remain in full force and effect throughout the useful life of the facilities developed under the Project but in any event not to exceed twenty years from the date of said acceptance.

UNITED STATES OF AMERICA
FEDERAL AVIATION ADMINISTRATION
WESTERN REGION

By: *[Signature]*
(TITLE)

Acting Chief, Airport District Office, SFO-600
Part II-Acceptance

The City of Modesto, California does hereby ratify and adopt all statements, representations, warranties, covenants, and agreements contained in the Project Application and incorporated materials referred to in the foregoing Offer and does hereby accept said Offer and by such acceptance agrees to all of the terms and conditions thereof.

20th June 77

Executed this..... day of....., 19.....

THE CITY OF MODESTO, CALIFORNIA
(Name of Sponsor)

By: *[Signature]*
Garth Lipsky
City Manager
Title.....

(SEAL)

Attest: *[Signature]*
Norrine Coyle
City Clerk
Title:.....

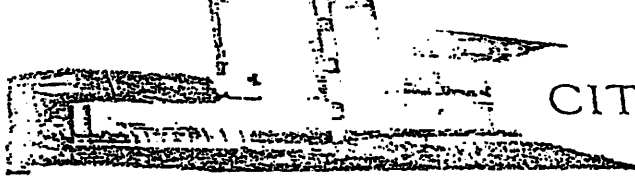
CERTIFICATE OF SPONSOR'S ATTORNEY

I, Elwyn L. Johnson, acting as Attorney for City of Modesto, (herein referred to as the "Sponsor") do hereby certify:

That I have examined the foregoing Grant Agreement and the proceedings taken by said Sponsor relating thereto, and find that the Acceptance thereof by said Sponsor has been duly authorized and that the execution thereof is in all respects due and proper and in accordance with the laws of the State of California and further that, in my opinion, said Grant Agreement constitutes a legal and binding obligation of the Sponsor in accordance with the terms thereof.

Modesto, California 20th June 77
Dated at..... this..... day of....., 19.....

[Signature]
Elwyn L. Johnson
City Attorney
Title.....



CITY OF MODESTO
CALIFORNIA

PUBLIC WORKS DEPARTMENT

City Hall, 801 Eleventh
P. O. Box 642, 95353
(209) 524-4011

February 3, 1977

Frederick M. Isaac, Chief
Airport District Office
Federal Aviation Administration
831 Mitten Road
Burlingame, California 94010


Dear Mr. Isaac:

In accordance with Paragraph 152.101, Part 152, of the Federal Aviation Regulations the following statement is submitted:

The City of Modesto as operator of the Modesto City-County Airport/Harry Sham Field is aware of the cost to operate and maintain the proposed installation of the MITL System in ADAP Project No. 8-06-0153-05.

In addition the City of Modesto agrees to operate the proposed MITL system throughout each night of the year in the same manner as the other existing lighting systems as shown in the attached Letter of Agreement now in effect with the Modesto Airport Traffic Control Tower.

Sincerely,


Richard C. Smith, A.A.E.
Airport Manager

RCS:sh

Enclosure: Letter of Agreement

LETTER OF AGREEMENT

EFFECTIVE: April 15, 1975

SUBJECT: Operation of Airport Light Systems

1. PURPOSE. This Letter of Agreement establishes procedures and delineates responsibilities for operation of Modesto City-County Airport/Harry Sham Field Light Systems during those hours when Modesto Tower is not in operation. It also assigns responsibility to airport management for proper maintenance of the Medium Intensity Approach Light System (MALS) and responsibility to the FAA for proper maintenance of the Runway Alignment Indicator Lighting System (RAILS).
2. CANCELLATION. The subject Agreement between Modesto Airport Traffic Control Tower and Modesto City-County Airport, dated February 1, 1974, is cancelled on the above effective date.
3. RESPONSIBILITY.
 - a. The airport owner/operator covenants and agrees to indemnify and save harmless the UNITED STATES OF AMERICA to the extent that it may be acting by and through the Federal Aviation Administration and the agents, employees, or designees of said agency against any and all loss, damage, costs and expenses which it or they may hereafter incur, suffer, or pay by reason of its, or their negligence arising out of the operation of the runway lights at the airport during any period when the Airport Traffic Control Tower at Modesto City-County Airport/Harry Sham Field is closed and non-operational. Runway lights may not be lighted by tower personnel if a NOTAM closing that runway is in effect. The Resolution by the Modesto City Council is attached.
 - b. It is the responsibility of the airport management to make a daily operational check of the MALS. Airport management shall promptly notify Modesto Tower and the city electrician of any discrepancies or any observed malfunctions of the system.
 - c. It is the responsibility of the FAA to maintain and certify the RAILS. Airport management will provide access to the MALS power and control panels in order for the FAA to accomplish this maintenance.
4. PROCEDURES.
 - a. The airport management requests tower personnel to set the following light switches as indicated when closing the Airport Traffic Control Tower for the night:
 - (1) Runway 22R/10L lights "ON", intensity setting, step 2.
 - (2) Taxiway # 1, "A", "B", lights "ON".

- (3) Taxiway # 2, "D", "F", lights "ON", intensity setting, "Low."
- (4) Rotating beacon "ON".
- (5) Wind cone lights "ON".
- (6) Medium Intensity Approach Lights runway 26R "ON", intensity setting, "LOW".
- (7) Runway Alignment Indicator Lights runway 26R "OFF".
- (8) Runway 26L/10R lights "OFF".

b. During the hours of operation, Modesto Tower shall be responsible for the operation and the intensity settings of all runway and taxiway lights, and associated approach light systems in accordance with current Federal Aviation Regulations.

APPROVED:

GARTH LIPSEY, City Manager
Modesto, California

ATTEST: _____
E. T. CHYNOWETH, Clerk
Modesto, California

Original Signed By

CHARLES A. MOORE
Chief, Modesto Tower
Federal Aviation Administration

MODESTO CITY COUNCIL
RESOLUTION NO. 77-642

A RESOLUTION ACCEPTING THE BID OF GEORGE REED, INC. FOR MISCELLANEOUS PROJECTS AT THE MODESTO CITY-COUNTY AIRPORT/HARRY SHAM FIELD, FAA ADAP PROJECT NO. 8-06-0153-05

WHEREAS, Resolution No. 77-447 , adopted by the Council of the City of Modesto on May 2, 1977 , approved the plans and specifications for the miscellaneous projects at the Modesto City-County Airport/Harry Sham Field and authorized the calling for bids, and

WHEREAS, the bids received for the miscellaneous projects at the Modesto City-County Airport/Harry Sham Field were opened at 3:00 P.M. on May 24, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of George Reed, Inc. in the amount of \$242,877.25

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 \$242,877.25

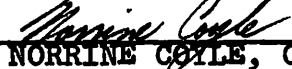
be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of June, 1977, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Mensinger , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, KuHjian, Lang,
Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-643

A RESOLUTION ACCEPTING THE BID OF CAMANCHE CORPORATION FOR THE CONSTRUCTION OF ACCESS ROAD TO E. LaLOMA PARK

WHEREAS, Resolution No. 77-545 , adopted by the Council of the City of Modesto on May 23, 1977 , approved the plans and specifications for the construction of access road to E. LaLoma Park

and authorized the calling for bids, and

WHEREAS, the bids received for the construction of access road to E. LaLoma Park were opened at 11:00 A.M. on June 14, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Camanche Corporation in the amount of \$23,330.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Camanche Corporation in the amount of \$23,330.00

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 20th day of June, 1977, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Mensinger , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-644

A RESOLUTION ACCEPTING BID OF GAYLE STOWERS IN THE AMOUNT OF \$6,000 FOR PURCHASE AND REMOVAL OF A HOUSE WITH ATTACHED GARAGE LOCATED AT 1801 SCENIC DRIVE

WHEREAS, Resolution No. 77-579 adopted by the Council of the City of Modesto on June 6, 1977 approved the sale of a house with attached garage located at 1801 Scenic Drive; and

WHEREAS, written bids for the sale and removal of the house with attached garage were set for opening at 2:00 P.M. on June 20, 1977; and

WHEREAS, five written bids were received for the sale and removal of the house with attached garage; and

WHEREAS, oral bids were considered by the Council at 4:10 P.M. on June 20, 1977; and

WHEREAS, the high bid of \$6,000 was submitted by Gayle Stowers, 1807 Scenic Drive, Modesto, California for the house with attached garage located at 1801 Scenic Drive.

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

1. The high bid of Gayle Stowers in the amount of \$6,000 for purchase and removal of the house with attached garage located at 1801 Scenic Drive is hereby accepted.

2. The removal of the house with attached garage and lot cleaning shall be completed by August 12, 1977.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of June, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-645

A RESOLUTION ACCEPTING BID OF LEWIS BAPTISTA IN THE AMOUNT OF \$12,800 FOR PURCHASE AND REMOVAL OF STRUCTURES LOCATED AT 2917 RIVER ROAD

WHEREAS, Resolution No. 77-580 adopted by the Council of the City of Modesto on June 6, 1977 approved the sale of structures located at 2917 River Road; and

WHEREAS, written bids for the sale and removal of structures were set for opening at 2:05 P.M. on June 20, 1977; and

WHEREAS, two written bids were received for the sale and removal of structures; and

WHEREAS, oral bids were considered by the Council at 4:15 P.M., on June 20, 1977; and

WHEREAS, the high bid of \$12,800 was submitted by Lewis Baptista, P.O. Box 1864, Turlock, California for the structures located at 2917 River Road.

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

1. The high bid of Lewis Baptista in the amount of \$12,800 for purchase and removal of the structures located at 2917 River Road is hereby accepted.

2. The removal of the structures and lot cleaning shall be completed by August 12, 1977.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of June, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-646

A RESOLUTION APPROVING VARIANCE FROM STANDARD DRIVEWAY DESIGNS
FOR HISCHIER NURSERY AT 310 AND 314 W. GRANGER AVENUE

WHEREAS, Hischier Nursery has requested a variance to permit the construction of driveways at 310 and 314 W. Granger Avenue; and

WHEREAS, Section 7-1.401 of the Modesto Municipal Code specifies that the maximum length permitted is 41 feet and the driveway length shall not be more than 50% of the length of the street frontage; and

WHEREAS, Section 10-2.1801 of the Zoning Regulations specifies that no parking stall shall be so located so as to require a vehicle while exiting therefrom, to back onto any public right of way except stalls serving one and two-family dwellings; and

WHEREAS, the primary differences between the proposed driveway and the approved standards are as follows:

1. The maximum length of the proposed driveway is 87 feet in length, whereas the Code allows a maximum length of 41 feet.
2. The proposed length is 71% of the street frontage, whereas the Code specifies the driveway length shall not be more than 50% of the length of the street frontage.
3. The proposed backup stalls would necessitate backing onto the public right of way, whereas backing onto the public right of way is an inherently hazardous condition as confirmed by the practices recommended in street manuals.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of Hischier Nursery for a variance on the driveways at 310 and 314 W. Granger Avenue is hereby approved subject to the following conditions:

(a) The applicant shall comply with all of the requirements of Article 4 of Chapter 1 of Title VII of the Modesto Municipal Code.

(b) The applicant shall 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 rights granted by the variance.

(c) The variance shall be revocable at any time by the City Council.

(d) Such other reasonable conditions as may be deemed necessary by the Director of Public Works.

(e) The applicant shall accept the variance and all of its conditions in writing, and no rights or privileges shall be conferred by the variance until it has been so accepted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of June, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-647

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION TO THE CITY OF MODESTO OF UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED AS EL VISTA-ELLIS ADDITION AND GIVING NOTICE OF TIME AND PLACE FOR HEARING PROTESTS THERETO.

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

1. That, pursuant to the provisions of the Annexation of Uninhabited Territory Act of 1939, as amended, a petition signed by owners of not less than one-fourth (1/4) of the land in the hereinafter described territory by area and by assessed value as shown on the last equalized assessment roll of the County of Stanislaus was filed with the Council of the City of Modesto on May 31, 1977; requesting annexation of the hereinafter described territory to said City.
2. That the territory which the petitioners request be annexed to the City of Modesto and which said City and its Council propose to annex, is situate in the County of Stanislaus, State of California, hereby designated as EL VISTA-ELLIS Addition, and described as attached hereto and made a part hereof as though set forth in full herein.
3. That the matter of the proposed annexation to the City of Modesto of said territory has been referred to the Stanislaus County Local Agency Formation Commission for its consideration and approval, and said Stanislaus County Local Agency Formation Commission did on May 24, 1977, approve the annexation of said uninhabited territory to the City of Modesto pursuant to the Government Code.
4. That no change in school district boundaries shall be effected by reason of the annexation of the hereinafter described area to the City of Modesto.
5. NOTICE IS HEREBY GIVEN that the 8th day of August 1977, at the hour of 7:30 o'clock P.M. of said day, in the Council Chambers at the City Hall, located at 801 11th Street in the City of Modesto, be and the same is hereby fixed as the time and place for considering said petition, 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. The protest must be in writing, may be filed at any time before the hour set for hearing objections to the proposed annexation, and shall state the name or names of the owner or owners of property affected and the description and area of such property, in general terms.

6. The City Clerk shall cause a copy of this resolution to be published at least twice, but not oftener than once a week in The Modesto Bee, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto and shall also cause a copy of this resolution to be published in the Riverbank News, being a newspaper of general circulation published outside the City of Modesto but in the County of Stanislaus. Said publications shall be completed at least twenty (20) days prior to the date set for the hearing.

7. The City Clerk of the City of Modesto shall also cause written notice of such proposed annexation to be mailed to each person to whom land within the territory proposed to be annexed is assessed on the last equalized assessment roll available on the date the proceedings were initiated, at the address shown on said assessment roll or as known to said Clerk, and to any person who has filed his name and address and the designation of the land in which he has any interest, either legal or equitable, with said Clerk. Said notices shall be mailed not less than twenty (20) days before the public hearing on the proposed annexation.

8. In the event any land within the territory proposed to be annexed is owned by the County of Stanislaus, the City Clerk is directed to cause written notice of such proposed annexation to be mailed to the Board of Supervisors of the County, such notice to be given not less than twenty (20) days before the public hearing on the proposed annexation.

9. In the event there is, upon the land proposed to be annexed, a structural improvement owned, being acquired or leased by a county fire protection district, the City Clerk is directed to cause written notice of such proposed annexation to be mailed to the governing body of such district, such notice to be sent not less than ten (10) days before the public hearing on the proposed annexation.

10. 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 20th day of June, 19 77, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

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 Ross Campbell
Public Works Department
EAH

EL VISTA-ELLIS ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northeast quarter of Section 27, 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 Northeaster corner of MORAN ADDITION (102), as per description filed December 24, 1959, as Instrument 43098, Stanislaus County Records;

1. thence along the existing City Limits on the Northern line of said ADDITION (102), North $89^{\circ} 46' 30''$ West, 616.66 feet;
2. thence leaving the existing City Limits North $0^{\circ} 13' 30''$ East, 14.00 feet;
3. thence North $12^{\circ} 10' 00''$ East, 52.16 feet;
4. thence North $00^{\circ} 36' 00''$ West, 83.20 feet;
5. thence North $89^{\circ} 48' 00''$ West, 5.00 feet;
6. thence North $00^{\circ} 36' 00''$ West, 181.50 feet, to a Southwestern corner of DRY CREEK ADDITION (197), as per description filed October 26, 1966, as Instrument 37059, Stanislaus County Records;
7. thence along a Southern boundary of said ADDITION (197), South $89^{\circ} 48' 00''$ East, 609.92 feet;
8. thence along an Eastern line of said ADDITION (197), South $00^{\circ} 36'$ East, 330.00 feet, to the point of beginning, containing 4.612 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-648

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION TO THE CITY OF MODESTO OF UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED AS COFFEE-COOLIDGE ADDITION AND GIVING NOTICE OF TIME AND PLACE FOR HEARING PROTESTS THERETO.

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

1. That, pursuant to the provisions of the Annexation of Uninhabited Territory Act of 1939, as amended, a petition signed by owners of not less than one-fourth (1/4) of the land in the hereinafter described territory by area and by assessed value as shown on the last equalized assessment roll of the County of Stanislaus was filed with the Council of the City of Modesto on June 14, 1977; requesting annexation of the hereinafter described territory to said City.
2. That the territory which the petitioners request be annexed to the City of Modesto and which said City and its Council propose to annex, is situate in the County of Stanislaus, State of California, hereby designated as Coffee-Coolidge Addition, and described as attached hereto and made a part hereof as though set forth in full herein.
3. That the matter of the proposed annexation to the City of Modesto of said territory has been referred to the Stanislaus County Local Agency Formation Commission for its consideration and approval, and said Stanislaus County Local Agency Formation Commission did on May 24, 1977, approve the annexation of said uninhabited territory to the City of Modesto pursuant to the Government Code.
4. That no change in school district boundaries shall be effected by reason of the annexation of the hereinafter described area to the City of Modesto.
5. NOTICE IS HEREBY GIVEN that the 8th day of August, 1977, at the hour of 7:35 o'clock P.M. of said day, in the Council Chambers at the City Hall, located at 801 11th Street in the City of Modesto, be and the same is hereby fixed as the time and place for considering said petition, 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. The protest must be in writing, may be filed at any time before the hour set for hearing objections to the proposed annexation, and shall state the name or names of the owner or owners of property affected and the description and area of such property, in general terms.

6. The City Clerk shall cause a copy of this resolution to be published at least twice, but not oftener than once a week in The Modesto Bee, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto and shall also cause a copy of this resolution to be published in the Ceres Courier, being a newspaper of general circulation published outside the City of Modesto but in the County of Stanislaus. Said publications shall be completed at least twenty (20) days prior to the date set for the hearing.

7. The City Clerk of the City of Modesto shall also cause written notice of such proposed annexation to be mailed to each person to whom land within the territory proposed to be annexed is assessed on the last equalized assessment roll available on the date the proceedings were initiated, at the address shown on said assessment roll or as known to said Clerk, and to any person who has filed his name and address and the designation of the land in which he has any interest, either legal or equitable, with said Clerk. Said notices shall be mailed not less than twenty (20) days before the public hearing on the proposed annexation.

8. In the event any land within the territory proposed to be annexed is owned by the County of Stanislaus, the City Clerk is directed to cause written notice of such proposed annexation to be mailed to the Board of Supervisors of the County, such notice to be given not less than twenty (20) days before the public hearing on the proposed annexation.

9. In the event there is, upon the land proposed to be annexed, a structural improvement owned, being acquired or leased by a county fire protection district, the City Clerk is directed to cause written notice of such proposed annexation to be mailed to the governing body of such district, such notice to be sent not less than ten (10) days before the public hearing on the proposed annexation.

10. 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 20th day of June, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

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 Rosolampbell
Public Works Department
EAH

All that real property in the State of California, County of Stanislaus, 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 a point on the existing City Limits as established by a Southern line and an Eastern line of MEMORIAL HOSPITAL NORTH ADDITION (261), as per description filed November 9, 1970, as Instrument 36348, Stanislaus County Records, said point being common with the corner of Sections 15, 16, 21 and 22;

1. thence along the North line of Section 22 and a Southern line of said ADDITION (261), North $89^{\circ} 52' 00''$ East, 274.00 feet;
2. thence leaving the existing City Limits along the center line of 50.00 foot Water Street, South $00^{\circ} 27' 00''$ East, 659.20 feet;
3. thence along the center line of 60.00 foot East Coolidge Avenue, South $89^{\circ} 55' 00''$ West, 274.00 feet, to an Eastern line of ADDITION (261);
4. thence along the West line of Section 22 and an Eastern line of said ADDITION (261), North $00^{\circ} 27' 00''$ West, 658.96 feet, to the point of beginning, containing 4.146 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-649

A RESOLUTION APPROVING THE FINAL MAP OF THE
CARPENTER MANOR
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Ralph E. Carpenter and La Frances Carpenter, husband and wife,

and R. S. Thomas and Karen Louise Thomas, husband and wife and Raymond P. Stuck,

a single man,

~~is~~ (are) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 3.502 acres, known as the Carpenter Manor Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 1 day of March, 1977, 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 Carpenter Manor 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 20th day of June, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

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. 77-650

A RESOLUTION APPROVING THE FINAL MAP OF THE
BEYERWOOD EAST NO. 1
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Stonewood Development Company, a limited partnership,

is (a/b/c) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 19.530 acres, known as the Beyerwood East No. 1 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 5th day of October, 1976, 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 Beyerwood East No. 1 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 20th day of June, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

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. 77-651

A RESOLUTION ACCEPTING IMPROVEMENTS IN HOLLYWOOD PARK NO. 1 SUBDIVISION
AND AUTHORIZING RELEASE OF INSTRUMENTS OF CREDIT

WHEREAS, Norman J. Winsor and Lola Jean Winsor, husband and wife, and Fritz Hutcheson and Betty L. Hutcheson, husband and wife, individuals, subdividers of Hollywood Park No. 1 subdivision, have filed Instruments of Credit for faithful performance and labor and materials in the amount of \$234,200 and \$107,100 respectively to guarantee improvements in Hollywood Park No. 1 subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated June 14, 1977 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 Hollywood Park No. 1 subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Instrument of Credit for faithful performance in the amount of \$234,200 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the Instrument of Credit for labor and materials in amount of \$107,100 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 20th day of June, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Siefkin

ATTEST: Norrine Coyne
NORRINE COYNE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-652

A RESOLUTION ADOPTING AN AFFIRMATIVE ACTION PROGRAM FOR THE CITY OF MODESTO AND DIRECTING THE CITY MANAGER TO IMPLEMENT SAID PROGRAM, AND RESCINDING RESOLUTION NO. 74-376.

WHEREAS, the City of Modesto has been, is, and will continue to be 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

WHEREAS, equal employment opportunity may be insured only by a carefully administered program designed to eliminate any practices, standards, or conditions which would artificially deprive or tend to deprive any individual of employment opportunities, and

WHEREAS, the City Manager has submitted a proposed revised Affirmative Action Program for the City of Modesto dated June, 1977, a copy of which is marked Exhibit "A" and attached hereto, and

WHEREAS, said revised Affirmative Action Program is designed to increase the number of ethnic minority and other disadvantaged people in the public service of the city to insure that such increases be representative of the city's ethnic composition, to assure that private contractors who do business with the city offer equal employment opportunities to all persons and to offer equal opportunity for minority entrepreneurs to compete to do business with the city, and

WHEREAS, this Council desires to adopt and implement said Affirmative Action Program,

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 June, 1977, submitted by the City Manager, 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. 74-376 adopted May 13, 1974, 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 June, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensing, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Siefkin

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

AFFIRMATIVE ACTION PROGRAM

June, 1977

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Exhibit "A"

Policy

1. The City of Modesto has been, is, and will continue to be committed to the principle that equal employment opportunities in the public service of the City under the Merit System must be afforded to all persons regardless of race, creed, color, age, religion, sex, or national origin, handicap or political affiliation or beliefs. In order to achieve equal employment opportunities the City of Modesto will establish a positive goal oriented program to achieve the objectives. Further, that such goal opportunities shall apply in hiring, compensation, promotion, benefits, terms, conditions, and privileges of employment.
2. The City recognizes that equal employment opportunity may be insured only by a carefully administered program designed to eliminate any practices, standards, or conditions which would artificially deprive or tend to deprive any individual of employment opportunities.

Objectives

1. To remove artificial, arbitrary, or unnecessary barriers to employment and thereby increase opportunities for employment. To achieve quality of employment opportunities for all qualified persons.
2. To achieve a ratio of minority and disadvantaged and other persons in City employment at all levels and in all categories that approximates the corresponding percentages of minority and disadvantaged persons within the total City population.
3. To carry Affirmative Action beyond hiring, especially into the areas of training and education, so that personal development and promotions may occur.
4. To involve seven persons in an Affirmative Action committee. The City Manager is to appoint three department heads and two minority employees for three year terms and shall also appoint two City residents who are qualified to present the minority and disadvantaged person's view, for terms of three years. This committee shall be a resource and advisory group to the City Manager. The committee members shall select a chairman and all members shall have equal voting rights.
5. In order to accomplish the above objectives, the City of Modesto will display this affirmative action program at conspicuous work locations throughout the City.
6. To assure that each private contractor is in compliance with Executive Order No. 11246 and to offer equal opportunity for minority entrepreneurs to compete for contracts and subcontracts with the City of Modesto and those businesses contacting to supply goods and sources to the City.

Responsibilities

1. The City Manager is responsible for the overall coordination, implementation, and interpretation of the Affirmative Action Program and to receive, review, and determine appropriate action on recommendations received from Affirmative Action Committee.
2. The Director of Management Services is responsible for reviewing and implementing segments of the Program that deal with the merit system rules and regulations, and making available the plan to the public.
3. All department heads are responsible for reviewing the job classification structure of their respective departments in regards to education, experience, and skills required. The purpose of this review is to eliminate requirements that are non-essential. In addition, all departments shall continue to improve training, performance reviews, and exit interviews to meet current needs. All department heads will report on the Program's development in their areas of responsibility to the City Manager.
4. All management and supervisory personnel are to give this policy full support through leadership and personal example. Further such personnel will be responsible for implementing and publicizing the policies of the Affirmative Action Program, for example putting an Affirmative Action motto on City stationery, and to make every effort to insure that goals are achieved. Also, they must involve all employees in providing solutions to any problems that arise in the program.
5. The Affirmative Action Committee shall present ideas, recommendations, and plans for Affirmative Action to obtain and maintain the established goals to the City Manager. Also, the Committee shall define and identify minority and disadvantaged groups.
6. The Director of Management Services shall review present personnel policies and procedures. Any corrective action that is deemed necessary shall be submitted to the City Manager. Also, a continuing employment ethnic census will be made and the results are to be used in setting goals and to evaluate the program. The census is not a quota system but will merely indicate guidelines.
7. Responsibility of the Personnel Department to give to all employees a copy of the City of Modesto's Affirmative Action program.
8. The Personnel Department will distribute to all regular recruitment sources a copy of the City's Affirmative Action program. Also, the Department will make copies of the Affirmative Action program available to the public.

9. The City Clerk will make certain that each bidder submits with the bid certification, a guarantee of compliance with the Affirmative Action Program of the City and all federal and state laws and regulations relating to equal opportunity employment.
10. It will be the responsibility of the Personnel Office to conduct or have conducted validation studies of the recruitment requirements for entry level Police and Fire positions. Such validation studies will indicate where there are artificial barriers that impede minorities from being hired at the entry level.
11. The Personnel Office will identify those positions where the training provision of the Affirmative Action Plan apply and those positions where it does not apply.
12. The Personnel Office will post posters of non-discrimination in conspicuous work locations throughout the City. The posters will be posted so as to be easily seen by the public and City employees.

Evaluation

1. The Affirmative Action Officer and Affirmative Action Committee shall continuously monitor progress of program and report progress to the City Manager.
2. The City Manager will submit an annual report of the Program to the City Council.

Utilization Analysis

In keeping with the essence and intent of Executive Order No. 11246 (as amended by Executive Order No. 11375), the City of Modesto will analyze the relationship between the labor market and the City work force to determine where (according to EEO4 categories) there is a underutilization of minorities. Where the City of Modesto has found there to be a underutilization of women and minorities, the City has established goals and timetables to remedy the situation. (Please see appendix.)

Hiring

The hiring practices under the Affirmative Action Program will attempt to interest more minorities in the employment possibilities offered by the City of Modesto. Although the City's current minority employment profile is not far from being at the desired distribution level, a special effort has been put forward in the past, and will continue in the future, in order to attract minorities.

Notice of employment opportunities reach the minority communities via various media. For example, advertisements have been and will continue to be placed in local newspapers, on local television and radio (including Spanish speaking). All advertisements will include the statement that the City of Modesto is an Equal Employment Opportunity Employer, and accepts applications from males and females. Also, efforts will be made to contact minorities through the Human Resources Development Office.

Although there are no local minority publications, the people which they could reach are and will be reached by personal contact. The personal touch is also utilized in job counseling, training and testing. In testing particularly, when a language problem exists, the test proctor has in the past and will continue to read the questions to the applicant.

Promotion

It is the policy of the City of Modesto to attempt to upgrade minorities already employed by the City, as well as to recruit them. Minorities, 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.

Provision is hereby made for trainee-level positions in the unclassified service of the City. Such positions may be utilized temporarily in lieu of filling regular authorized full-time and/or permanent part-time vacancies in either the classified or the unclassified service. Trainee appointments may be made upon the approval of the Personnel Director for periods of one year or less.

Positions may be filled at the trainee level only by persons who possess or will gain during the period of their appointment the minimum qualifications for regular appointment. A trainee who fails to so qualify will be terminated upon or before the expiration of the appointment.

The intent of this provision is to provide increased employment opportunities in the City service in furtherance of positive employee development, affirmative action, and more efficient expenditure of tax dollars.

Trainee level positions shall be compensated at a rate not to exceed eighty-five percent (85%) of the wage rate established by ordinance or resolution for the appropriate regular position. Trainee responsibilities shall be those outlined in substance on the appropriate regular position job descriptions recognizing, however, that employee development and skills acquisition are involved.

Grievance Machinery

Complaints alleging discrimination will be handled through the City of Modesto's grievance machinery, as outlined in Personnel Rule 16. The grievance machinery for the City of Modesto may be broken down into two categories: informal and formal. The informal procedure consists for the most part of informal conversations between employee and supervisor. If the grievance is of such a nature that it cannot be resolved informally, then there are formal procedures which may be utilized for its resolution.

The formal grievance procedure consists of written grievances submitted first to the supervisor. If satisfaction is not forthcoming, then the grievance is forwarded up the chain of command up to and including the City Manager. The decision of the City Manager is final.

Staff Training

It will be the responsibility of the Affirmative Action Officer to inform and train staff members. He may designate some of this responsibility to the Affirmative Action Committee as well as to two department heads. 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 department and will be encouraged to bring his department up to the desired level.

Community Relations

The Affirmative Action Officer will attempt in every way to become aware of the needs of the minority communities in the City of Modesto. Along with other staff members, he 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.

Minority Enterprise Program

The City shall comply with the intent of Executive Order No. 11625 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 contracted and made familiar with the bidding process. Bid application forms will be forwarded to them along with other potential contractors.

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.

Summary (Continued)

The City of Modesto is aware of its employment shortcomings both overall and departmentally, and its attempting to rectify them. It will be the combined responsibility of the Affirmative Action Officer, the Affirmative Action Committee, the Director of Management Services, and the department heads to fill vacant positions with qualified minority individuals. The City is aware also of the number of minority persons who should be either upgraded or hired in order to bring the job category figures up to an acceptable level.

It is believed that within the next four 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.

APPENDIX I

MALE							FEMALE						
ALL MALE	WHITE	BLACK	SAM	NA	AA	OTHER	ALL FEMALE	WHITE	BLACK	SAM	NA	AA	OTHER
59.7	50.1	.87	3.8	.39	.53	.29	40.3	34	.63	2.2	.28	.34	.17

Y OF MODESTO

OR FORCE
(1975) %

Analysis

Affirmative Action Goals and Timetables.

Goals and timetables are included in the affirmative action plan for two reasons: one, it indicates the degree of equal opportunity achieved; and, secondly, it assures the success of affirmative action in averting discriminatory practices.

The City of Modesto's optional goal is a workforce that reflects the sexual and race/ethnic composition of the local labor force. The following methodology is used to achieve this goal.

Methodology

The City of Modesto must determine how many minorities and women should be employed in various occupation * according to a series of variables which include minority and female percentage of the present City of Modesto's workforce, local labor force and activity within the City of Modesto's workforce. Such activities include new hires, promotions, resignations, terminations and retirements. Comparisons of these two figures (workforce and labor force) are made. It is at this step where the difference is found between the labor force and workforce. If the labor force figure is larger than the workforce figure this indicates there is underutilization of in the occupational category either by race/ethnic group or sex (underutilization is denoted by a minus (-) sign on table _____ likewise a

*These are EEO4 categories that the U.S. Equal Employment Opportunity uses which include officials and administrators, professionals, para-professionals, technicians, protective service, clerical, skilled craft and service maintenance.

positive (+) sign denotes utilization).

Goals and Timetables are derived and established by the City of Modesto. These realistic goals and timetables are set by labor force, workforce and activity rates, market availability and underutilization while also taking into account the expansion and contraction of the City of Modesto's employment and as well as transfer, training and promotion potentials.

Underutilization of The City of Modesto's FTE
By Occupational Category, race/ethnic group and sex

Occupational Category	Total Employees	Total by Sex		Male					Female				
		M	F	NM	BLACK	SAM	NA	AA	NM	BLACK	SAM	NA	AA
Administration #	19	17	2			-1			-5				
Professional #	70	64	6			-2			19		-2		
Technician #	66	62	4		-1				-18		-2		
Protection #								-1	-54	-1	-4		-1
Office Clerical #	78	6	72	-36		-2							
Skilled Craft #	80	80				-2			-27	-1	-2		
Service Maintenance #	152	152							-52	-1	-3		-1

Source: FTE City of Modesto
Utilization Analysis, 1977.

Column 1
Occupational category

Column 2
Total number of employees within each occupational category

Column 3-4
Total number of male and female employees

Column 5-9
Number and percentage of male employees by occupational categories indicated

Column 10-14
Number and percentage of female employees by occupational categories indicated

Column 15-19
Percent of non-minority and minority males represented in the labor force of Modesto

Column 20-24
Percent of non-minority and minority females represented in the labor force of Modesto

Column 25-34
Utilization and underutilization of males and females computation:

(local labor force percent X total employees within each occupational category) - race/ethnic, sex and occupational category = (under) utilization.

Example: to find (under) utilization of a non-minority female at the professional level (column 20 x column 2) - column 10

$(.34 \times 70) - 5 = 18.8$ or underutilization of 19
(rounding off) non-minority females at the professional occupational category

(-) minus sign indicates underutilization
(=) plus sign indicates utilization

TIMETABLES AND GOALS FOR AFFIRMATIVE ACTION PROGRAM
1977

OFFICIALS/ADMINISTRATION

1982 1 Male Spanish American or 1 white female

PROFESSIONAL

1982 2 Male Spanish American
1982 6 Female White
1982 1 Female Spanish American

TECHNICIAN

1982 6 Female White
1982 1 Female Spanish American
1982 1 Male Black

PROTECTION

1982 1 Male Asian American
1982 18 Female White
1982 1 Female Black
1982 2 Female Spanish American
1982 1 Female Asian American

CLERICAL

1982 10 Male White
1982 2 Male Spanish American
1982 1 Female Black

SKILLED CRAFT

1982 8 Female White
1982 1 Female Black
1982 2 Female Spanish American

SERVICE MAINTENANCE

1982 15 White Female
1982 1 Female Black
1982 1 Female Spanish American
1982 1 Female Asian American

FTE *
City of Modesto
1977
Utilization Analysis

Occupational Category	Total Employees	TOTAL BY SEX		MALE EMPLOYEES				FEMALE EMPLOYEES				LOCAL LABOR FORCE								(UNDER) UTILIZATION									
		MALE	FEMALE	NON-MINORITY	BLACK	SAM	NA	AA	NON-MINORITY	BLACK	SAM	NA	AA	NM	BLACK	SAM	NA	AA	NM	BLACK	SAM	NA	AA	NM	BLACK	SAM	NA	AA	
Administration	19	# 17	# 2	16				1	2																				
		% 89.4	% 10.5	84.2				5.3	10.5																				
Professional	70	# 64	# 6	60	1	1	1	1	5																				
		% 91.4	% 8.6	85.7	1.4	1.4	1.4	1.4	7.1																				
Technician	66	# 62	# 4	56																									
		% 94	% 6	84.8																									
Protection	159	# 158	# 1	137	4	10	7																						
		% 99.3	% .6	86	2.5	6.3	4.4																						
Clerical	78	# 6	# 72	3	1	1	1		67		2	3																	
		% 8	% 92	3.8	1.3	1.3	1.3		85.8		2.6	3.8																	
Skilled Craft	80	# 80		65	2	5	8																						
		% 100		81.2	2.5	6.3	10																						
Service Maintenance	152	# 152		103	11	25	12	1																					
		% 100		67.7	7.2	16.4	7.8	.65																					
Total	624	# 539	# 85	440	19	45	32	3	78		2	4	1																
		% 86.3	% 13.6	70.5	3	7.2	5.1	.48	12.5		.32	.64	.16																
Column 1	2	3	4	5	6	7	8	9	10		11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29

*Excludes CETA and part-time positions

MODESTO CITY COUNCIL
RESOLUTION NO. 77-653

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND REMIJIO MONTEZ AND LOUISA MONTEZ FOR SEWER SERVICE TO PROPERTY OUTSIDE THE CITY AT 811 LOMBARDO AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Remijio Montez and Louisa Montez for sewer service to property outside the City at 811 Lombardo Ave.

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 June, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-654

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ANTHONY V. BACA AND PATRICIA BACA FOR SEWER SERVICE TO PROPERTY OUTSIDE THE CITY AT 1535 QUEENS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Anthony V. Baca and Patricia Baca for sewer service to property outside the City at 1535 Queens

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 June, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Siefkin

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77- 655

A RESOLUTION ESTABLISHING PAYROLL PERIODS FOR EMPLOYEES
OF THE CITY OF MODESTO AND RESCINDING RESOLUTION NO. 69-626.

WHEREAS, the Council of the City of Modesto by Resolution No. 69-626, adopted on July 7, 1969, established payroll periods for employees of the City of Modesto including temporary parttime recreation employees and parking lot attendants, and

WHEREAS, the payroll period for parttime recreation employees and parking lot attendants was established as successive periods of twenty-eight (28) calendar days commencing on July 22, 1969, and

WHEREAS, because of the City's computer capabilities, it is now desirable to establish bi-weekly payroll periods for temporary parttime recreation employees and parking lot attendants as was previously established for the payroll of the regular employees of the City of Modesto,

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

SECTION 1. Commencing July 5, 1977, the payroll period for employees of the City of Modesto, except temporary parttime recreation employees and parking lot attendants, shall consist of successive periods of fourteen (14) calendar days, which will be distributed every other Friday commencing July 22, 1977.

SECTION 2. Commencing June 20, 1977, the payroll period for temporary parttime recreation employees and parking lot attendants shall consist of successive periods of fourteen (14) calendar days, which will be distributed every other Friday commencing June 24, 1977.

SECTION 3. In order to make the transition from the prior payroll periods for temporary parttime recreation employees and parking lot attendants to the new fourteen (14) day period, there shall be a pay period commencing at the end of the prior payroll period and ending on June 19, 1977, which will be distributed on Friday, June 24, 1977.

SECTION 4. When the day for distribution for payroll as provided for herein falls on an authorized holiday, the payroll will be distributed on the first regular work day immediately prior thereto, except under emergency conditions the City Manager may authorize the payroll to be distributed after the holiday.

SECTION 5. Resolution No. 69-626 adopted by the Council on the 7th day of July, 1969, 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 June, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: **Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies**

NOES: Councilmembers: **None**

ABSENT: Councilmembers: **Siefkin**

ATTEST: *Norrene Coyle*
NORRENE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 77-656

A RESOLUTION AMENDING THE CITY OF MODESTO FINAL BUDGET FOR FISCAL YEAR 1976-77 TO TRANSFER \$200,000 FROM THE GENERAL FUND RESERVE TO THE SERVICE DIVISION WORKING CAPITAL FUND RESERVE.

WHEREAS, increased cost of replacement equipment due to inflation has depleted replacement reserves in the Service Division Working Capital Fund, and

WHEREAS, it is necessary to supplement the replacement reserves in the Service Division Working Capital Fund to purchase equipment normally scheduled for replacement, and

WHEREAS, there is an amount in excess of \$200,000 in the General Reserve of the General Fund (Fund No. 101), and

WHEREAS, said sum will not be required for operating costs of the City during the 1976-77 fiscal year, and

WHEREAS, the Council desires to transfer \$200,000 to the Service Division Working Capital Fund to reestablish the Equipment Replacement Reserve,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the City of Modesto Final Budget for Fiscal Year 1976-77 be amended as follows:

1. The amount of \$635,685 now appropriated in the General Reserve, Account No. 101-800-60, of the General Fund (Fund No. 101) be reduced by \$200,000 to \$435,685.

2. The amount of \$220,636 now appropriated in the Interfund Transfer Out Account, Account No. 101-900-940, of the General Fund (Fund No. 101) be increased by \$200,000 to \$420,636.

3. The amount of \$105,089 now estimated as revenue in the Interfund Transfer In Account, Account No. 512-941, of the Service Division Working Capital Fund (Fund No. 512) be increased by \$200,000 to \$305,089.

4. The Reserve Appropriation Account, Account No. 512-800-60, of the Service Division Working Capital Fund (Fund No. 512) be increased by \$200,000 to \$200,000.

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 20th day of June, 1977, by Council-member Lang, who moved its adoption, which motion being duly seconded by

Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: **Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies**

NOES: Councilmembers: **None**

ABSENT: Councilmembers: **Siefkin**

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. 77-657

A RESOLUTION APPOINTING MEMBER OF THE PERSONNEL COMMISSION FOR A TERM ENDING JANUARY 1, 1979, JONATHAN HOLMAN REPLACING JAMES MORGENSON

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 Personnel Commission for the respective term as indicated: (term ending 1/1/79)

Jonathan S. Holman
907 Montmartre Dr.
Modesto, California 95355

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the Personnel 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 20th day of June, 1977, by Councilmember Mensinger, 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: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: Norrine Coyle
~~WOODCOCK~~ City Clerk
NORRINE COYLE,

MODESTO CITY COUNCIL
RESOLUTION NO. 77-658

A RESOLUTION EXPRESSING THE CONCERN AND DISPLEASURE OF THE CITY OF MODESTO WITH THE ALLOCATION BY THE ECONOMIC DEVELOPMENT ADMINISTRATION UNDER THE LOCAL PUBLIC WORKS CAPITAL DEVELOPMENT AND INVESTMENT PROGRAM PHASE II FUNDING.

WHEREAS, Congress enacted the Local Public Works Capital Development and Investment Act of 1976 and the Public Works Employment Act of 1977 to address problems of high unemployment and inadequate public capital stock by funding public works projects:

To target projects, to the greatest degree possible, to those areas of greatest unemployment.

To reduce previous funding inequities among different areas and governmental units.

To place maximum emphasis on local decision-making in establishing priorities and the selection of projects.

To increase the program's efficiency decision-making in establishing priorities and the selection of projects.

To increase the programs' efficiency while reducing the administrative workload.

To make the program more predictable so that participants and the general public can assess it more readily.

and

WHEREAS, Phase I allocation of funds under said Program were made on December 22, 1976, and

WHEREAS, the City of Modesto made application for funds under Phase I, and

WHEREAS, even though the City of Modesto's applications under Phase I ranked high in points and were well within the Phase I funding limits, they were not funded, and

WHEREAS, after the City of Modesto received no funds under the Phase I funding it was lead to believe by Federal Economic Development Administration (EDA) officials that it would receive funding for projects in the Phase II allocation of funds, and

WHEREAS, the Phase II substate allocation formula for funds under the Program were made on June 8, 1977, and

WHEREAS, the City of Modesto made applications for funds under Phase II, and

WHEREAS, the City of Modesto received no allocations under Phase II while Stanislaus County and other cities in Stanislaus County received in excess of \$9 million dollars,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby express its extreme concern and displeasure with the allocation of funding under the Local Public Works Capital Development and Investment Program and requests its Congressmen and Senators and officials of the Economic Development Administration to take steps to rectify this miscarriage of the Local Public Works Capital Development and Investment Act of 1976 and the Public Works Employment Act of 1977.

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to send copies of this resolution to Senator Alan Cranston, Senator S. I. Hiakawa, Congressman John McFall, Congressman Bernard Sisk, Mr. George Karras, Director of Public Works Economic Development Administration, Mr. C. Mark Smith, Regional Office Economic Development Administration, and Mr. Nephi W. Clayton, Economic Development Administration.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of June, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

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. 77-659
MEMORANDUM OF UNDERSTANDING

A RESOLUTION APPROVING ~~AGREEMENT~~ BETWEEN THE CITY OF MODESTO AND
MODESTO CITY FIRE FIGHTERS' ASSOCIATION AND AUTHORIZING STAFF TO
IMPLEMENT THE PROVISIONS THEREOF

BE IT HEREBY RESOLVED by the Council of the City of Modesto
memorandum of understanding
that the ~~agreement~~ between the City of Modesto and Modesto City
Fire Fighters' Association

for salary and fringe benefits covering five years, commencing
July 1, 1977 and ending June 30, 1982

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the ~~execution~~ ^{implementation} of said ~~agreement~~ ^{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 20th day of
June , 1977, by Councilmember Lang , who moved
its adoption, which motion being duly seconded by Councilmember
Dunlap , was upon roll call carried and the resolution adopted
by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Siefkin

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-660

A RESOLUTION ESTABLISHING SALARY SCHEDULES AND FIXING COMPEN-
SATION 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. 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 - Schedule A Miscellaneous Employees", Exhibit "B" entitled "City of Modesto Schedule of Salary Ranges in City Service - Schedule B Firefighters", Exhibit "C" entitled "City of Modesto Schedule of Salary Ranges in City Service - Schedule C Police Personnel", Exhibit "D" entitled "City of Modesto Schedule of Salary Ranges in City Service - Schedule D Classified Management and Confidential Employees", and Exhibit "E" entitled "City of Modesto Schedule of Salary Ranges in City Service - Unclassified Management and Council Appointees", which are attached hereto and hereby made a part hereof, are hereby established, effective on July 5, 1977.

SECTION 2. 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 "F", entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1977-78", which is attached hereto and hereby made a part hereof, are established, effective on July 5, 1977.

SECTION 3. 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 4. 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.

SECTION 5. 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 6. 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.

The City Manager is further authorized, subject to budgetary limitations, to approve salaries for sworn police personnel serving in special assignments made by the Chief of Police as police investigators or juvenile officers in the salary range ten (10%) percent above that established for the classification of Police Officer.

SECTION 7. 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. Parks Maintenance Worker I - who is regularly assigned to water street trees at night.
3. Laborer - who is regularly assigned as a night hand sweeper.

SECTION 8. 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 per cent 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 9. 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 10. EFFECTIVE DATE. The schedule of salary rates and ranges, and the compensation fixed for classes of positions by this resolution shall be effective on and after July 5, 1977.

SECTION 11. REPEALS. Resolutions No. 76-1015, 76-1017, 76-1134, 76-1172, 76-1200, 76-1351, 77-118, 77-195, 77-288, 77-442 and 77-592 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 June, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By

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

SCHEDULE A
 MISCELLANEOUS
 EMPLOYEES

CITY OF MODESTO
 SCHEDULE OF SALARY RANGES IN CITY SERVICE
 EFFECTIVE 7/05/77
 BI-WEEKLY

HOURLY

MONTHLY

	A	B	C	D	E	A	B	C	D	E	A	B	C	D	E
10.0	3.4317	3.6033	3.7835	3.9727	4.1713	274.54	288.26	302.68	317.82	333.70	596.88	626.71	658.06	690.97	725.50
10.5	3.5175	3.6934	3.8781	4.0720	4.2756	281.40	295.47	310.25	325.76	342.05	611.79	642.38	674.51	708.23	743.65
11.0	3.6033	3.7835	3.9727	4.1713	4.3799	288.26	302.68	317.82	333.70	350.39	626.71	658.06	690.97	725.50	761.78
11.5	3.6934	3.8781	4.0720	4.2756	4.4894	295.47	310.25	325.76	342.05	359.15	642.38	674.51	708.23	743.65	780.83
12.0	3.7835	3.9727	4.1713	4.3799	4.5989	302.68	317.82	333.70	350.39	367.91	658.06	690.97	725.50	761.78	799.87
12.5	3.8781	4.0720	4.2756	4.4894	4.7139	310.25	325.76	342.05	359.15	377.11	674.51	708.23	743.65	780.83	819.87
13.0	3.9727	4.1713	4.3799	4.5989	4.8288	317.82	333.70	350.39	367.91	386.30	690.97	725.50	761.78	799.87	839.85
13.5	4.0720	4.2756	4.4894	4.7139	4.9496	325.76	342.05	359.15	377.11	395.97	708.23	743.65	780.83	819.87	860.88
14.0	4.1713	4.3799	4.5989	4.8288	5.0702	333.70	350.39	367.91	386.30	405.62	725.50	761.78	799.87	839.85	881.86
14.5	4.2756	4.4894	4.7139	4.9496	5.1971	342.05	359.15	377.11	395.97	415.77	743.65	780.83	819.87	860.88	903.93
15.0	4.3799	4.5989	4.8288	5.0702	5.3237	350.39	367.91	386.30	405.62	425.90	761.78	799.87	839.85	881.86	925.95
15.5	4.4894	4.7139	4.9496	5.1971	5.4570	359.15	377.11	395.97	415.77	436.56	780.83	819.87	860.88	903.93	949.13
16.0	4.5989	4.8288	5.0702	5.3237	5.5899	367.91	386.30	405.62	425.90	447.19	799.87	839.85	881.86	925.95	972.24
16.5	4.7139	4.9496	5.1971	5.4570	5.7299	377.11	395.97	415.77	436.56	458.39	819.87	860.88	903.93	949.13	996.59
17.0	4.8288	5.0702	5.3237	5.5899	5.8694	386.30	405.62	425.90	447.19	469.55	839.85	881.86	925.95	972.24	1020.85
17.5	4.9496	5.1971	5.4570	5.7299	6.0164	395.97	415.77	436.56	458.39	481.31	860.88	903.93	949.13	996.59	1046.42
18.0	5.0702	5.3237	5.5899	5.8694	6.1629	405.62	425.90	447.19	469.55	493.03	881.86	925.95	972.24	1020.85	1071.90
18.5	5.1971	5.4570	5.7299	6.0164	6.3172	415.77	436.56	458.39	481.31	505.38	903.93	949.13	996.59	1046.42	1098.75
19.0	5.3237	5.5899	5.8694	6.1629	6.4710	425.90	447.19	469.55	493.03	517.68	925.95	972.24	1020.85	1071.90	1125.49
19.5	5.4570	5.7299	6.0164	6.3172	6.6331	436.56	458.39	481.31	505.38	530.65	949.13	996.59	1046.42	1098.75	1153.69
20.0	5.5899	5.8694	6.1629	6.4710	6.7946	447.19	469.55	493.03	517.68	543.57	972.24	1020.85	1071.90	1125.49	1181.78
20.5	5.7299	6.0164	6.3172	6.6331	6.9648	458.39	481.31	505.38	530.65	557.18	996.59	1046.42	1098.75	1153.69	1211.37
21.0	5.8694	6.1629	6.4710	6.7946	7.1343	469.55	493.03	517.68	543.57	570.74	1020.85	1071.90	1125.49	1181.78	1240.85
21.5	6.0164	6.3172	6.6331	6.9648	7.3130	481.31	505.38	530.65	557.18	585.04	1046.42	1098.75	1153.69	1211.37	1271.94
22.0	6.1629	6.4710	6.7946	7.1343	7.4910	493.03	517.68	543.57	570.74	599.28	1071.90	1125.49	1181.78	1240.85	1302.89
22.5	6.3172	6.6331	6.9648	7.3130	7.6787	505.38	530.65	557.18	585.04	614.30	1098.75	1153.69	1211.37	1271.94	1335.55
23.0	6.4710	6.7946	7.1343	7.4910	7.8656	517.68	543.57	570.74	599.28	629.25	1125.49	1181.78	1240.85	1302.89	1368.05
23.5	6.6331	6.9648	7.3130	7.6787	8.0626	530.65	557.18	585.04	614.30	645.01	1153.69	1211.37	1271.94	1335.55	1402.32
24.0	6.7946	7.1343	7.4910	7.8656	8.2589	543.57	570.74	599.28	629.25	660.71	1181.78	1240.85	1302.89	1368.05	1436.45
24.5	6.9648	7.3130	7.6787	8.0626	8.4657	557.18	585.04	614.30	645.01	677.26	1211.37	1271.94	1335.55	1402.32	1472.43
25.0	7.1343	7.4910	7.8656	8.2589	8.6718	570.74	599.28	629.25	660.71	693.74	1240.85	1302.89	1368.05	1436.45	1508.26
25.5	7.3130	7.6787	8.0626	8.4657	8.8890	585.04	614.30	645.01	677.26	711.12	1271.94	1335.55	1402.32	1472.43	1546.05
26.0	7.4910	7.8656	8.2589	8.6718	9.1054	599.28	629.25	660.71	693.74	728.43	1302.89	1368.05	1436.45	1508.26	1583.68
26.5	7.6787	8.0626	8.4657	8.8890	9.3335	614.30	645.01	677.26	711.12	746.68	1335.55	1402.32	1472.43	1546.05	1623.36
27.0	7.8656	8.2589	8.6718	9.1054	9.5607	629.25	660.71	693.74	728.43	764.86	1368.05	1436.45	1508.26	1583.68	1662.88
27.5	8.0626	8.4657	8.8890	9.3335	9.8002	645.01	677.26	711.12	746.68	784.02	1402.32	1472.43	1546.05	1623.36	1704.54
28.0	8.2589	8.6718	9.1054	9.5607	10.0387	660.71	693.74	728.43	764.86	803.10	1436.45	1508.26	1583.68	1662.88	1746.02

SCHEDULE A
MISCELLANEOUS
EMPLOYEES

CITY OF MODESTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE
EFFECTIVE 7/05/77
BI-WEEKLY

HOURLY

MONTHLY

RANGE	HOURLY					BI-WEEKLY					MONTHLY				
	A	B	C	D	E	A	B	C	D	E	A	B	C	D	E
128.5	8.4657	8.8890	9.3335	9.8002	10.2902	677.26	711.12	746.68	784.02	823.22	1472.43	1546.05	1623.36	1704.54	1789.76
129.0	8.6718	9.1054	9.5607	10.0387	10.5406	693.74	728.43	764.86	803.10	843.25	1508.26	1583.68	1662.88	1746.02	1833.31
129.5	8.8890	9.3335	9.8002	10.2902	10.8047	711.12	746.68	784.02	823.22	864.38	1546.05	1623.36	1704.54	1789.76	1879.25
130.0	9.1054	9.5607	10.0387	10.5406	11.0676	728.43	764.86	803.10	843.25	885.41	1583.68	1662.88	1746.02	1833.31	1924.97
130.5	9.3335	9.8002	10.2902	10.8047	11.3449	746.68	784.02	823.22	864.38	907.59	1623.36	1704.54	1789.76	1879.25	1973.19

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
EFFECTIVE 7/05/77
BI-WEEKLY

HOURLY

MONTHLY

RANGE	HOURLY					BI-WEEKLY					MONTHLY				
	A	B	C	D	E	A	B	C	D	E	A	B	C	D	E
210.0	4.7273	4.9637	5.2119	5.4725	5.7461	529.46	555.93	583.73	612.92	643.56	1151.10	1208.65	1269.09	1332.55	1399.16
210.5	4.8455	5.0878	5.3422	5.6093	5.8898	542.70	569.83	598.33	628.24	659.66	1179.88	1238.87	1300.83	1365.86	1434.17
211.0	4.9637	5.2119	5.4725	5.7461	6.0334	555.93	583.73	612.92	643.56	675.74	1208.65	1269.09	1332.55	1399.16	1469.13
211.5	5.0878	5.3422	5.6093	5.8898	6.1843	569.83	598.33	628.24	659.66	692.64	1238.87	1300.83	1365.86	1434.17	1505.87
212.0	5.2119	5.4725	5.7461	6.0334	6.3351	583.73	612.92	643.56	675.74	709.53	1269.09	1332.55	1399.16	1469.13	1542.59
212.5	5.3422	5.6093	5.8898	6.1843	6.4935	598.33	628.24	659.66	692.64	727.27	1300.83	1365.86	1434.17	1505.87	1581.16
213.0	5.4725	5.7461	6.0334	6.3351	6.6519	612.92	643.56	675.74	709.53	745.01	1332.55	1399.16	1469.13	1542.59	1619.73
213.5	5.6093	5.8898	6.1843	6.4935	6.8182	628.24	659.66	692.64	727.27	763.64	1365.86	1434.17	1505.87	1581.16	1660.23
214.0	5.7461	6.0334	6.3351	6.6519	6.9845	643.56	675.74	709.53	745.01	782.26	1399.16	1469.13	1542.59	1619.73	1700.71
214.5	5.8898	6.1843	6.4935	6.8182	7.1591	659.66	692.64	727.27	763.64	801.82	1434.17	1505.87	1581.16	1660.23	1743.24

OFFICIAL RATE=HOURLY RATE & BI-WEEKLY RATE
ACTUAL BI-WEEKLY SALARY=HOURLY RATE X 112
MONTHLY SALARY = BI-WKLY RATE X 2.1741

Exhibit "B"

SCHEDULE C
POLICE PERSONNEL

HOURLY

CITY OF MODESTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE
EFFECTIVE 7/05/77
BI-WEEKLY

RANGE	HOURLY					BI-WEEKLY					MONTHLY				
	A	B	C	D	E	A	B	C	D	E	A	B	C	D	E
310.0	7.0397	7.3917	7.7613	8.1494	8.5569	563.18	591.34	620.90	651.95	684.55	1224.41	1285.63	1349.90	1417.40	1488.28
311.0	7.3917	7.7613	8.1494	8.5569	8.9847	591.34	620.90	651.95	684.55	718.78	1285.63	1349.90	1417.40	1488.28	1562.70
312.0	7.7613	8.1494	8.5569	8.9847	9.4339	620.90	651.95	684.55	718.78	754.71	1349.90	1417.40	1488.28	1562.70	1640.82
313.0	8.1494	8.5569	8.9847	9.4339	9.9056	651.95	684.55	718.78	754.71	792.45	1417.40	1488.28	1562.70	1640.82	1722.87

Exhibit "C"

OFFICIAL RATE=HOURLY RATE & BI-WEEKLY RATE
ACTUAL BI-WEEKLY SALARY=HOURLY RATE X 80
MONTHLY SALARY = BI-WKLY RATE X 2.1741

SCHEDULE D
CLASSIFIED MANAGEMENT
AND CONF. EMPLOYEES

CITY OF MODESTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE
EFFECTIVE 7/05/77
BI-WEEKLY

HOURLY

MONTHLY

RANGE	A	B	C	D	E	A	B	C	D	E	A	B	C	D	E
410.0	3.4317	3.6033	3.7835	3.9727	4.1713	274.54	288.26	302.68	317.82	333.70	596.88	626.71	658.06	690.97	725.50
410.5	3.5175	3.6934	3.8781	4.0720	4.2756	281.40	295.47	310.25	325.76	342.05	611.79	642.38	674.51	708.23	743.65
411.0	3.6033	3.7835	3.9727	4.1713	4.3799	288.26	302.68	317.82	333.70	350.39	626.71	658.06	690.97	725.50	761.78
411.5	3.6934	3.8781	4.0720	4.2756	4.4894	295.47	310.25	325.76	342.05	359.15	642.38	674.51	708.23	743.65	780.83
412.0	3.7835	3.9727	4.1713	4.3799	4.5989	302.68	317.82	333.70	350.39	367.91	658.06	690.97	725.50	761.78	799.87
412.5	3.8781	4.0720	4.2756	4.4894	4.7139	310.25	325.76	342.05	359.15	377.11	674.51	708.23	743.65	780.83	819.87
413.0	3.9727	4.1713	4.3799	4.5989	4.8288	317.82	333.70	350.39	367.91	386.30	690.97	725.50	761.78	799.87	839.85
413.5	4.0720	4.2756	4.4894	4.7139	4.9496	325.76	342.05	359.15	377.11	395.97	708.23	743.65	780.83	819.87	860.88
414.0	4.1713	4.3799	4.5989	4.8288	5.0702	333.70	350.39	367.91	386.30	405.62	725.50	761.78	799.87	839.85	881.86
414.5	4.2756	4.4894	4.7139	4.9496	5.1971	342.05	359.15	377.11	395.97	415.77	743.65	780.83	819.87	860.88	903.93
415.0	4.3799	4.5989	4.8288	5.0702	5.3237	350.39	367.91	386.30	405.62	425.90	761.78	799.87	839.85	881.86	925.95
415.5	4.4894	4.7139	4.9496	5.1971	5.4570	359.15	377.11	395.97	415.77	436.56	780.83	819.87	860.88	903.93	949.13
416.0	4.5989	4.8288	5.0702	5.3237	5.5899	367.91	386.30	405.62	425.90	447.19	799.87	839.85	881.86	925.95	972.24
416.5	4.7139	4.9496	5.1971	5.4570	5.7299	377.11	395.97	415.77	436.56	458.39	819.87	860.88	903.93	949.13	996.59
417.0	4.8288	5.0702	5.3237	5.5899	5.8694	386.30	405.62	425.90	447.19	469.55	839.85	881.86	925.95	972.24	1020.85
417.5	4.9496	5.1971	5.4570	5.7299	6.0164	395.97	415.77	436.56	458.39	481.31	860.88	903.93	949.13	996.59	1046.42
418.0	5.0702	5.3237	5.5899	5.8694	6.1629	405.62	425.90	447.19	469.55	493.03	881.86	925.95	972.24	1020.85	1071.90
418.5	5.1971	5.4570	5.7299	6.0164	6.3172	415.77	436.56	458.39	481.31	505.38	903.93	949.13	996.59	1046.42	1098.75
419.0	5.3237	5.5899	5.8694	6.1629	6.4710	425.90	447.19	469.55	493.03	517.68	925.95	972.24	1020.85	1071.90	1125.49
419.5	5.4570	5.7299	6.0164	6.3172	6.6331	436.56	458.39	481.31	505.38	530.65	949.13	996.59	1046.42	1098.75	1153.69
420.0	5.5899	5.8694	6.1629	6.4710	6.7946	447.19	469.55	493.03	517.68	543.57	972.24	1020.85	1071.90	1125.49	1181.78
420.5	5.7299	6.0164	6.3172	6.6331	6.9648	458.39	481.31	505.38	530.65	557.18	996.59	1046.42	1098.75	1153.69	1211.37
421.0	5.8694	6.1629	6.4710	6.7946	7.1343	469.55	493.03	517.68	543.57	570.74	1020.85	1071.90	1125.49	1181.78	1240.85
421.5	6.0164	6.3172	6.6331	6.9648	7.3130	481.31	505.38	530.65	557.18	585.04	1046.42	1098.75	1153.69	1211.37	1271.94
422.0	6.1629	6.4710	6.7946	7.1343	7.4910	493.03	517.68	543.57	570.74	599.28	1071.90	1125.49	1181.78	1240.85	1302.89
422.5	6.3172	6.6331	6.9648	7.3130	7.6787	505.38	530.65	557.18	585.04	614.30	1098.75	1153.69	1211.37	1271.94	1335.55
423.0	6.4710	6.7946	7.1343	7.4910	7.8656	517.68	543.57	570.74	599.28	629.25	1125.49	1181.78	1240.85	1302.89	1368.05
423.5	6.6331	6.9648	7.3130	7.6787	8.0626	530.65	557.18	585.04	614.30	645.01	1153.69	1211.37	1271.94	1335.55	1402.32
424.0	6.7946	7.1343	7.4910	7.8656	8.2589	543.57	570.74	599.28	629.25	660.71	1181.78	1240.85	1302.89	1368.05	1436.45
424.5	6.9648	7.3130	7.6787	8.0626	8.4657	557.18	585.04	614.30	645.01	677.26	1211.37	1271.94	1335.55	1402.32	1472.43
425.0	7.1343	7.4910	7.8656	8.2589	8.6718	570.74	599.28	629.25	660.71	693.74	1240.85	1302.89	1368.05	1436.45	1508.26
425.5	7.3130	7.6787	8.0626	8.4657	8.8890	585.04	614.30	645.01	677.26	711.12	1271.94	1335.55	1402.32	1472.43	1546.05
426.0	7.4910	7.8656	8.2589	8.6718	9.1054	599.28	629.25	660.71	693.74	728.43	1302.89	1368.05	1436.45	1508.26	1583.68
426.5	7.6787	8.0626	8.4657	8.8890	9.3335	614.30	645.01	677.26	711.12	746.68	1335.55	1402.32	1472.43	1546.05	1623.36
427.0	7.8656	8.2589	8.6718	9.1054	9.5607	629.25	660.71	693.74	728.43	764.86	1368.05	1436.45	1508.26	1583.68	1662.88
427.5	8.0626	8.4657	8.8890	9.3335	9.8002	645.01	677.26	711.12	746.68	784.02	1402.32	1472.43	1546.05	1623.36	1704.54
428.0	8.2589	8.6718	9.1054	9.5607	10.0387	660.71	693.74	728.43	764.86	803.10	1436.45	1508.26	1583.68	1662.88	1746.02

Schedule E
Unclassified Management and
Council Appointees

CITY OF MODESTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE
Effective July 5, 1977

	Rate	A	B	C	D	E
<u>Council Appointed</u> City Manager	Hourly Biweekly Monthly					21.0822
City Attorney	Hourly Biweekly Monthly					1,686.58 3,666.78
City Clerk and Auditor	Hourly Biweekly Monthly	9.8148 787.51 1,712.29	10.3370 826.96 1,797.09	10.8538 868.30 1,887.78	11.3966 911.73 1,982.19	17.9355 1,434.84 3,119.49
<u>Unclassified Management</u> Director of Finance	Hourly Biweekly Monthly	12.5033 1,000.26 2,174.67	13.1285 1,050.28 2,283.41	13.7849 1,102.79 2,397.58	14.4742 1,157.94 2,517.47	15.1979 1,215.83 2,643.34
Director of Management Services	Hourly Biweekly Monthly	12.2021 976.17 2,122.29	12.8122 1,024.98 2,228.41	13.4528 1,076.22 2,339.81	14.1254 1,130.03 2,456.80	14.8317 1,186.54 2,579.66
Director of Parking and Traffic	Hourly Biweekly Monthly	12.5033 1,000.26 2,174.67	13.1285 1,050.28 2,283.41	13.7849 1,102.79 2,397.58	14.4742 1,157.94 2,517.47	15.1979 1,215.83 2,643.34
Director of Parks and Recreation	Hourly Biweekly Monthly	12.8167 1,025.34 2,229.18	13.4576 1,076.61 2,340.65	14.1304 1,130.43 2,457.67	14.8369 1,186.95 2,580.55	15.5788 1,246.30 2,709.59
Director of Planning and Community Development	Hourly Biweekly Monthly	12.5033 1,000.26 2,174.67	13.1285 1,050.28 2,283.41	13.7849 1,102.79 2,397.58	14.4742 1,157.94 2,517.47	15.1979 1,215.83 2,643.34
Director of Public Works and City Engineer	Hourly Biweekly Monthly	14.7556 1,180.45 2,566.41	15.4933 1,239.46 2,694.72	16.2680 1,301.44 2,829.46	17.0814 1,366.51 2,970.93	17.9355 1,434.84 3,119.49
Fire Chief	Hourly Biweekly Monthly	12.3186 985.49 2,142.55	12.9345 1,034.76 2,249.67	13.5813 1,086.50 2,362.17	14.2604 1,140.83 2,480.28	14.9734 1,197.87 2,604.29
Chief of Police	Hourly Biweekly Monthly	12.8167 1,025.34 2,229.18	13.4576 1,076.61 2,340.65	14.1304 1,130.43 2,457.67	14.8369 1,186.95 2,580.55	15.5788 1,246.30 2,709.59

SCHEDULE E
FIRE PREVENT BUREAU
CONVERSION SCHEDULE

CITY OF MODesto
SCHEDULE OF SALARY RANGES IN CITY SERVICE
EFFECTIVE 7/05/77
BI-WEEKLY

HOURLY

MONTHLY

RANGE	HOURLY					BI-WEEKLY					MONTHLY				
	A	B	C	D	E	A	B	C	D	E	A	B	C	D	E
910.0	6.6182	6.9491	7.2966	7.6614	8.0445	529.46	555.93	583.73	612.91	643.56	1151.10	1208.65	1269.09	1332.53	1399.16
910.5	6.7837	7.1229	7.4790	7.8530	8.2457	542.70	569.83	598.32	628.24	659.66	1179.88	1238.87	1300.81	1365.86	1434.17
911.0	6.9491	7.2966	7.6614	8.0445	8.4467	555.93	583.73	612.91	643.56	675.74	1208.65	1269.09	1332.53	1399.16	1469.13
911.5	7.1229	7.4790	7.8530	8.2457	8.6580	569.83	598.32	628.24	659.66	692.64	1238.87	1300.81	1365.86	1434.17	1505.87
912.0	7.2966	7.6614	8.0445	8.4467	8.8690	583.73	612.91	643.56	675.74	709.52	1269.09	1332.53	1399.16	1469.13	1542.57
912.5	7.4790	7.8530	8.2457	8.6580	9.0909	598.32	628.24	659.66	692.64	727.27	1300.81	1365.86	1434.17	1505.87	1581.16
913.0	7.6614	8.0445	8.4467	8.8690	9.3125	612.91	643.56	675.74	709.52	745.00	1332.53	1399.16	1469.13	1542.57	1619.70
913.5	7.8530	8.2457	8.6580	9.0909	9.5454	628.24	659.66	692.64	727.27	763.63	1365.86	1434.17	1505.87	1581.16	1660.21
914.0	8.0445	8.4467	8.8690	9.3125	9.7781	643.56	675.74	709.52	745.00	782.25	1399.16	1469.13	1542.57	1619.70	1700.69
914.5	8.2457	8.6580	9.0909	9.5454	10.0227	659.66	692.64	727.27	763.63	801.82	1434.17	1505.87	1581.16	1660.21	1743.24

CITY OF MODESTO
ALPHABETICAL LISTING OF CLASSIFICATIONS IN CITY SERVICE
1977-78

(effective 7-5-77)

<u>Title of Classification</u>	<u>Range No.</u>	<u>Title of Classification</u>
Account Clerk I	426.5	Data Processing Supervisor
Account Clerk II	427.0	Deputy City Attorney I
Account Clerk III	N/A	Director of Finance
Account Clerk IV	N/A	Director of Management Services
Accountant	N/A	Director of Parking and Traffic
Accounting Administrator	N/A	Director of Parks and Recreation
Administrative Assistant (Park. & Tr.)	N/A	Director of Planning & Community Development
Airport Manager	N/A	Director of Public Works & City Engineer
Animal Control Officer	119.5	Electrical Technician
Assistant Building Inspector	124.5	Electrician
Assistant Chief of Police	122.0	Equipment Mechanic
Assistant City Attorney	120.5	Equipment Operator
Assistant City Clerk	426.0	Equipment Repair Shop Supervisor
Assistant Civil Engineer	119.0	Equipment Service Worker
Assistant Director of Public Works	120.5	Financial Specialist
Assistant Fire Chief	N/A	Fire Chief
Assistant Planner	211.0	Fire Engineer
Assistant Public Services Inspector	210.0	Fire Fighter
Assistant Zoning Inspector	213.0	Fire Lieutenant
Associate Civil Engineer	122.5	Heavy Equipment Operator
Associate Planner	120.5	Housing Conservatorist
Battalion Chief	432.0	Housing Program Officer
Budget Accountant	125.0	Industrial Waste Inspector
Building Inspector	116.5	Janitor
Building Maintenance Supervisor	123.0	Junior Accountant
Building Maintenance Worker	126.0	Junior Civil Engineer
Chief Building Official	123.0	Junior Planner
Chief Electrician	113.5	Key Punch Operator
Chief of Police	122.5	Laboratory Technician
City Attorney	116.5	Laborer
City Clerk and Auditor	428.0	Lead Building Inspector
City Manager	126.0	Lead Electrician
Civil Engineering Technician I	418.5	Legal Secretary
Civil Engineering Technician II	429.0	Management Assistant
Civil Engineering Technician III	429.0	Management Assistant - Risk Manager
Civil Engineering Technician IV	113.5	Microfilm and Graphics Technician
Community Service Officer	120.5	Motor Sweeper Operator
Communications Dispatcher	424.0	Museum Supervisor
Computer Operator		
Construction Inspector		

ALPHABETICAL LISTING (continued)

2

<u>Title of Classification</u>	<u>Range No.</u>	<u>Title of Classification</u>
Nursery Propagator	426.0	Recreation Supervisor
Office Services Clerk	125.0	Rehabilitation Specialist
Office Services Supervisor	116.5	Secretary I
Offset Duplicating Equipment Operator	418.5	Secretary II
Parking and Traffic Lead Worker	420.5	Secretary to the City Attorney
Parking and Traffic Maintenance Worker	421.5	Secretary to the City Manager
Parks Maintenance Lead Worker	426.5	Senior Building Inspector
Parks Maintenance Supervisor I	123.0	Senior Equipment Mechanic
Parks Maintenance Supervisor II	432.0	Senior Planner
Parks Maintenance Trainee	429.0	Service Division Superintendent
Parks Maintenance Worker I	423.0	Social Services Coordinator
Parks Maintenance Worker II	114.5	Stenographer Clerk
Parks and Recreation Superintendent	118.5	Storeskeeper I
Personnel Clerk I	120.5	Storeskeeper II
Personnel Clerk II	120.5	Street Trees Maintenance Worker II
Personnel Technician	116.5	Supervising Clerk I
Plan Review Engineer I	119.5	Supervising Clerk II
Plan Review Engineer II	113.5	Telephone Operator-Receptionist
Planning Technician I	429.0	Transit Manager
Planning Technician II	120.5	Tree Trimmer I
Planning Technician III	122.5	Tree Trimmer II
Police Captain	122.5	Typist Clerk I
Police Lieutenant	111.5	Typist Clerk II
Police Officer	113.5	Warehouse Supervisor
Police Property Clerk	424.5	Wastewater Treatment Plant Attendant
Police Records Supervisor	118.5	Wastewater Treatment Plant Mechanic
Police Sergeant	122.5	Wastewater Treatment Plant Operator I
Programmer Analyst	120.5	Wastewater Treatment Plant Operator II
Property Agent	122.5	Wastewater Treatment Plant Supervisor
Public Services Inspector	426.5	Water and Energy Conservationist
Public Services Trainee	125.0	Water Quality Control Superintendent
Public Works Lead Worker	432.0	
Public Works Maintenance Trainee	125.0	Zoning Inspector
Public Works Maintenance Worker I		
Public Works Maintenance Worker II		
Public Works Supervisor I		
Public Works Supervisor II		
Pump Maintenance Worker		
Purchasing Assistant		
Purchasing Officer		

MODESTO CITY COUNCIL
RESOLUTION NO. 77-661

A RESOLUTION ESTABLISHING PROCEDURE FOR PAYMENT OF UNIFORM
MAINTENANCE ALLOWANCE FOR FIRE 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 Fire Department,

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

SECTION 1. UNIFORM MAINTENANCE ALLOWANCE. Chief fire officers and sworn fire personnel required to wear dress uniform because of duty assignment shall be paid Sixteen and no/100ths (\$16.00) Dollars per calendar month of service, as a uniform maintenance allowance; other sworn fire personnel shall be paid Twelve and no/100ths (\$12.00) Dollars per calendar month of service, as a uniform maintenance allowance, to be paid quarterly at the end of March, June, September and December each year.

No uniform maintenance allowance shall be paid to Fire Department 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 Fire Department 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 allowance, one-half (1/2) or less of a month shall not be counted.

SECTION 2. The Fire Chief shall submit a signed report to the Director of Finance at the end of each calendar quarter showing, by the month, the names of department personnel eligible to receive the uniform maintenance allowance.

SECTION 3. Uniform maintenance allowance shall not accrue to persons not specifically included in this resolution.

SECTION 4. The City Manager is authorized to establish rules for the equitable administration of this uniform maintenance allowance.

SECTION 5. This resolution shall become effective on and after July 1, 1977.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of June, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensing, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

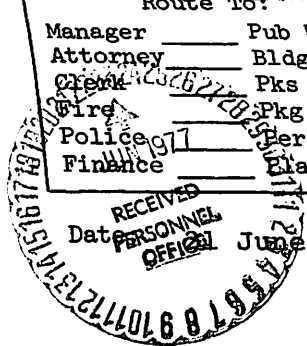
APPROVED AS TO FORM:

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

M E M O R A N D U M

Route To:

Manager	_____	Pub Wks	_____
Attorney	_____	Bldg Insp	_____
Clerk	_____	Pks & Rec	_____
Fire	_____	Pkg & Trf	_____
Police	_____	Personnel	_____
Finance	_____	Planning	_____



TO: Director of Management Services

FROM: Management Assistant (Personnel)

SUBJECT: Implementation of Memo of Understanding signed with the Firefighter's Association

The purpose of this memo is to recommend that the official schedule of rates for the uniform allowance for the Firefighters Association be changed to read, "the uniform maintenance allowance" rather than the present wording of "uniform allowance".

The original resolution establishing rates for uniform allowances is 70-624 which was passed July 6, 1970, and was amended by resolution 73-584 which was passed July 2, 1973. These resolutions should be changed to include the phrase, "uniform maintenance allowance".

James G. Bristow
 James G. Bristow
 Management Assistant

JGB:ljw

APPROVED *James Barth*
 DIRECTOR OF MANAGEMENT SERVICES



MODESTO CITY COUNCIL
RESOLUTION NO. 77- 662

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. Sworn police personnel below the rank of Chief of Police shall be paid Twenty and no/100ths (\$20.00) Dollars per calendar month of service, as a uniform allowance, said sum to be paid quarterly at the end of March, June, September and December each year.

Persons classified as Animal Control Officer shall be paid Ten and no/100ths (\$10.00) Dollars per calendar month of service, as a uniform allowance, said sum to be paid as stated in Paragraph 1 of this section.

Persons classified as Communications Dispatcher shall be paid Ten and no/100ths (\$10.00) Dollars per calendar month of service as a uniform allowance, said sum to be paid as stated in Paragraph 1 of this section.

No uniform allowance shall be paid to Police Department 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 Police Department 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. The Chief of Police shall submit a signed report to the Director of Finance at the end of each calendar quarter showing, by the month, the names of department personnel eligible to receive the uniform maintenance allowance.

SECTION 3. Uniform allowance shall not accrue to persons not specifically included in this resolution.

SECTION 4. The City Manager is authorized to establish rules for the equitable administration of this allowance.

SECTION 5. This resolution shall become effective on and after July 1, 1977.

SECTION 6. Resolution No. 76-859 adopted on July 6, 1976, 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 June, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers Siefkin

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. 77-663

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF CHARLES E. JOLITZ AS A MEMBER OF THE HOUSING MAINTENANCE AND COUNSELING SUB-COMMITTEE OF THE CITIZENS' HOUSING COMMITTEE

WHEREAS, Charles E. Jolitz was appointed as a member of the Housing Maintenance and Counseling Subcommittee on August 11, 1975, and

WHEREAS, Charles E. Jolitz has tendered his resignation as a member of the Housing Maintenance and Counseling Subcommittee; and

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

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the resignation of Charles E. Jolitz as a member of the Housing Maintenance and Counseling Subcommittee is hereby accepted with regret, and

BE IT FURTHER RESOLVED that the Council, on its own behalf, and on behalf of the Citizens of Modesto, hereby expresses its sincere appreciation to Charles E. Jolitz 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 27th day of June, 1977, by Councilmember Dunlap , 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: Dunlap, Elliott, Lang, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian, Siefkin

ATTEST:) Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-664

A RESOLUTION ACCEPTING THE BID OF PITNEY BOWES FOR THE PURCHASE OF ONE AUTOMATIC FEED-CHECK ENDORSER

WHEREAS, Resolution No. 77-540 , adopted by the Council of the City of Modesto on May 23, 1977 , approved the plans and specifications for the purchase of one automatic feed-check endorser and authorized the calling for bids, and

WHEREAS, the bids received for the purchase of one automatic feed-check endorser were opened at 2:00 P.M. on June 14, 1977 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 Pitney Bowes in the amount of \$4,433.98

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Pitney Bowes in the amount of \$4,433.98

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 27th day of June, 1977, by Councilmember Dunlap , 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: Dunlap, Elliott, Lang, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian, Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-665

A RESOLUTION ACCEPTING THE BID OF PITTSBURG FORD, INC. FOR THE PURCHASE OF TWO LIGHT UTILITY PICKUP TRUCKS

WHEREAS, Resolution No. 77-544 , adopted by the Council of the City of Modesto on May 23, 1977 , approved the plans and specifications for the purchase of two light utility pickup trucks

and authorized the calling for bids, and

WHEREAS, the bids received for the purchase of two light utility pickup trucks were opened at 2:15 P.M. on June 14, 1977 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 Pittsburg Ford, Inc. in the amount of \$8,395.69

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Pittsburg Ford, Inc. in the amount of \$8,395.69

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 27th day of June, 1977, by Councilmember Dunlap , 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: Dunlap, Elliott, Lang, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian, Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-666

A RESOLUTION ACCEPTING THE BID OF RANDIK PAPER CO. FOR THE PURCHASE
OF ANNUAL REQUIREMENTS OF DRY-CELL BATTERIES

WHEREAS, Resolution No. 77-541 , adopted by the Council of the
City of Modesto on May 23, 1977 , approved the plans and speci-
fications for the purchase of annual requirements of dry-cell batteries
and authorized the calling for bids, and

WHEREAS, the bids received for the purchase of annual requirements
of dry-cell batteries
were opened at 2:30 P.M. on June 14, 1977 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 Randik Paper Co. at an estimated cost of \$5,000.00
be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of Randik Paper Co. at an estimated cost of \$5,000.00
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 27th day of June,
1977, by Councilmember Dunlap , 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: Dunlap, Elliott, Lang, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian, Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-667

A RESOLUTION ACCEPTING THE BID OF ACE WHOLESAL, INC. FOR THE PURCHASE
OF LARGE LAMPS

WHEREAS, Resolution No. 77-542 , adopted by the Council of the
City of Modesto on May 23, 1977 , approved the plans and speci-
fications for the purchase of large lamps

and authorized the calling for bids, and

WHEREAS, the bids received for the purchase of large lamps
were opened at 2:45 P.M. on June 14, 1977 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 Ace Wholesale, Inc. at 71.8% off of suggested list prices
be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of Ace Wholesale, Inc. at 71.8% off of suggested list
prices
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 27th day of June,
1977, by Councilmember Dunlap , 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: Dunlap, Elliott, Lang, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian, Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-668

A RESOLUTION ACCEPTING THE BID OF WALKERLITE COMPANY FOR THE PURCHASE
OF AUDIO-PHOTO LAMPS

WHEREAS, Resolution No. 77-542 , adopted by the Council of the
City of Modesto on May 23, 1977 , approved the plans and speci-
fications for the purchase of audio-photo lamps

and authorized the calling for bids, and

WHEREAS, the bids received for the purchase of audio-photo lamps
were opened at 2:45 P.M. on June 14, 1977 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 Walkerlite Company at 55.9% off suggested list prices
be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of Walkerlite Company at 55.9% off suggested list prices
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 27th day of June,
1977, by Councilmember Dunlap , 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: Dunlap, Elliott, Lang, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian, Siefkin

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-669

A RESOLUTION ACCEPTING THE BID OF WESTERN ANTI-POLLUTION PRODUCTS
FOR THE PURCHASE OF STEROID SAPONIN

WHEREAS, Resolution No. 77-543 , adopted by the Council of the
City of Modesto on May 23, 1977 , approved the plans and speci-
fications for the purchase of steroid saponin

and authorized the calling for bids, and

WHEREAS, the bids received for the purchase of steroid saponin
were opened at 2:00 P.M. on June 21, 1977 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 Western Anti-Pollution Products at \$9.85/gal
be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of Western Anti-Pollution Products at \$9.85/gal.

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 27th day of June,
1977, by Councilmember Dunlap , 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: Dunlap, Elliott, Lang, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian, Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-670

A RESOLUTION ACCEPTING THE BID OF A. B. DICK COMPANY FOR THE PURCHASE
OF ONE WORD PROCESSING SYSTEM

WHEREAS, Resolution No. 77-565 , adopted by the Council of the
City of Modesto on June 6, 1977 , approved the plans and speci-
fications for the purchase of one word processing system

and authorized the calling for bids, and

WHEREAS, the bids received for the purchase of one word process-
ing system
were opened at 2:45 P.M. on June 21, 1977 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 Company in the amount of \$9,764.72

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 Company in the amount of \$9,764.72

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 27th day of June,
1977, by Councilmember Dunlap , 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: Dunlap, Elliott, Lang, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian, Siefkin

ATTEST: Norrine Coyne
NORRINE COYNE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-671

A RESOLUTION ACCEPTING THE BID OF GENERAL ELECTRIC FOR THE PURCHASE
OF TEN PORTABLE RADIOS AND ONE BATTERY CHARGER

WHEREAS, Resolution No. 77-564 , adopted by the Council of the
City of Modesto on June 6, 1977 , approved the plans and speci-
fications for the purchase of ten portable radios and one battery
charger
and authorized the calling for bids, and

WHEREAS, the bids received for the purchase of ten portable radios
and one battery charger
were opened at 2:30 P.M. on June 21, 1977 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 General Electric in the amount of \$9,785.92
be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of General Electric in the amount of \$9,785.92

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 27th day of June,
1977, by Councilmember Dunlap , 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: Dunlap, Elliott, Lang, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian, Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-672

A RESOLUTION REJECTING ALL BIDS SUBMITTED FOR EMERGENCY LIGHT BARS,
AND OPENED IN THE OFFICE OF THE CITY CLERK ON JUNE 21, 1977 AT 2:15 P.M.

WHEREAS, Resolution No. 77-658 adopted by the Council of the City of Modesto on June 6, 1977, approved the plans and specifications for the furnishing of emergency light bars and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of emergency light bars were opened at 2:15 P.M. on June 21, 1977, and later tabulated by the Director of Finance for the consideration of the Council, and

WHEREAS, prices submitted for the emergency light bars were considered exceptionally high, and

WHEREAS, the staff recommends that with minor revisions a more economical light bar could be had without jeopardizing operations.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that all bids received for the furnishing of emergency light bars, and opened in the office of the City Clerk on June 21, 1977 at 2:15 P.M. are hereby rejected.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of June, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Lang, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian, Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-673

A RESOLUTION ACCEPTING THE BID OF R. T. CROSSMAN FOR THE PURCHASE
OF 22 SOUND SYSTEMS

WHEREAS, Resolution No. 77-568 , adopted by the Council of the
City of Modesto on June 6, 1977 , approved the plans and speci-
fications for the purchase of 22 sound systems

and authorized the calling for bids, and

WHEREAS, the bids received for the purchase of 22 sound systems
were opened at 2:15 P.M. on June 21, 1977 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 R. T. Crossman in the amount of \$5,655.10

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of R. T. Crossman in the amount of \$5,655.10

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 27th day of June,
1977, by Councilmember Dunlap , 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: Dunlap, Elliott, Lang, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian, Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-674

A RESOLUTION ACCEPTING THE BID OF COLLINS ELECTRICAL COMPANY, INC.
FOR THE CONSTRUCTION OF THOUSAND OAKS PARK LIGHTING

WHEREAS, Resolution No. 77-546 , adopted by the Council of the City of Modesto on May 23, 1977 , approved the plans and specifications for the construction of Thousand Oaks Park Lighting

and authorized the calling for bids, and

WHEREAS, the bids received for the construction of Thousand Oaks Park Lighting were opened at 11:10 A.M. on June 14, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Collins Electrical Company, Inc. in the amount of \$27,725.00 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Collins Electrical Company, Inc. in the amount of \$27,725.00 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 27th day of June, 1977, by Councilmember Dunlap , 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:	Dunlap, Elliott, Lang, Mensinger, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Kullijian, Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-675

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF SUBTRUNK SEWER IN E. ORANGEBURG AVENUE FROM CHRISTOPHER CT. TO GLENBROOK WAY

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

SECTION 1. The plans and specifications for construction of subyrunk sewer in E. Orangeburg Avenue from Christopher Ct. to Glenbrook Way
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, 601 11th Street, in the City of Modesto, on July 12, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of June, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Lang, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian, Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-676

A RESOLUTION DENYING THE REQUEST OF DONALD LE ROY BRONZICH RELATING TO THE INSTALLATION OF A CURB CUT TO SERVE HIS PROPERTY AT 718 AUBURN STREET IN THE CITY OF MODESTO.

WHEREAS, Mr. Donald Le Roy Bronzich is the owner of property located at 718 Auburn Street in the City of Modesto, and

WHEREAS, the driveway serving said property has had a steel plate over the gutter to provide access from the street, and

WHEREAS, said steel plate was an obstruction and created a hazardous condition in the public right-of-way, and

WHEREAS, Section 7-1.405 of the Modesto Municipal Code provides that every driveway which is so constructed as to be an obstruction and a hazard is a public nuisance, and

WHEREAS, the Public Works Department of the City of Modesto required the removal of said steel plate, and

WHEREAS, thereafter said steel plate was removed by the Public Works Department at Mr. Bronzich's request, and

WHEREAS, the Public Works Department denied the request of Mr. Bronzich for the City of Modesto to install and pay for a new driveway approach to serve his property at 718 Auburn Street in the City of Modesto, and

WHEREAS, Mr. Donald Le Roy Bronzich filed an appeal with the City Clerk to said denial by the Public Works Department, and

WHEREAS, said appeal was set for a public hearing before the City Council in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, at 7:35 o'clock p.m., and

WHEREAS, at said time and place a public hearing was held by the City Council and the Council found and determined as follows:

1. Chapter I of Title VII of the Modesto Municipal Code makes it the responsibility of property owners to install and maintain driveway approaches to serve their property.

2. The City does not participate in the cost of constructing driveway approaches except where they are being relocated in conjunction with street projects,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal of Mr. Donald Le Roy Bronzich to the denial by the Public Works Department of his request for the City to install and pay for a new driveway approach to serve his property at 718 Auburn Street in the City of Modesto is hereby denied 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 27th day of June, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian, Siefkin

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. 77-677

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 June 13, 1977, adopt its Resolution No. 77-619, 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 27th day of June, 1977, at 7:45 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. 77-619, 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. 77-619 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 27th day of June, 1977, by Councilman Elliott, who moved its adoption, which motion being duly seconded by Councilman Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Lang, Mensinger,
Mayor Davies

NOES: Councilmen: None

ABSENT; Councilmen: Kullijian, Siefkin

ATTEST: Norrine Coyle
~~XXXXXXXXXXXX~~, City Clerk
NORRINE COYLE,

PROJECT NO. 76/08/07 - 77/01/08

- a. Sidewalk along Tully Road at 1229 Woodman Way, Lots 8 & 9 of Block 6118-A. (Aaron H. Brock & Florence D. Daniel)
- b. Curb along Ila Way at 208 East Coolidge Avenue, Lot 7 of Block 1193-A. (Fremont Chatfield)
- c. Curb at 127 Corson Avenue, Lot 14 of Block 652. (Rosalie McLeod)
- d. Curb along Grape Avenue at 1533 Grape Avenue, Lot 1 of Block 6107. (Sam Salsi)
- ~~e. Curb at 220 Heian Avenue, Portion of Block 610. (Hazel Young)~~
- f. Curb and sidewalk at 518 Virginia Avenue, a portion of Block 520. (Walter L. Sederquist)
- g. Curb and sidewalk at 542 Virginia Avenue, a portion of Block 520. (James Van Parks)
- h. Curb and sidewalk at 516 Virginia Avenue, a portion of Block 520. (Jimmy E. Muncy)
- i. Sidewalk at 1706 Stetson Avenue, a portion of Block 6141. (Thomas C. Blank)
- j. Sidewalk at 1712 Stetson Avenue, a portion of Block 6141. (Leonard J. Parra)
- k. Sidewalk at 1619 Albany Avenue, a portion of Block 6141. (J. V. Ard)
- l. Sidewalk at 1613 Albany Avenue, a portion of Block 6141. (Paul L. Methvin)
- m. Sidewalk at 1713 Albany, Lot 1 of Block 6141. (Walter Harold Schultz)
- n. Sidewalk at 1623 Albany Avenue, a portion of Block 6141. (James Turner)
- o. Sidewalk at 1604 Stetson Avenue, Lot 14 of Block 6141. (Dean R. Wilson)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-678

A RESOLUTION EXPRESSING APPRECIATION TO THE OMEGA NU'S, PHI GAMMA CHAPTER, FOR DONATION OF \$1,400 FOR RESTORATION OF THE McHENRY MANSION

WHEREAS, the Omega Nu's, Phi Gamma Chapter, is a community organization dedicated to the betterment of the City of Modesto; and

WHEREAS, the Omega Nu's, Phi Gamma Chapter, has completed many worthwhile projects of civic benefit for many years; and

WHEREAS, the organization has offered a gift of \$1,400 to the City of Modesto for use in the restoration of the McHenry Mansion; and

WHEREAS, the gift of \$1,400 to the City of Modesto is the second donation by the Omega Nu's, Phi Gamma Chapter, for use in the restoration of the McHenry Mansion; and

WHEREAS, the donation is an outstanding example of sincere interest in the preservation of our heritage;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby accepts the \$1,400 donated by the Omega Nu's, Phi Gamma Chapter, for the restoration of the McHenry Mansion.

BE IT FURTHER RESOLVED that the Council, on behalf of the residents of the City, hereby expresses its appreciation and thanks to the Omega Nu's for its continuing endeavor in the betterment of the City.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of June, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Lang, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian, Siefkin

ATTEST: 
NORRINE BOYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-679

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
CARL W. LEWIS AND EDYTH A. LEWIS FOR 9TH AND J STREET PARKING LOT

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Carl W. Lewis
and Edyth A. Lewis

for lease of 9th and J Street Parking Lot (to allow the owner to
open a drive through to the City-owned attendant lot in the evenings
when the attendant lot is not operated)
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
June , 1977, by Councilmember Dunlap , 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:	Dunlap, Elliott, Lang, Mensinger, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Kullijian, Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-680

A RESOLUTION WAIVING THE BOND REDEMPTION CHARGE FOR RESIDENTIAL, COMMERCIAL AND INDUSTRIAL PROPERTY FOR THE 1977-78 FISCAL YEAR.

WHEREAS, Section 5-6.04 of the Modesto Municipal Code provides that each person owning property within the Modesto Municipal Sewer District No. 1 shall pay a bond redemption charge to the City for connecting to the sewage system, and

WHEREAS, subsection (a) of said Section 5-6.04 provides that the bond redemption charge per residential dwelling unit, mobile home or mobile home space in a mobile home park shall increase at the rate of \$25.00 per dwelling unit annually on July 1st of each year, unless specifically waived for the year involved by resolution of the City Council, and

WHEREAS, the City Staff has made a detailed review of revenue and expenditures and has recommended that the \$25.00 increase be waived for the 1977-78 fiscal year, and

WHEREAS, subsection (b) of said Section 5-6.04 provides that the bond redemption charge of commercial and industrial property per acre shall increase at the rate of \$100.00 per acre annually on July 1st of each year, unless specifically waived for the year involved by resolution of the City Council, and that churches shall pay the commercial bond redemption charge, and

WHEREAS, the City staff has made a detailed review of revenue and expenditures and has recommended that the \$100.00 increase be waived for the 1977-78 fiscal year,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that pursuant to the provisions of subsection (a) of Section 5-6.04 of the Modesto Municipal Code that it hereby waives the \$25.00 increase for the 1977-78 fiscal year in the bond redemption charge for connecting residential dwelling units, mobile homes and mobile home spaces in mobile home parks to the sewage system.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that pursuant to the provisions of subsection (b) of Section 5-6.04 of the Modesto Municipal Code that it hereby waives the \$100.00 increase for the 1977-78 fiscal year in the bond redemption charge for connecting commercial and industrial property per acre to the sewage system, including the commercial bond redemption charge applicable to churches.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of June, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Lang, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian, Siekfin

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. 77-681

A RESOLUTION APPROVING THE FINAL MAP OF THE
PERSIAN TERRACE NO. 2

SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, U.S. BY-PRODUCTS, INC., a corporation

is ~~now~~ possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 13.910 acres, known as the PERSIAN TERRACE NO. 2 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 17th day of JUNE, 19 75, 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 PERSIAN TERRACE 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 27th day of June, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Lang, Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian, Siefkin

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. 77-682

A RESOLUTION APPROVING THE FINAL MAP OF THE
GLENBROOK
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Sutco Construction, Inc., a corporation,

is (~~and~~) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 12.313 acres, known as the Glenbrook Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 5th day of October, 1976, 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 Glenbrook 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 June, 19 77, by Councilmember Dunlap, 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: Dunlap, Elliott, Lang, Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian, Siefkin

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. 77-683

A RESOLUTION ACCEPTING IMPROVEMENTS IN HYDE PARK NO. 2 SUBDIVISION
AND AUTHORIZING RELEASE OF INSTRUMENTS OF CREDIT

WHEREAS, C. A. Tallent and Doris M. Tallent, husband and wife, individuals, subdividers of Hyde Park No. 2 subdivision, have filed Instruments of Credit for faithful performance and labor and materials in the amount of \$123,000 and \$61,500 respectively to guarantee improvements in Hyde Park No. 2 subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated June 22, 1977 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 Hyde Park No. 2 subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Instrument of Credit for faithful performance in the amount of \$123,000 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the Instrument of Credit for labor and materials in amount of \$61,500 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 27th day of June, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Lang, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian, Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-684

A RESOLUTION ACCEPTING IMPROVEMENTS IN WYLDWOOD MEADOW NO. 2 SUBDIVISION AND AUTHORIZING RELEASE OF SUBDIVISION BONDS

WHEREAS, John D. Wylie and Valarie Ann Wylie, husband and wife, individuals, subdividers of Wyldewood Meadow No. 2 subdivision, have filed Subdivision Bonds for faithful performance and labor and materials in the amount of \$58,200 and \$29,100 respectively to guarantee improvements in Wyldewood Meadow No. 2 subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated June 21, 1977 indicates that all work required by the subdivision agreement has been completed to the satisfaction of the Public Works Department; and

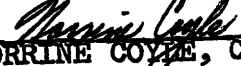
WHEREAS, the Director of Public Works has indicated that it would be in order for the City Council to accept the improvements in said subdivision as complete and authorize the City Clerk to file notice of completion and release the Subdivision Bonds upon expiration of the statutory period.

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

1. The improvements in Wyldewood Meadows 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 \$58,200 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the Subdivision Bond for labor and materials in amount of \$29,100 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 27th day of June, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Lang, Mensinger,
Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian, Siefkin

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-685

A RESOLUTION ACCEPTING IMPROVEMENTS IN WYLDWOOD MEADOW NO. 4 SUBDIVISION AND AUTHORIZING RELEASE OF SUBDIVISION BONDS

WHEREAS, Troy L. Harris and Dorothy L. Harris, husband and wife, subdividers of Wyldewood Meadow No. 4 subdivision, have filed Subdivision Bonds for faithful performance and labor and materials in the amount of \$45,900 and \$22,950 respectively to guarantee improvements in Wyldewood Meadow No. 4 subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated June 21, 1977 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 Wyldewood Meadow No. 4 subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Subdivision Bond for faithful performance in the amount of \$45,900 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the Subdivision Bond for labor and materials in amount of \$22,950 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 27th day of June, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Lang, Mensinger,
Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian, Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-686

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JOHN SUE ASSOCIATES TO PREPARE A MASTER PLAN FOR PHASE III OF THE 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 John Sue Associates for preparation of a master plan for Phase III of the Tuolumne River Regional Park for a sum not to exceed \$35,000 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 June, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Lang, Mensinger, Mayor Davies
- NOES: Councilmembers: None
- ABSENT: Councilmembers: Kullijian, Siefkin

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-687
AMENDMENT TO

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND STATE OF CALIFORNIA, DEPARTMENT OF TRANSPORTATION, DIVISION OF AERONAUTICS, FOR ASSISTANCE FOR AIRPORT CLEAR ZONE LAND ACQUISITION PURCHASE COSTS AT THE MODESTO CITY-COUNTY AIRPORT/HARRY SHAM FIELD

BE IT HEREBY RESOLVED by the Council of the City of Modesto amendment to that the/agreement between the City of Modesto and State of California, Department of Transportation, Division of Aeronautics for assistance for airport clear zone land acquisition purchase costs at the Modesto City-County Airport/Harry Sham Field be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said/agreement amendment to 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 June , 1977, by Councilmember Dunlap , 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:	Dunlap, Elliott, Lang, Mensinger, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Kullijian, Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-688

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$5,900 TO PROVIDE ADDITIONAL FUNDS NEEDED IN THE ADVERTISING, LEGAL & OTHER ACCOUNT IN THE CITY CLERK AND AUDITOR'S OFFICE BUDGET

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

GENERAL FUND (101)

FROM: General Reserve (600-101)	\$5,900.00
TO: Advertising, Legal & Other (230-140-101)	\$5,900.00

(Additional funds are needed due to the extremely high number of rezoning hearings, appeals, ordinances (including the lengthy sign ordinance) and other legal ads which the City is required to publish, and because of advertising in connection with the Conflict of Interest Codes and Environmental Assessment Committee meetings, not anticipated when the budget was proposed.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of June, 1977, by Councilmember Dunlap, 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:	Dunlap, Elliott, Lang, Mensinger, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Kullijian, Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-689

A RESOLUTION APPOINTING MEMBER OF THE CULTURE COMMISSION FOR A TERM ENDING JANUARY 1, 1978, RICHARD BELT REPLACING JIM MADISON

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: (term ending 1/1/78)

Richard Belt
410 Fleetwood Drive
Modesto, California 95350

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 27th day of June, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: Norrine Coyle
~~XXXXXXXXXXXX~~ City Clerk
NORRINE COYLE,

MODESTO CITY COUNCIL
RESOLUTION NO. 77-690

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. 67-66 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. The Position Classification Plan of the City of Modesto is hereby amended to create a new classification as follows:

CLASSIFICATION CREATED

Detective

SECTION 2. The specifications for the classification created, as shown on the attached Exhibit "A" which is hereby made a part of this resolution by reference, are hereby approved and made a part of the Position Classification Plan.

SECTION 3. This resolution shall go into effect on and after July 5, 1977.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of June, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

DEFINITION

Under general supervision, to carry out assignments in the investigation of criminal offenses and to do related work as required.

EXAMPLES OF DUTIES

Receive crime reports for follow up investigation; contact victims of crimes for additional information; contact suspects and conduct interrogations using written or taped material; prepare cases for presentation to the District Attorney for prosecution; make requests to the District Attorney's office for the contact of witnesses for leads in criminal cases; make disposition of physical evidence and property obtained during the investigation of crimes; supervise and conduct undercover crime operations; supervise and conduct undercover investigations in narcotics, vice, and property crimes; devise, organize, and conduct special operations; investigate missing persons cases; place children who are victims of child abuse with the appropriate County agency.

SPECIAL REQUIREMENTS

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

DESIRABLE QUALIFICATIONS

Knowledge of:

- How to communicate with all segments of society;
- How to obtain and use all aides in solving crimes;
- State criminal laws;
- Devising, organizing, and supervising an undercover operation.

Ability to:

- Analyze situations accurately and adopt effective courses of action;
- Understand and carry out oral directions;
- Prepare accurate case reports;
- Meet the established standards of physical endurance, agility, health and vision;
- Establish and maintain cooperative relationships with those contacted in the course of work.

Exhibit "A"

Completion of 30 semester units including 16 units of courses directly related to Law enforcement.

Three years of paid full time experience as a sworn Police Officer including 18 months experience with the Modesto Police Department assigned to the Field Operations Division as a uniformed Police Officer performing patrol duties.

Completion of the Peace Officers Standard and Training basic course.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-691

A RESOLUTION AMENDING EXHIBIT "F" OF
RESOLUTION NO. 77-660 ENTITLED "A RESOLUTION
ESTABLISHING SALARY SCHEDULES AND FIXING
COMPENSATION FOR POSITIONS IN THE CITY
SERVICE" TO ADD THE POSITION OF DETECTIVE.

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

SECTION 1. AMENDMENT TO EXHIBIT "F" OF RESOLUTION
NO. 77-660. Exhibit "F" entitled "City of Modesto Alphabetical Listing of
Classifications in City Service, 1977-78" attached to Resolution No. 77-660, is
hereby amended as shown on the amended Exhibit "F" entitled "City of Modesto
Alphabetical Listing of Classifications in City Service 1977-78", which is attached
hereto and made a part hereof as though set forth in full herein. Said amended
Exhibit "F" adds the position of Detective, Range 312.

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 27th day of June, 1977,
by Councilmember Dunlap, who moved its adoption, which motion
being duly seconded by Councilmember Mensinger, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: *Norrine Coxle*
NORRINE COXLE, 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
1977-78

(effective 7-5-77)

Range No.	Title of Classification	Range No.	Title of Classification
111.5	Account Clerk I	426.5	Data Processing Supervisor
114.5	Account Clerk II	427.0	Deputy City Attorney I
116.5	Account Clerk III	312.0	Detective
119.5	Account Clerk IV	N/A	Director of Finance
426.0	Accountant	N/A	Director of Management Services
432.0	Accounting Administrator	N/A	Director of Parking and Traffic
426.5	Administrative Assistant (Park. & Tr.)	N/A	Director of Parks and Recreation
429.0	Airport Manager	N/A	Director of Planning & Community Development
118.5	Animal Control Officer	N/A	Director of Public Works & City Engineer
122.0	Assistant Building Inspector	119.5	Electrical Technician
633.0	Assistant Chief of Police	124.5	Electrician
434.0	Assistant City Attorney	122.0	Equipment Mechanic
420.5	Assistant City Clerk	120.5	Equipment Operator
429.0	Assistant Civil Engineer	426.0	Equipment Repair Shop Supervisor
436.0	Assistant Director of Public Works	119.0	Equipment Service Worker
532.0	Assistant Fire Chief	120.5	Financial Specialist
426.0	Assistant Planner	N/A	Fire Chief
122.0	Assistant Public Services Inspector	211.0	Fire Engineer
122.0	Assistant Zoning Inspector	210.0	Fire Fighter
432.0	Associate Civil Engineer	213.0	Fire Lieutenant
429.0	Associate Planner	122.5	Heavy Equipment Operator
429.0	Battalion Chief	120.5	Housing Conservationist
426.0	Budget Accountant	432.0	Housing Program Officer
125.0	Building Inspector	125.0	Industrial Waste Inspector
424.5	Building Maintenance Supervisor	116.5	Janitor
120.5	Building Maintenance Worker	123.0	Junior Accountant
433.0	Chief Building Official	126.0	Junior Civil Engineer
429.0	Chief Electrician	123.0	Junior Planner
N/A	Chief of Police	113.5	Key Punch Operator
N/A	City Attorney	122.5	Laboratory Technician
N/A	City Clerk and Auditor	116.5	Laborer
N/A	City Manager	428.0	Lead Building Inspector
117.5	Civil Engineering Technician I	126.0	Lead Electrician
120.5	Civil Engineering Technician II	418.5	Legal Secretary
123.5	Civil Engineering Technician III	429.0	Management Assistant
126.5	Civil Engineering Technician IV	429.0	Management Assistant - Risk Manager
120.5	Community Service Officer	113.5	Microfilm and Graphics Technician
119.5	Communications Dispatcher	120.5	Motor Sweeper Operator
119.5	Computer Operator	424.0	Museum Supervisor
125.0	Construction Inspector		

Exhibit "F"

<u>Range No.</u>	<u>Title of Classification</u>	<u>Range No.</u>	<u>Title of Classification</u>
122.5	Nursery Propagator	426.0	Recreation Supervisor
113.5	Office Services Clerk	125.0	Rehabilitation Specialist
120.5	Office Services Supervisor	116.5	Secretary I
117.5	Offset Duplicating Equipment Operator	418.5	Secretary II
122.5	Parking and Traffic Lead Worker	420.5	Secretary to the City Attorney
120.5	Parking and Traffic Maintenance Worker	421.5	Secretary to the City Manager
122.5	Parks Maintenance Lead Worker	426.5	Senior Building Inspector
424.5	Parks Maintenance Supervisor I	123.0	Senior Equipment Mechanic
426.5	Parks Maintenance Supervisor II	432.0	Senior Planner
112.0	Parks Maintenance Trainee	429.0	Service Division Superintendent
118.5	Parks Maintenance Worker I	423.5	Social Services Coordinator
120.5	Parks Maintenance Worker II	114.5	Stenographer Clerk
432.0	Parks and Recreation Superintendent	118.5	Storeskeeper I
413.5	Personnel Clerk I	120.5	Storeskeeper II
416.5	Personnel Clerk II	120.5	Street Trees Maintenance Worker II
420.5	Personnel Technician	116.5	Supervising Clerk I
426.0	Plan Review Engineer I	119.5	Supervising Clerk II
429.0	Plan Review Engineer II	113.5	Telephone Operator-Receptionist
117.5	Planning Technician I	429.0	Transit Manager
120.5	Planning Technician II	120.5	Tree Trimmer I
123.5	Planning Technician III	122.5	Tree Trimmer II
632.0	Police Captain	111.5	Typist Clerk I
630.0	Police Lieutenant	113.5	Typist Clerk II
310.0	Police Officer	424.5	Warehouse Supervisor
117.5	Police Property Clerk	118.5	Wastewater Treatment Plant Attendant
425.0	Police Records Supervisor	122.5	Wastewater Treatment Plant Mechanic
627.0	Police Sergeant	120.5	Wastewater Treatment Plant Operator I
426.0	Programmer Analyst	122.5	Wastewater Treatment Plant Operator II
430.0	Property Agent	426.5	Wastewater Treatment Plant Supervisor
125.0	Public Services Inspector	125.0	Water and Energy Conservationist
114.5	Public Services Trainee	432.0	Water Quality Control Superintendent
122.5	Public Works Lead Worker		
112.0	Public Works Maintenance Trainee	125.0	Zoning Inspector
118.5	Public Works Maintenance Worker I		
120.5	Public Works Maintenance Worker II		
424.5	Public Works Supervisor I		
426.5	Public Works Supervisor II		
120.5	Pump Maintenance Worker		
124.0	Purchasing Assistant		
429.0	Purchasing Officer		

MODESTO CITY COUNCIL
RESOLUTION NO. 77-692

RE

A RESOLUTION/APPOINTING MEMBER OF THE DOWNTOWN IMPROVEMENT DISTRICT ADVISORY BOARD AND APPOINTED CHAIRMAN FOR A TERM ENDING MARCH 28, 1981, MERLE MENSINGER, JR.

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 D.I.D. Advisory Board and appointed Chairman for the respective term as indicated: (term ending 3/28/81)

Merle Mensinger, Jr.
2158 Park Ridge Dr.
Modesto, California

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly ^{re}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 27th day of June, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Mensinger, Siefkin

ATTEST: Norrine Coyle
~~XXXXXXXXXXXX~~ City Clerk
NORRINE COYLE,

MODESTO CITY COUNCIL
RESOLUTION NO. 77-693

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPEAL BY IRWIN STEIN-
PRESS TO THE PLANNING COMMISSIONS'S DECISION CONCERNING PREZONING OF
PROPERTY AT THE SOUTHWEST CORNER OF WOODLAND AND CARPENTER, WOODLAND
PLAZA

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that August 8, 1977 , at 7:45 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 appeal by Irwin Stein-
press to the Planning Commission's decision concerning prezoning of
property at the southwest corner of Woodland and Carpenter, Woodland
Plaza.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 5th day of
July , 19 77 , by Councilmember Lang , who moved
its adoption, which motion being duly seconded by Councilmember
Dunlap , was upon roll call carried and the resolution adopted
by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensingher, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Siefkin

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-694

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPEAL OF GUCKENHEIMER ENTERPRISES, INC., TO THE BOARD OF ZONING ADJUSTMENT'S DECISION REGARDING A FREE-STANDING SIGN ON McHENRY NORTH OF RUMBLE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that July 18, 1977, at 4:10 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of appeal of Guckenheimer Enterprises, Inc. to the Board of Zoning Adjustment's decision regarding a free-standing sign on McHenry north of Rumble.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of July, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-695

A RESOLUTION ACCEPTING THE BID OF GEORGE REED, INC. FOR CONSTRUCTION OF IMPROVEMENTS ON BEYER PARK DRIVE, FOREST GLENN DRIVE AND SYLVAN MEADOWS DRIVE AT BEYER PARK AND IMPROVEMENTS ON NIABELL PLACE AT SYLVAN PARK

WHEREAS, Resolution No. 77-615 , adopted by the Council of the City of Modesto on June 13, 1977 , approved the plans and specifications for the Improvements on Beyer Park Drive, Forest Glenn Drive, and Sylvan Meadows Drive at Beyer Park and Improvements on Niabell Place at Sylvan Park

and authorized the calling for bids, and

WHEREAS, the bids received for the Improvements on Beyer Park Drive, Forest Glenn Drive and Sylvan Meadows Drive at Beyer Park and Improvements on Niabell Place at Sylvan Park

were opened at 11:00 A.M. on June 28, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of George Reed, Inc. in the amount of \$44,678.45

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 \$44,678.45

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 July, 19 77 , by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Dunlap , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensing, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-696

A RESOLUTION ACCEPTING THE BID OF MAC'S BACKHOE SERVICE FOR CONSTRUCTION OF WATERLINE EXTENSION IN McHENRY AVENUE BETWEEN WOODROW AVENUE AND 470' SOUTH

WHEREAS, Resolution No. 77-614 , adopted by the Council of the City of Modesto on June 13, 1977 , approved the plans and specifications for the construction of waterline extension in McHenry Avenue between Woodrow Avenue and 470' South and authorized the calling for bids, and

WHEREAS, the bids received for the construction of waterline extension in McHenry Avenue between Woodrow Avenue and 470' South were opened at 11:10 A.M. on June 28, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Mac's Backhoe Service in the amount of \$7,202.50 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Mac's Backhoe Service in the amount of \$7,202.50 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 5th day of July, 1977, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Dunlap , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-697

A RESOLUTION REJECTING ALL BIDS SUBMITTED FOR CONSTRUCTION OF WATERLINES IN E STREET, BURNEY STREET, WALDEN STREET, JAMES STREET, JENNIE STREET, AND GROVELAND STREET, AND OPENED IN THE OFFICE OF THE CITY CLERK ON JUNE 21, 1977 AT 11:10 A.M.

WHEREAS, Resolution No. 77-566 adopted by the Council of the City of Modesto on June 6, 1977, approved the plans and specifications for construction of waterlines in E Street, Burney Street, Walden Street, James Street, Jennie Street and Groveland Street and authorized the calling for bids, and

WHEREAS, the bids received for the construction of waterlines in E Street, Burney Street, Walden Street, James Street, Jennie Street and Groveland Street were opened at 11:10 A.M. on June 21, 1977, and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the low bid of \$101,727.00 submitted by Western Pipeline Co. is eighty-three per cent (83%) above the Engineer's Estimate and is not considered acceptable, and

WHEREAS, the staff recommends that all bids be rejected and rebid in the winter months in order to obtain more competitive bids.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that all bids received for the construction of waterlines in E Street, Burney Street, Walden Street, James Street, Jennie Street, and Groveland Street, and opened in the office of the City Clerk on June 21, 1977 at 11:10 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 5th day of July, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-698

A RESOLUTION REJECTING ALL BIDS SUBMITTED FOR CONSTRUCTION OF WATER-LINES IN SYLVAN MEADOWS EAST NO. 4, SYLVAN MEADOWS EAST NO. 5, VINTAGE FAIRE NO. 2, WOODGLEN PARK NO. 2, AND OPENED IN THE OFFICE OF THE CITY CLERK ON JUNE 21, 1977 AT 11:15 A.M., AND AUTHORIZING NEW CALL FOR BIDS

WHEREAS, Resolution No. 77-567, adopted by the Council of the City of Modesto on June 6, 1977, approved the plans and specifications for the construction of waterlines in Sylvan Meadows East No. 4, Sylvan Meadows East No. 5, Vintage Faire No. 2, Woodglen Park No. 2, and authorized the calling for bids, and

WHEREAS, the bids received for the construction of waterlines in Sylvan Meadows East No. 4, Sylvan Meadows East No. 5, Vintage Faire No. 2, Woodglen Park No. 2 were opened at 11:15 A.M. on June 21, 1977, and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the low bid of \$140,751.45, submitted by Joe Martin, is twenty-seven per cent (27%) above the Engineer's Estimate and is not considered acceptable, and

WHEREAS, it is recommended that the bid of Joe Martin in the amount of \$140,751.45 for the construction of waterlines in Sylvan Meadows East No. 4, Sylvan Meadows East No. 5, Vintage Faire No. 2, Woodglen Park No. 2 be rejected, and new call for bids be authorized.

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

1. All bids received for the construction of waterlines in Sylvan Meadows East No. 4, Sylvan Meadows East No. 5, Vintage Fiare No. 2, Woodglen Park No. 2, and opened in the office of the City Clerk on June 21, 1977 at 11:15 A.M. are hereby rejected.
2. That new call for bids to be opened July 19, 1977 at 11:00 A.M. for construction of waterlines in Sylvan Meadows East No. 4, Sylvan Meadows East No. 5, Vintage Faire No. 2, Woodglen Park No. 2 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 July,

1977, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Dunlap , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensingher, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST:



NORRINE COYLE, City Clerk

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 July 5 1977, 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 Councilman Dunlap, seconded by Councilman Elliott, and adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies


NOES: Councilmen: None

ABSENT: Councilmen: Siefkin

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: July 8, 1977



City Clerk of the City of Modesto,
California
NORRINE COYLE

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-699

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO
ANNEXING TERRITORY TO THE MODESTO MUNICIPAL SEWER
DISTRICT NO. 1 AND FIXING AND DETERMINING ITS
BOUNDARIES. (CAPITOL DRIVE ADDITION)

WHEREAS, the Council (herein called the "Council") of the City of Modesto (herein called the "City") heretofore on August 15, 1966, duly adopted Resolution No. 66-543, which was recorded in the office of the County Recorder of Stanislaus County on August 16, 1966, and which established the Modesto Municipal Sewer District No. 1, and

WHEREAS, the Council heretofore on May 16, 1977, duly adopted Resolution No. 77-518 (herein called the "resolution") determining that the public interest and convenience require that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 159 be annexed to the Modesto Municipal Sewer District No. 1, setting forth a general description of the area proposed to be annexed, and naming a time and place for hearing on annexation of the territory proposed to be annexed and providing for notice thereof, and

WHEREAS, the resolution, together with the names of the members of the Council voting for and against it, was posted, mailed to property owners in the area proposed to be annexed and published in the time, form and manner required by the resolution and by the Community Facilities Law of 1911 (California Health and Safety Code Section 4600, et seq., herein called the "law") as evidenced by the affidavit of posting and mailing and the affidavit of publication of the resolution on file in the office of the City Clerk, and

WHEREAS, on Tuesday, July 5, 1977, at the hour of 4:00 P.M., at the Council Chambers, City Hall, 801 11th Street, Modesto, California, said hearing was duly held and no objections were presented to the Council to the annexation of the area proposed to be annexed or to the inclusion of any lands in the District except:

No objections.

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

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 159 to the Modesto Municipal Sewer District No. 1 or to the inclusion of any lands in said annexation are hereby overruled.

SECTION 2. The Council hereby determines that no territory or land is included within the boundaries of the territory proposed to be annexed to said Modesto Municipal Sewer District No. 1 which will not be benefited by said district.

SECTION 3. The Council hereby annexes that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 159 to the Modesto Municipal Sewer District No. 1.

SECTION 4. The boundaries of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 159, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as attached hereto and made a part hereof as though set forth in full herein.

SECTION 5. This resolution is adopted and all proceedings for the annexation of territory to the District shall be taken, pursuant to the law.

SECTION 6. A certified copy of this resolution shall be recorded in the office of the County Recorder of Stanislaus County. Upon such recordation, the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 159, shall be deemed annexed to the Modesto Municipal Sewer District No. 1. Certified copies of this resolution, certified by the City Clerk, together with a map or plat showing the boundaries of the territory annexed, shall be filed by the City Clerk with the County Assessor of Stanislaus County, the County Clerk of Stanislaus County and the State Board of Equalization, Sacramento, California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of July, 1977, by Councilman Dunlap, who moved its adoption, which motion being duly seconded by Councilman Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Siefkin

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 *Rosal Campbell*
Public Works Department
E-44

CAPITOL DRIVE ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northwest quarter 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 Northeastern corner of LINCOLN NO. 4 ADDITION (345), as per map filed August 19, 1976, as Instrument 8707, Stanislaus County Records;

1. thence along the existing City Limits on a Northern line of said ADDITION (345), South $89^{\circ} 33' 08''$ West, 424.72 feet, to a Northwestern corner of said ADDITION (345), said point being on the Eastern line of LINCOLN-PENNY ADDITION (317), as per map filed April 4, 1974, as Instrument 39057, Stanislaus County Records;
2. thence along said Eastern line, North $00^{\circ} 33' 55''$ West, 330.73 feet, to a Southeastern corner of LINCOLN NO. 2 ADDITION (324), as per map filed November 19, 1974, as Instrument 19676, Stanislaus County Records;
3. thence along an Eastern line of said ADDITION (324), North $00^{\circ} 33' 55''$ West, 661.50 feet;
4. thence along a Southern line of said ADDITION (324), North $89^{\circ} 32' 49''$ East, 424.72 feet;
5. thence leaving the existing City Limits, South $00^{\circ} 33' 55''$ East, 992.27 feet, to the point of beginning, containing 9.675 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 July 5 1977, 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 Councilman Dunlap, seconded by Councilman Elliott, and adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang, Mensinger
Mayor Davies


NOES: Councilmen: None

ABSENT: Councilmen: Siefkin

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: July 8, 1977



City Clerk of the City of Modesto,
California
NORRINE COYLE

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-700

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO ANNEXING TERRITORY TO THE MODESTO MUNICIPAL SEWER DISTRICT NO. 1 AND FIXING AND DETERMINING ITS BOUNDARIES. (NORTH REXFORD ADDITION)

WHEREAS, the Council (herein called the "Council") of the City of Modesto (herein called the "City") heretofore on August 15, 1966, duly adopted Resolution No. 66-543, which was recorded in the office of the County Recorder of Stanislaus County on August 16, 1966, and which established the Modesto Municipal Sewer District No. 1, and

WHEREAS, the Council heretofore on May 16, 1977, duly adopted Resolution No. 77-520 (herein called the "resolution") determining that the public interest and convenience require that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 158 be annexed to the Modesto Municipal Sewer District No. 1, setting forth a general description of the area proposed to be annexed, and naming a time and place for hearing on annexation of the territory proposed to be annexed and providing for notice thereof, and

WHEREAS, the resolution, together with the names of the members of the Council voting for and against it, was posted, mailed to property owners in the area proposed to be annexed and published in the time, form and manner required by the resolution and by the Community Facilities Law of 1911 (California Health and Safety Code Section 4600, et seq., herein called the "law") as evidenced by the affidavit of posting and mailing and the affidavit of publication of the resolution on file in the office of the City Clerk, and

WHEREAS, on Tuesday, July 5, 1977, at the hour of 4:05 P.M., at the Council Chambers, City Hall, 801 11th Street, Modesto, California, said hearing was duly held and no objections were presented to the Council to the annexation of the area proposed to be annexed or to the inclusion of any lands in the District except:

No objections.

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

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 158 to the Modesto Municipal Sewer District No. 1 or to the inclusion of any lands in said annexation are hereby overruled.

SECTION 2. The Council hereby determines that no territory or land is included within the boundaries of the territory proposed to be annexed to said Modesto Municipal Sewer District No. 1 which will not be benefited by said district.

SECTION 3. The Council hereby annexes that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 158 to the Modesto Municipal Sewer District No. 1.

SECTION 4. The boundaries of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 158, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as attached hereto and made a part hereof as though set forth in full herein.

SECTION 5. This resolution is adopted and all proceedings for the annexation of territory to the District shall be taken, pursuant to the Law.

SECTION 6. A certified copy of this resolution shall be recorded in the office of the County Recorder of Stanislaus County. Upon such recordation, the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 158, shall be deemed annexed to the Modesto Municipal Sewer District No. 1. Certified copies of this resolution, certified by the City Clerk, together with a map or plat showing the boundaries of the territory annexed, shall be filed by the City Clerk with the County Assessor of Stanislaus County, the County Clerk of Stanislaus County and the State Board of Equalization, Sacramento, California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of July, 1977, by Councilman Dunlap, who moved its adoption, which motion being duly seconded by Councilman Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Siefkin

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 Ken Campbell
Public Works Department
EAL

NORTH REXFORD ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northeast 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 Northeastern corner of SYLVAN NO. 2 ADDITION (344), as per description filed June 3, 1976, as Instrument 56264, Stanislaus County Records;

1. thence along the existing City Limits and Northern line of said ADDITION (344), North $89^{\circ} 11' 09''$ West, 659.78 feet, to the Southeastern corner of the property conveyed to Joseph J. Polich, et ux, by deed recorded May 19, 1972, as Instrument 20334, Stanislaus County Records, said point being on the center line of Rexford Drive, which is the Northeastern corner of Almond Tree Subdivision, as per map filed July 21, 1976, in Volume 26 of Maps, Page 17, Stanislaus County Records;
2. thence along the Eastern line of said Polich property, North $00^{\circ} 45' 15''$ West, 880.30 feet, to the Northeastern corner of said Polich property, said point being on the North line of Section 9;
3. thence along said North line, South $89^{\circ} 08' 12''$ East, 659.88 feet, to the North-South quarter-quarter section line of the Northeast quarter of Section 9;
4. thence along said North-South quarter-quarter section line, South $00^{\circ} 44' 55''$ East, 879.73 feet, to the point of beginning, containing 13.325 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-701

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. (EARL H. AND NOEL WARNER, JR.)

WHEREAS, on July 5, 1977, the City Council

introduced Ordinance No. 1625-C.S. giving approval to a project relating to an amendment to Section Map 21-3-9 of the Zoning Map to reclassify certain property from Low Density Residential Zone, R-1 to 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 delcaration 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 to reclassify certain property from Low Density Residential Zone, R-1, to 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 5th day of July, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

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. 77-702

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. (HAIG BERBERIAN)

WHEREAS, on July 5, 19 77, the City Council introduced Ordinance No. 1626-C.S. giving approval to a project relating to an amendment to Section Map 9-3-9 of the Zoning Map to reclassify certain property from Low Density Residential Zone, R-1, to 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 delcaration 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 to reclassify certain property from Low Density Residential Zone, R-1, to 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 5th day of July, 19 77, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

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. 77-703

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 THE MODESTO MUNICIPAL CODE RELATING TO SUBDIVISION REGULATIONS.

WHEREAS, on July 5, 1977, the City Council introduced Ordinance No. 1627-C.S. giving approval to a project relating to adding Sections 4-4.508 through 4-4.525 to Article 5 of Chapter 4 of Title IV of the Modesto Municipal Code relating to subdivision regulations.

_____, 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 delcaration 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 adding Sections 4-4.508 through 4-4.525 to Article 5 of Chapter 4 of Title IV of the Modesto Municipal Code relating to subdivision regulations.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of July, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

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. 77-704

A JOINT POWERS

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND COUNTY OF STANISLAUS AND THE CITIES OF OAKDALE, RIVERBANK, CERES, NEWMAN, AND PATTERSON TO OPERATE THE STANISLAUS DRUG ENFORCEMENT AGENCY FOR FISCAL YEAR 1977-78

BE IT HEREBY RESOLVED by the Council of the City of Modesto joint powers that the/agreement between the City of Modesto and County of Stanislaus and the cities of Oakdale, Riverbank, Ceres, Newman, and Patterson for operation of the Stanislaus Drug Enforcement Agency for fiscal year 1977-78

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said/agreement joint powers 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 July, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-705

A RESOLUTION AMENDING RESOLUTION NO. 77-660 ENTITLED "A RESOLUTION ESTABLISHING SALARY SCHEDULES AND FIXING COMPENSATION FOR POSITIONS IN THE CITY SERVICE" TO ADD A NEW SECTION ON ACTING PAY IN THE POLICE DEPARTMENT.

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

SECTION 1. ADDITION OF SECTION 12 TO RESOLUTION NO. 77-660. Resolution No. 77-660 is hereby amended to add a new Section 12 thereto to read as follows:

"SECTION 12. ACTING PAY - POLICE DEPARTMENT. A Police Officer or 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 officer's normal base pay retroactive to the first day. Holidays and regularly scheduled days off will not interrupt the calculation of consecutive work days."

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of July, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

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. 77-706

A RESOLUTION APPROVING THE FINAL MAP OF THE
LINCOLN SQUARE NO. 5
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, First California Mortgage Company, a California corporation,

is (~~is~~) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 9.675 acres, known as the Lincoln Square No. 5 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 18 day of January, 1977, 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 Lincoln Square No. 5 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 July, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

A RESOLUTION ESTABLISHING SIGN PERMIT FEES

WHEREAS, Section 10-2.3503 (1) of the Modesto Municipal Code authorizes the Council, by resolution, to establish 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 Three and no/100ths Dollars (\$3.00) for each painted wall sign.

SECTION 2. CHANGE OF COPY. The fee shall be Three and no/100ths Dollars (\$3.00) for each sign on which there is a change of copy.

SECTION 3. ALL OTHER SIGNS. The fee shall be Eight and no/100ths Dollars (\$8.00) 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. EFFECTIVE DATE. The fees established by this resolution shall be effective on and after July 11, 1977.

SECTION 6. SUPERSEDED FEES. The fees established in this resolution shall supersede the fees established in City Council Resolution No. 76-775.

The foregoing resolution was introduced at a regular meeting of the City Council held on the 5th day of July, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following votes:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensing, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

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. 77-708

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
MODESTO BASEBALL CLUB, INC. FOR USE OF DEL WEBB FIELD AND THE
OPERATION OF CONCESSION RIGHTS

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Modesto Baseball
Club, Inc.

for use of Del Webb Field and the operation of concession rights

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
July , 1977, by Councilmember Lang , who moved
its adoption, which motion being duly seconded by Councilmember
Dunlap , was upon roll call carried and the resolution adopted
by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensing, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-709

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND SAMUEL C. SMITH AND ESTHER A. SMITH FOR SEWER SERVICE TO PROPERTY OUTSIDE THE CITY AT 1509 ROSE AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Samuel C. Smith and Esther A. Smith for sewer service to property outside the City at 1509 Rose 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 July, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-710

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 in the notices which are attached hereto and incorporated by reference herein.

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 18th day of July, 1977, at 4:05 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 5th day of July, 1977, by Councilman Lang, who moved its adoption, which motion being duly seconded by Councilman Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Siefkin

ATTEST: *Marianne Cook*
~~W. T. CHRONIKER~~, City Clerk

- (a) Sidewalk at 1644 Pearl Street, Lots 1 and 2 of Block 6081. (Minnie Woo)
- (b) Sidewalk at 1628 Pearl Street, Lot 24 of Block 6081. (Andrew Van Dyk)
- (c) Sidewalk along Pearl Street at 1601 Pearl Street, Lot 16 of Block 6109. (Lloyd E. Loeb)
- (d) Sidewalk at 1629 Pearl Street, Lot 9 of Block 6109. (Glen E. Kern)
- (e) Sidewalk at 1605 Pearl Street, Lot 15 of Block 6109. (Roy M. Fleming)
- (f) Sidewalk at 1624 Pearl Street, Lot 23 of Block 6081. (Erma F. Colwell)
- (g) Sidewalk at 1549 Pearl Street, Lot 2 of Block 6112. (Tony Cannizaro)
- (h) Sidewalk at 1535 Teresa Street, Lot 6 of Block 6080. (Walter P. Wesson, Sr.)
- (i) Sidewalk at 1625 Teresa Street, Lot 10 of Block 6081. (Virgil L. Trammell)
- (j) Sidewalk along Teresa Street at 1416 Del Vale Avenue, Lot 28 of Block 6079. (Karen Smith)
- (k) Sidewalk at 1425 Teresa Street, Lot 4 of Block 6083. (Rob Roy Phillips, Sr.)
- (l) Sidewalk at 1504 Teresa Street, Lot 16 of Block 6079. (Donald H. Harper)
- (m) Sidewalk at 1621 Teresa Street, Lot 11 of Block 6081. (Merle Hart)
- (n) Sidewalk at 1617 Teresa Street, Lot 12 of Block 6081. (R. E. Grant)
- (o) Sidewalk along Teresa Street at 1424 Del Vale Avenue, Lot 1 of Block 6080. (Virgil R. Daniel)
- (p) Sidewalk at 1520 Teresa Street, Lot 20 of Block 6079. (Carl E. Cripe)
- (q) Sidewalk at 1549 Teresa Street, Lot 2 of Block 6089. (Charles Sherrick)

NOTICE IS HEREBY GIVEN:

NAME Minnie Woo c/o Mark L. Dunker

ADDRESS 1015 - 12th Street, Modesto, CA 95354

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 1 and 2 of Block 6081 of Wilen Tract of the City of Modesto as per map filed April 27, 1945 in Volume 14 of Maps, Page 32, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 117-1212-001)


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:

145.21 lineal feet of 4-foot wide sidewalk along the street frontage abutting Pearl Street on the North side of Block 6081 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 4:05 p.m. on the 18 day of July, 1977, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 6th day of July, 19 77.


ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME Andrew and Joann Helen Van Dyk

ADDRESS 3543 Tully Road, Suite C, 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:

Lot 24 of Block 6081 of Wilen Tract of the City of Modesto as per map filed April 27, 1945 in Volume 14 of Maps, Page 32, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 117-1208-001)


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:

50 lineal feet of four-foot wide sidewalk along the street frontage abutting Pearl Street on the North side of Block 6081 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 4:05 p.m. on the 18 day of July, 19 77, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 6th day of July, 19 77.


ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME Lloyd E. and Ila R. Loeb

ADDRESS 3440 Wycliffe 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:

Lot 16 of Block 6109 of Wilen Tract of the City of Modesto as per map filed April 27, 1945 in Volume 14 of Maps, Page 32, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 117-1126-001)


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:

50 lineal feet of four-foot wide sidewalk along the street frontage abutting Pearl Street on the South side of Block 6109 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 4:05 p.m. on the 18th day of July, 1977, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 6th day of July, 1977.


ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME Glenn E. Kern

ADDRESS 1629 Pearl Street, 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:

Lot 9 of Block 6109 of Wilen Tract of the City of Modesto as per map filed April 27, 1945 in Volume 14 of Maps, Page 32, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 117-1119-001)

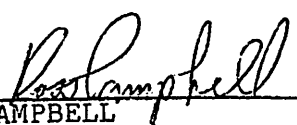
The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

50 lineal feet of four-foot wide sidewalk along the street frontage abutting Pearl Street on the South side of Block 6109 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 4:05 p.m. on the 18 day of July, 19 77, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 6th day of July, 1977.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME Roy M. and Lois M. Fleming

ADDRESS P. O. Box 205, Standard, CA 95373

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 15 of Block 6109 of Wilen Tract of the City of Modesto as per map filed April 27, 1945 in Volume 14 of Maps, Page 32, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 117-1125-001)


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:

50 lineal feet of four-foot wide sidewalk along the street frontage abutting Pearl Street on the South side of Block 6109 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 4:05 p.m. on the 18 day of July, 19 77, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 6th day of July, 1977.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:
NAME Erma F. Colwell

ADDRESS 1624 Pearl Street, 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:

Lot 23 of Block 6081 of Wilen Tract in the City of Modesto as per map filed April 27, 1945 in Volume 14 of Maps, Page 32, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 117-1207-001)


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:

50 lineal feet of four-foot wide sidewalk along the street frontage abutting Pearl Street on the North side of Block 6081 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 4:05 p.m. on the 18 day of July, 19 77, in the City Council Chamber, located in the City Hall at 301 Eleventh Street, Modesto, California.

If construction is not comenced 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 6th day of July, 19 77.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:
NAME Tony Cannizzaro

ADDRESS 3121 Gayland Drive, 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:

Lot 2 of Block 6112 of Wilen Tract of the City of Modesto as per map filed April 27, 1945 in Volume 14 of Maps, Page 32, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 117-1026-001)


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:

50 lineal feet of four-foot wide sidewalk along the street frontage abutting Pearl Street on the South side of Block 6112 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 4:05 p.m. on the 18 day of July, 1977, in the City Council Chamber, located in the City Hall at 301 Eleventh Street, Modesto, California.

If construction is not comenced 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 6th day of July, 1977.


ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME Walter P. Wesson, Sr.

ADDRESS 3836 Tully Road, 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:

Lot 6 of Block 6080 of Wilen Tract of the City of Modesto as per map filed April 27, 1945 in Volume 14 of Maps, Page 32, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 117-0924-001)

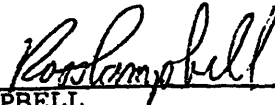
The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

50 lineal feet of four-foot wide sidewalk along the street frontage abutting Teresa Street on the South side of Block 6080 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 4:05 p.m. on the 18 day of July, 19 77, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 6th day of July, 19 77.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:
NAME Virgil L. Trammell

ADDRESS 1625 Teresa Street, 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:

Lot 10 of Block 6081 of Wilen Tract of the City of Modesto as per map filed April 27, 1945 in Volume 14 of Maps, Page 32, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 117-1220-001)

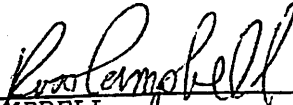
The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

50 lineal feet of four-foot wide sidewalk along the street frontage abutting Teresa Street on the South side of Block 6081 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 4:05 p.m. on the 18 day of July, 19 77, in the City Council Chamber, located in the City Hall at 301 Eleventh Street, Modesto, California.

If construction is not comenced 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 6th day of July, 19 77.


ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME Karen Smith

ADDRESS 1416 Del Vale 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:

Lot 28 of Block 6079 of Wilen Tract in the City of Modesto as per map filed April 27, 1945 in Volume 14 of Maps, Page 32, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 117-0801-001).

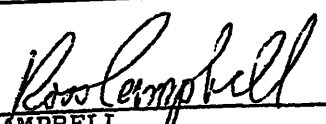
The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

50 lineal feet of four-foot wide sidewalk along the street frontage abutting Teresa Street on the North side of Block 6079 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 4:05 p.m. on the 18 day of July, 19 77, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 6th day of July, 1977.


ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME Rob Roy and Ora R. Phillips, Jr.

ADDRESS 1525 Irene 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:

Lot 4 of Block 6083 of Davis Tract of the City of Modesto as per map filed December 19, 1950 in Volume 17 of Maps, Page 18, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 117-0746-001).


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:

50 lineal feet of four-foot wide sidewalk along the street frontage abutting Teresa Street on the South side of Block 6083 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 4:05 p.m. on the 18 day of July, 1977, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 6th day of July, 1977.


ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME Donald J. and Norma J. Harper

ADDRESS 1613 Oakwood Drive, 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:

Lot 16 of Block 6079 of Wilen Tract of the City of Modesto as per map filed April 27, 1945 in Volume 14 of Maps, Page 32, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 117-0813-001).


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:

50 lineal feet of four-foot wide sidewalk along the street frontage abutting Teresa Street on the North side of Block 6079 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 4:05 p.m. on the 18 day of July, 1977, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 6th day of July, 1977.


ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME Merle and Betty Jo Hart

ADDRESS 1621 Teresa Street, 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:

Lot 11 of Block 6081 of Wilen Tract of the City of Modesto as per map filed April 27, 1945 in Volume 14 of Maps, Page 32, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 117-1221-001).

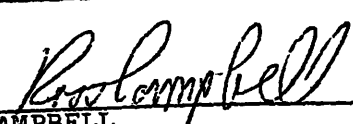
The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

50 lineal feet of four-foot wide sidewalk along the street frontage abutting Teresa Street on the South side of Block 6081 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 4:05 p.m. on the 18 day of July, 1977, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 6th day of July, 1977.


ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME R. E. and Anna R. Grant

ADDRESS 816 Hackberry Avenue, Modesto, CA 95354

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 12 of Block 6081 of Wilen Tract of the City of Modesto as per map filed April 27, 1945 in Volume 14 of Maps, Page 32, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 117-1222-001).

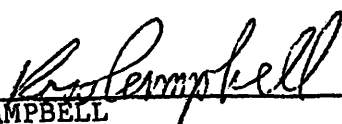
The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

50 lineal feet of four-foot wide sidewalk along the street frontage abutting Teresa Street on the South side of Block 6081 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 4:05 p.m. on the 18 day of July, 1977, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 6th day of July, 1977.


ROSS CAMPBELL
Superintendent of Streets
City of Modesto

N O T I C E

NOTICE IS HEREBY GIVEN:

NAME Virgil R. and Leora M. Daniel

ADDRESS 1424 Del Vale 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:

Lot 1 of Block 6080 of Wilen Tract of the City of Modesto as per map filed April 27, 1945 in Volume 14 of Maps, Page 32, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 117-0929-001)

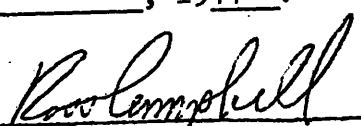
The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

50 lineal feet of four-foot wide sidewalk along the street frontage abutting Teresa Street on the South side of Block 6080 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 4:05 p.m. on the 18 day of July, 1977, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 6th day of July, 1977.


ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME Carl E. and Marjorie Cripe

ADDRESS 3400 Royaltan 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:

Lot 20 of Block 6079 of Wilen Tract of the City of Modesto as per map filed April 27, 1945 in Volume 14 of Maps, Page 32, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 117-0809-001)

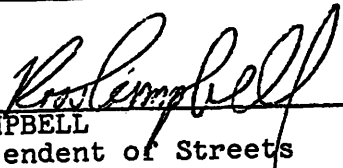
The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

50 lineal feet of four-foot wide sidewalk along the street frontage abutting Teresa Street on the North side of Block 6079 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 4:05 p.m. on the 18 day of July, 1977, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 6th day of July, 1977.


ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME Charles and Frances Sherrick

ADDRESS 1549 Teresa Street, 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:

Lot 2 of Block 6080 of Wilen Tract of the City of Modesto as per map filed April 27, 1945 in Volume 14 of Maps; Page 32, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 117-0928-001).

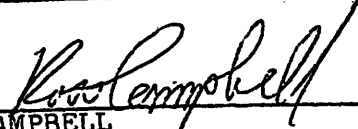
The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

50 lineal feet of four-foot wide sidewalk along the street frontage abutting Teresa Street on the South side of Block 6080 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 4:05 p.m. on the 18 day of July, 1977, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 6th day of July, 1977.


ROSS CAMPBELL
Superintendent of Streets
City of Modesto

MODESTO CITY COUNCIL
RESOLUTION NO. 77-711

A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO CONSIDER INCREASES
IN GOLF RATES

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that July 19, 1977 , at 4:15 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 increases in golf rates.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 5th day of
July , 1977, by Councilmember Lang , who moved
its adoption, which motion being duly seconded by Councilmember
Dunlap , was upon roll call carried and the resolution adopted
by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Siefkin

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-712

A RESOLUTION ACCEPTING IMPROVEMENTS IN FLINTRIDGE ESTATES NO. 3 SUB-DIVISION AND AUTHORIZING RELEASE OF INSTRUMENTS OF CREDIT

WHEREAS, James Horn Construction Company, a corporation, subdividers of Flintridge Estates No. 3 subdivision, has filed Instruments of Credit for faithful performance and labor and materials in the amount of \$186,200 and \$93,100 respectively to guarantee improvements in Flintridge Estates No. 3 subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated July 5, 1977 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 Flintridge Estates No. 3 subdivision are hereby accepted.
2. The City is hereby authorized to release the Instrument of Credit for faithful performance in the amount of \$186,200 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the Instrument of Credit for labor and materials in amount of \$93,100 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 July, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Siefkin

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-713

A RESOLUTION APPROVING USE OF DOWNTOWN SIDEWALKS THURSDAY, FRIDAY, AND SATURDAY, JULY 14, 15 and 16 FOR DOWNTOWN'S ANNUAL FALL SIDEWALK SALE

WHEREAS, the Modesto Downtown Improvement District has requested the use of downtown sidewalks on Thursday, Friday and Saturday, July 14, 15 and 16 for Downtown's Annual Fall Sidewalk Sale.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of the Modesto Downtown Improvement District for use of downtown sidewalks on July 14, 15 and 16, 1977 for Downtown's Annual Fall Sidewalk Sale 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 July, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-714

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPEAL BY MID-VALLEY ENGINEERING TO PLANNING COMMISSION DECISION CONCERNING ZAGARIS P-D APPLICATION - WOODLAND AVENUE DUPLEXES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Monday, August 8, 1977, at 7:50 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of appeal by Mid-Valley Engineering to Planning Commission Decision concerning Zagaris P-D application - Woodland Avenue Duplexes.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of July, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Siefkin

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-715

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPEAL BY FANNY S. MORENO TO A PLANNING COMMISSION DECISION REGARDING PREZONING PROPERTY AT THE NORTHWEST CORNER OF CARVER ROAD AND SHELDON DRIVE TO R-2

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Monday, August 1, 1977, at 4:05 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of appeal by Fanny S. Moreno to a Planning Commission decision regarding rezoning property at the northwest corner of Carver Road and Sheldon Drive to R-2.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of July, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Siefkin

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-716

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPEAL BY SIGN DESIGNS, INC. TO A DECISION OF THE BOARD OF ZONING ADJUSTMENT REGARDING A REQUEST FOR A FREESTANDING SIGN FOR JOHN BETTENCOURT USED CARS.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Monday, August 8, 1977, at 4:15 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of appeal by Sign Designs, Inc. to a decision of the Board of Zoning Adjustment regarding a request for a freestanding sign for John Bettencourt Used Cars.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of July, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-717

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF RESTROOM FACILITIES AT CHRYSLER PARK

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

SECTION 1. The plans and specifications for construction of restroom facilities at Chrysler 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 July 26, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of July 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Siefkin

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-718

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF WATERLINES IN BRADEN AVENUE, EAST OF DALE ROAD, OAKDALE ROAD BETWEEN E. ORANGEBURG AND NYSTROM AVENUE, AND SHERWOOD PLAZA

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

SECTION 1. The plans and specifications for construction of waterlines in Braden Avenue, east of Dale Road, Oakdale Road between E. Orangeburg and Nystrom Avenue, and Sherwood Plaza, 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, 601 11th Street, in the City of Modesto, on July 26, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of July 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-719

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF FIRE STATION NO. 1 ANNEX

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

SECTION 1. The plans and specifications for construction of Fire Station No. 1 Annex, 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 9, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of July 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-720

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND PACIFIC GAS AND ELECTRIC COMPANY TO RELOCATE GAS SERVICE TO FIRE STATION NO. 1

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Pacific Gas and Electric Company for relocation of gas service to Fire Station 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 11th day of July, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Siefkin

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-721

A RESOLUTION ACCEPTING THE BID OF FERRERO ELECTRIC, INC. FOR CONSTRUCTION OF IMPROVEMENTS AT THE INTERSECTION OF SYLVAN AVENUE AND COFFEE ROAD

WHEREAS, Resolution No. 77-616 , adopted by the Council of the City of Modesto on June 13, 1977 , approved the plans and specifications for the construction of improvements at the intersection of Sylvan Avenue and Coffee Road and authorized the calling for bids, and

WHEREAS, the bids received for the construction of improvements at the intersection of Sylvan Avenue and Coffee Road were opened at 2:00 P.M., July 5, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Ferrero Electric, Inc. in the amount of \$33,804.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Ferrero Electric, Inc. in the amount of \$33,804.00

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 11th day of July, 1977 , by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Mensinger , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-722

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 8-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (ALLEN GRANT INC.)

WHEREAS, on July 11, 1977, the City Council introduced Ordinance No. 1628-C.S. giving approval to a project relating to an amendment to Section 8-3-9 of the Zoning Map of the City of Modesto, reclassifying certain property located thereon from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(163)

and _____, 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 delcaration 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 8-3-9 of the Zoning Map of the City of Modesto, reclassifying certain property located thereon from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(163)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of July, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By J. David Johnson
for ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77-723

A RESOLUTION APPROVING A DEVELOPMENT PLAN
FOR PLANNED-DEVELOPMENT ZONE, P-D (163).
(ALLEN GRANT INC.)

WHEREAS, a verified application for an amendment to Section
8-3-9 of the Zoning Map was filed by Allen Grant Inc.
on February 15, 1977, to
reclassify from Low Density Residential Zone, R-1,
to Planned-Development Zone, P-D, the following described property:

All that portion of the Northwest quarter of Section 8, Township 3
South, Range 9 East, Mount Diablo Base and Meridian, described
as follows, to wit.

Beginning at a point on the East and West quarter section line in
said Section 8, said point being West 65.00 feet from the interior
quarter corner of Section 8; thence North 1° 45' West, 500.00
feet and along the Tidewater Southern Railway right-of-way;
thence East 35.00 feet and along said right-of-way; thence North
1° 45' west 1291.22 feet and along said right-of-way to the
southeast corner of Wessen Land; thence along said Wessen
Land South 89° 50' West 325.00 feet; thence North 1° 45' West
150.00 feet; thence South 89° 50' West 385.92 feet; and the last
mentioned line being parallel to the north line of Section 8; thence
South 1° 45' East 1939.17 feet, to the East and West quarter
line of Section 8; thence East 672.96 feet to the point of beginning.

Including also the Southerly 20 feet of Standiford Avenue immediately
adjacent to the South line of the above described property.

WHEREAS, after a public hearing held on March 15, 1977, and
continued to May 17, 1977, in the City Council Chambers, City Hall, 801 11th
Street, Modesto, California, it was found and determined by the Planning Com-
mission that rezoning of the property as requested is required by public necessity,
convenience and general welfare for the following reasons:

1. The project meets the dwelling unit density standards as set
forth in the adopted Zoning and Development Plan for the
Northwest McHenry Neighborhood.
2. The project's proposed street pattern is in conformance with
the Zoning and Development Plan and ties in with adjacent
approved but as yet undeveloped subdivisions.
3. The project would assist in providing a diversity of housing
types for the Northwest McHenry Neighborhood.

WHEREAS, after a public hearing held on July 11, 1977, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Allen Grant 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. 1628-C.S. on the 11th day of July, 1977, reclassifying the above-described property from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D (163),

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 (163), is hereby approved in accordance with the plan titled "Planned Development - The Vineyard", as amended in red on its face, stamped approved by the Planning Commission on May 17, 1977, and on file in the office of the Director of Planning and Community Development, subject to the following conditions:

1. That all development shall be in accordance with the plan titled "Planned Development - The Vineyard", as amended in red on its face, stamped approved by the Planning Commission on May 17, 1977, and on file in the office of the Director of Planning and Community Development.
2. That prior to the issuance of a building permit for any structure other than model homes, a subdivision map shall be recorded in accordance with Chapter 4 of Title 4 of the Modesto Municipal Code.
3. That prior to the issuance of a building permit for any structure, the applicant shall dedicate to the City of Modesto a maximum 12-foot wide strip of land along the property's easterly boundary to be used as a bicycle path. The exact width and location of said bicycle path shall be in accordance with the requirements of the Director of Parks and Recreation.
4. That prior to the recording of the final subdivision map, the applicant shall pay to the City of Modesto the estimated cost of 1/2 of the Union Avenue crossing and 1/5 of the Standiford Avenue crossing of the Tidewater Southern Railroad tracks as determined by the City Engineer. Said costs shall include the cost of required Public Utility Commission traffic control devices.
5. That all parking and driveway areas shall be improved in accordance with City standards including the provisions with Sections 10-2.1801, 10-2.1804, and 10-2.1808 of the Municipal Code. The drainage facilities for the parking areas shall be approved by the Director of Public Works.

6. That all landscaping, fences and walls shall be maintained and that the premises shall be kept free of weeds, trash and other debris.
7. That the development shall be connected to the City water and sanitary sewer facilities in accordance with the requirements of the Director of Public Works.
8. That all utilities shall be underground including TV reception facilities. No antennas shall be permitted.
9. That any signs within the entire P-D zone shall comply with the R-1 Zone sign provisions.
10. That building plans for the project shall indicate a standard detail for adequate storage for garbage and garden refuse. Said storage areas shall be screened from view from any public street, and shall be subject to approval of the Director of Planning and Community Development. Each dwelling unit shall have such a storage unit provided in accordance with the plans approved by the Director of Planning and Community Development.
11. That direct vehicular and pedestrian access between Standiford Avenue and the adjacent lots be prohibited with appropriate notes to be placed upon the final subdivision map.
12. That a six-foot high solid decorative masonry wall be constructed along the lots adjacent to Standiford Avenue subject to the clear vision requirements of Section 10-2.1609; and that full sidewalk between the curb and the property line with street tree blockouts at approximately 40-foot intervals shall be constructed along the Standiford Avenue frontage of the project.
13. That in the alternative to condition number 12, if the City Council prior to the recording of a final subdivision map approves a policy in favor thereof, the applicant shall dedicate and develop a 30-foot landscaped strip along Standiford Avenue with five-foot sidewalk and no street tree blockouts. That prior to the issuance of a building permit, a landscaping and irrigation plan for the landscaped strip shall be submitted by the applicant for approval by both the Director of Planning and Community Development and the Director of Parks and Recreation. The landscaping and irrigation system shall be installed and maintained in accordance with the approved landscaping and irrigation plans. Irrigation shall be by underground sprinkler system.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D (163) :

That the entire construction program be accomplished in one phase with construction to begin on or before August 1, 1979, and be completed not later than August 1, 1981.

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 reclassifying the above-described property to Planned-Development Zone, P-D (163) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of July, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By J. David Fitzsimons
for ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By William Nichols
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 77-724

A RESOLUTION ADOPTING AMENDMENTS TO THE MODESTO URBAN AREA GENERAL PLAN TO AMEND THE LAND USE AND CIRCULATION ELEMENTS' MAP AND TEXT; 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 the 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, (Amended 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),

and

WHEREAS, the Planning Commission of the City of Modesto has determined and found that amendments to said General Plan to amend the Land Use and Circulation Elements' Map and Text are in the public interest, and

WHEREAS, the Planning Commission held a public hearing on December 21, 1976, on amendments to the Land Use and Circulation Elements' Map and Text of the Modesto Urban Area General Plan, and

WHEREAS, the Planning Commission by Resolution No. 76-236, adopted on December 21, 1976, has approved and recommended to the City Council amendments to the Land Use and Circulation Elements' Map and Text of the Modesto Urban Area General Plan, and

WHEREAS, the Planning Commission held a public hearing on May 17, 1977, on amendments to the Land Use and Circulation Elements' Map and Text of the Modesto Urban Area General Plan, and

WHEREAS, the Planning Commission by Resolution No. 77-97, adopted on May 17, 1977, has approved and recommended to the City Council amendments to the Land Use and Circulation Elements' Map and Text of the Modesto Urban Area General Plan, and

WHEREAS, the City Council held a public hearing on all of said amendments, as approved and recommended by the Planning Commission, on July 11, 1977, at 7:35 o'clock p.m. in the Council Chambers, in City Hall, Modesto, California, as required by law,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby adopt amendments to the Modesto Urban Area General Plan entitled "Land Use and Circulation Elements' Map" dated July 11, 1977, and an amendment to the text of the Modesto Urban Area General Plan entitled "Text Amendment Requiring Positive Storm Drainage In All Newly Developing Areas", dated July 11, 1977, as approved and recommended by the Planning Commission, copies of which are on file in the office of the Director of Planning and Community Development and in the office of the City Clerk, and which by this reference are hereby made a part hereof as though set forth in full herein.

BE IT FURTHER RESOLVED by the Council that the City Clerk is hereby directed to certify a copy of said "Land Use and Circulation Elements' Map" dated July 11, 1977, and the "Text Amendment Requiring Positive Storm Drainage In All Newly Developing Areas" dated July 11, 1977, 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 11th day of July, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST:


NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By


ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77-725

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AMENDMENTS TO THE MODESTO URBAN AREA GENERAL PLAN TO AMEND THE LAND USE AND CIRCULATION ELEMENTS' MAP AND TEXT.

WHEREAS, on July 11, 1977, the City Council introduced Resolution No. 77-724

giving approval to a project relating to a resolution adopting amendments to the Modesto Urban Area General Plan to amend the Land Use and Circulation Elements' Map and Text,

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 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 resolution adopting amendments to the Modesto Urban Area General Plan to amend the Land Use and Circulation Elements' Map and Text.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of July, 1977, by Councilman Lang, who moved its adoption, which motion being duly seconded by Councilman Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang, Mensinger,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Siefkin

(SEAL)

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

APPROVED AS TO FORM:

By J. David Fitzsimons
J. DAVID FITZSIMONS, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77-726

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$6,000 TO PAY THE COST DIFFERENTIAL FOR RECLASSIFICATION OF A PARK MAINTENANCE WORKER I TO A PARK MAINTENANCE SUPERVISOR I.

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

GENERAL FUND (101)

From:	General Reserve (60-800)	\$6,000
To:	Salaries & Wages, Regular, Parks (110-350)	\$6,000

(Cost differential for reclassification of a Park Maintenance Worker I to a Park Maintenance Supervisor I.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of July, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-727
AMENDMENT TO

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
COUNTY OF STANISLAUS FOR FIXED ROUTE TRANSIT

BE IT HEREBY RESOLVED by the Council of the City of Modesto
amendment to
that the/agreement between the City of Modesto and County of
Stanislaus

for fixed route transit, clarifying the method for computing the
cost split for bus service

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
July , 1977, by Councilmember Lang , who moved
its adoption, which motion being duly seconded by Councilmember
Mensinger , was upon roll call carried and the resolution adopted
by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Siefkin

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-728

A RESOLUTION REFERRING TO THE MODESTO CITY PLANNING COMMISSION A REQUEST FOR CONSENT TO COMMENCE PROCEEDINGS TO ANNEX CERTAIN INHABITED TERRITORY TO THE CITY OF MODESTO DESIGNATED AS THE SUTTER-COLORADO ADDITION.

WHEREAS, a request has been filed by certain persons residing therein, stating that they desire to commence proceedings to annex certain inhabited territory to the City of Modesto, which territory is more particularly shown on the map attached hereto marked Exhibit "A" and made a part of this resolution, and

WHEREAS, it appears that said territory is subdivided and contiguous to the City of Modesto, and

WHEREAS, the Council of the City of Modesto cannot consent to the commencement of proceedings to annex subdivided territory to the City until it has received a report and recommendation from the Modesto City Planning Commission,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said request for consent to commence proceedings to annex the inhabited territory more particularly shown on the map attached hereto marked Exhibit "A" and made a part of this resolution be referred to the Modesto City Planning Commission for its report and recommendation. The territory referred to is situated in the County of Stanislaus, 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 July, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST:

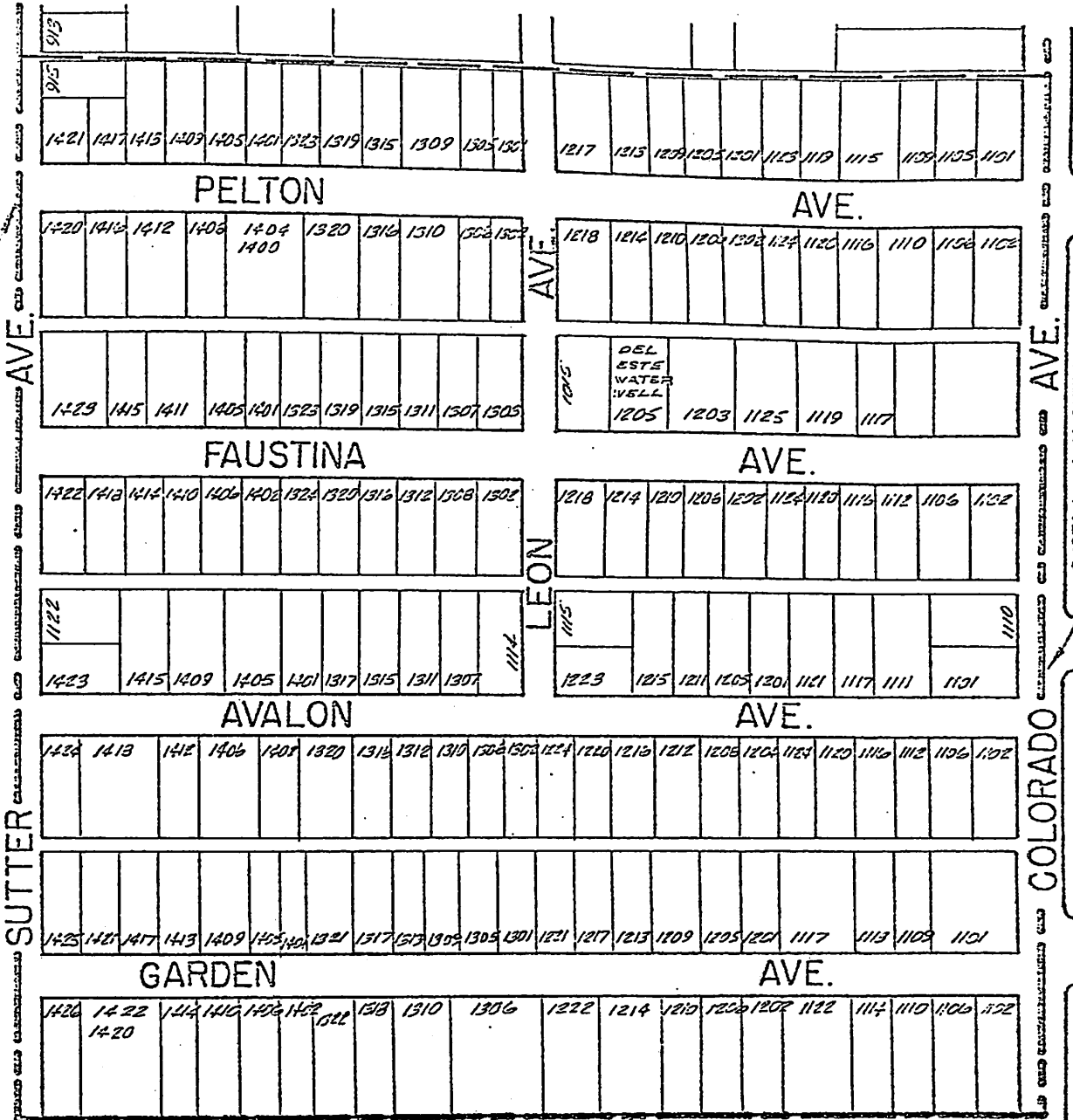
Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

BY J. David Fitzsimons
J. DAVID FITZSIMONS
Acting City Attorney

CITY LIMITS



CITY LIMITS

PROPOSED SUTTER-COLORADO ADDITION

EXHIBIT "A"
JUNE 27, 1977



SCALE - 1" = 200'

MODESTO CITY COUNCIL
RESOLUTION NO. 77-729

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 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 \$303,000.00, 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 \$303,000.00 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 \$303,000.00 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 requests 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 \$303,000.00 and that it requests the County Auditor of said county to compute the rate of taxation needed to raise the sum of \$303,000.00 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 11th day of July, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By J. David Fitzsimons
J. DAVID FITZSIMONS, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77-730

A RESOLUTION ACCEPTING THE BID OF AMERICAN INTERNATIONAL GROUP FOR LIABILITY INSURANCE COVERAGE UNDER A PARTIAL SELF-INSURANCE PROGRAM AND APPROVING PROPERTY COVERAGE FOR FIRE, CRIME AND MUSEUM ACTIVITY AT THE SAME LEVEL AS THE 1976-77 YEAR.

WHEREAS, the liability and property damage insurance policy coverage for the City of Modesto expires July 15, 1977; and

WHEREAS, a report from Giddings, Corby, Hynes, Inc., insurance representatives, containing quotations from underwriters, was received and reviewed carefully by the Director of Finance and was included in his report to the City Council; and

WHEREAS, the Director of Finance has recommended that the bid of American International Group in the amount of \$325,000 with \$100,000 self-insurance retention per occurrence be accepted and that property coverage for fire, extended coverage and vandalism, for crime, for boiler and machinery, and for museum activity be provided separately, all of said policies to be obtained through Giddings, Corby, Hynes, Inc., City of Modesto insurance representatives.

NOW, THEREFORE, BE IT RESOLVED that the bid of American International Group in the amount of \$325,000 which provides liability coverage under a partial self-insurance program with \$100,000 self-insurance retention per occurrence be accepted as the City of Modesto's liability insurance coverage.

BE IT FURTHER RESOLVED that property coverage for fire, extended coverage and vandalism, for crime, for boiler and machinery, and for museum activity be provided separately by Giddings, Corby, Hynes, Inc. at the same cost as the 1976-77 year.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of July, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77- 731

A RESOLUTION AMENDING PARAGRAPH (c) OF SECTION 5.1 OF THE PERSONNEL RULES RELATING TO EXAMINATIONS, AND AMENDING PARAGRAPH (a) OF SECTION 13.3 OF THE PERSONNEL RULES RELATING TO HOLIDAYS.

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 Manager has recommended an amendment to paragraph (c) of Personnel Rule 5.1 relating to examinations, and an amendment to paragraph (a) of Personnel Rule 13.3 relating to holidays, and

WHEREAS, the City Council has reviewed said amendments to the Personnel Rules as recommended by the City Manager and finds that said amendments promote the purposes and objectives of the Personnel System,

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

SECTION 1. That paragraph (c) of Section 5.1 of the Personnel Rules be amended to read as follows:

5.1 Types of Examinations

- (c) Continuous Examinations. Continuous examinations for a given class may be announced by a single notice. Such examinations may be administered from time to time as applicants are available or as appointments are necessary. A single eligible list shall be maintained, to which the names of candidates shall be added as they qualify and from which names shall be removed after one year.

SECTION 2. That paragraph (a) of Section 13.3 of the Personnel Rules be amended to read as follows:

13.3 Holidays

- (a) The City normally observes the following as paid holidays: January 1 (New Year's Day), third Monday in February (Washington's Birthday), last Monday in May (Memorial Day), July 4 (Independence Day), the first Monday in September (Labor Day), September 9 (Admission Day), November 11 (Veteran's Day), Thanksgiving Day, the day after Thanksgiving Day, December 25, (Christmas Day).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of July, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By J. David Fitzsimons
J. DAVID FITZSIMONS, Acting
City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77-732

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 16-3-9 OF THE ZONING MAP (WAYNE PACK, D.C.)

WHEREAS, the Modesto City Planning Commission held a public hearing on June 28, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 16-3-9 of the Zoning Map to rezone from R-1 to P-0, property located on the west side of Coffee Road north of Athens Avenue the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-113 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 16-3-9 of the Zoning Map be set for August 1, 1977 at 4:10 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of July, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

A portion of the East 27.68 acres of Lot 21 of COFFEE COLONY, as per Map filed January 13, 1906 in Vol. 2 of Maps, page 22, Stanislaus County Records, described as follows:

BEGINNING at a true Southeast corner of said Lot 21, running thence along the East line of Lot 21, North 0° 50' West 245.94 feet to the Northeast corner of the land conveyed to Harry G. Russell and Hilda A. Russell, husband and wife, by Deed recorded August 7, 1945, Instrument No. 13899, as the point of beginning of the land herein described, thence North 89° 27 1/4" West along the North line of said Russell land 506 feet to the Southeast corner of the land conveyed to Arthur D. Macomber and Rose M. Macomber, husband and wife, by Deed recorded September 12, 1946, Instrument No. 25641, thence along the East line of said Macomber land North 0° 50' West 144 feet to the Northeast corner thereof, thence South 89° 27 1/4' East 506 feet to the East line of said Lot 21, thence along said line South 0° 50' East 144 feet to the point of beginning. Including also the westerly 25 feet of Coffee immediately adjacent to the East line of the above described property.

EXCEPTING THEREFROM the West 346 feet.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-733

A RESOLUTION SETTING TIME AND PLACE FOR HEARING RESCHEDULED APPEAL OF GUCKENHEIMER ENTERPRISES, INC., TO THE BOARD OF ZONING ADJUSTMENT'S DECISION REGARDING A FREESTANDING SIGN ON McHENRY NORTH OF RUMBLE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that August 1, 1977, at 4:20 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of rescheduled appeal of Guckenheimer Enterprises, Inc., to the Board of Zoning Adjustment's decision regarding a freestanding sign on McHenry north of Rumble.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of July, 1977, by Councilmember Elliott, 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:	Dunlap, Elliott, Kullijian, Lang, Mensingher, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Siefkin

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-734

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPEAL BY N. S. DEVELOPMENT CO. TO A DECISION BY THE PLANNING COMMISSION REGARDING REZONING FROM R-2 TO P-D, PROPERTY LOCATED EAST OF McHENRY BETWEEN E. FAIRMONT AND CORSON AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that August 22, 1977 , 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 appeal by N. S. Development Co. to a decision by the Planning Commission regarding rezoning from R-2 to P-D, property located east of McHenry between E. Fairmont and Corson Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of July , 1977, by Councilmember Dunlap , 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:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Siefkin

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-735

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR INSTALLATION OF DOWNEY PARK PLAY AREA EQUIPMENT

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

SECTION 1. The plans and specifications for installation of Downey Park Play Area 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 August 9, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of July, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-736

A RESOLUTION ACCEPTING THE BID OF DWIGHT LANG'S ENTERPRISES, INC.
FOR AIR CONDITIONING SYSTEM OF FIRE STATION NO. 1

WHEREAS, Resolution No. 77-636 , adopted by the Council of the
City of Modesto on June 20, 1977 , approved the plans and speci-
fications for the air conditioning system of Fire Station No. 1

and authorized the calling for bids, and

WHEREAS, the bids received for the air conditioning system of
Fire Station No. 1
were opened at 11:10 A.M. on July 12, 1977 and later tabulated
by the Director of Public Works for the consideration of the
Council, and

WHEREAS, the Director of Public Works has recommended that
the bid of Dwight Lang's Enterprises, Inc. in the amount of \$64,938.00
be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of Dwight Lang's Enterprises, Inc. in the amount of
\$64,938.00
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 18th day of July,
1977, by Councilmember Dunlap , 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: Dunlap, Elliott, Kullijian, Lang,
Mensingher, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-737

A RESOLUTION ACCEPTING THE BID OF WESTERN PIPELINE COMPANY FOR CONSTRUCTION OF SUBTRUNK SEWER IN EAST ORANGEBURG AVENUE FROM CHRISTOPHER CT. TO GLENBROOK WAY

WHEREAS, Resolution No. 77-675 , adopted by the Council of the City of Modesto on June 27, 1977 , approved the plans and specifications for the construction of subtrunk sewer in East Orangeburg Avenue from Christopher Ct. to Glenbrook Way and authorized the calling for bids, and

WHEREAS, the bids received for the construction of subtrunk sewer in E. Orangeburg Avenue from Christopher Ct. to Glenbrook Way were opened at 11:15 A.M. on July 12, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Western Pipeline Co. in the amount of \$58,000.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Western Pipeline Co. in the amount of \$58,000.00

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 18th day of July, 1977, by Councilmember Dunlap , 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: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-738
REVISED

A RESOLUTION APPROVING PLANS AND/SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR FURNISHING 26 EMERGENCY LIGHT BARS FOR POLICE PATROL CARS

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

SECTION 1. The plans and/^{revised}specifications for FURNISHING 26 emergency light bars for police patrol cars 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 9, 1977 at 2:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of July, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-739

A RESOLUTION ACCEPTING THE CONSTRUCTION OF REVARO PARK, STAGE I
(George Reed, Inc.)

WHEREAS, a report has been filed by the Director of Public
Works that the construction of Revaro Park, Stage I
has been completed by George Reed, Inc.

in accordance with the contract agreement dated March 28, 1977

NOW, THEREFORE, BE IT RESOLVED that the construction of Revaro
Park, Stage I
be accepted from said contractor, George Reed, Inc.

that notice of completion be filed with the Recorder of Stan-
islaus County and that payment of amounts due in the amount of
\$55,783.00 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meet-
ing of the Council of the City of Modesto held on the 18th day
of July , 1977, by Councilmember Dunlap , 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:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Siefkin

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-740

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 July 5, 1977, adopt its Resolution No. 77-710, 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 18th day of July, 1977, at 4:05 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. 77-710, 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. 77-710 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 18th day of July, 1977, by Councilman Dunlap, who moved its adoption, which motion being duly seconded by Councilman Kullijian, was upon roll call carried and the resolution adopted by the following vote:

- AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies
- NOES: Councilmen: None
- ABSENT: Councilmen: Siefkin

ATTEST: Norrine Coyle
~~XXXXXXXXXXXXXX~~, City Clerk
NORRINE COYLE,

- (a) Sidewalk at 1644 Pearl Street, Lots 1 and 2 of Block 6081. (Minnie Woo)
- (b) Sidewalk at 1628 Pearl Street, Lot 24 of Block 6081. (Andrew Van Dyk)
- (c) Sidewalk along Pearl Street at 1601 Pearl Street, Lot 16 of Block 6109. (Lloyd E. Loeb)
- (d) Sidewalk at 1629 Pearl Street, Lot 9 of Block 6109. (Glen E. Kern)
- (e) Sidewalk at 1605 Pearl Street, Lot 15 of Block 6109. (Roy M. Fleming)
- (f) Sidewalk at 1624 Pearl Street, Lot 23 of Block 6081. (Erma F. Colwell)
- (g) Sidewalk at 1549 Pearl Street, Lot 2 of Block 6112. (Tony Cannizaro)
- (h) Sidewalk at 1535 Teresa Street, Lot 6 of Block 6080. (Walter P. Wesson, Sr.)
- (i) Sidewalk at 1625 Teresa Street, Lot 10 of Block 6081. (Virgil L. Trammell)
- (j) Sidewalk along Teresa Street at 1416 Del Vale Avenue, Lot 28 of Block 6079. (Karen Smith)
- ~~(k) Sidewalk at 1425 Teresa Street, Lot 6 of Block 6083. (Bob Roy Phillips Sr.)~~
- (l) Sidewalk at 1504 Teresa Street, Lot 16 of Block 6079. (Donald H. Harper)
- (m) Sidewalk at 1621 Teresa Street, Lot 11 of Block 6081. (Merle Hart)
- (n) Sidewalk at 1617 Teresa Street, Lot 12 of Block 6081. (R. E. Grant)
- (o) Sidewalk along Teresa Street at 1424 Del Vale Avenue, Lot 1 of Block 6080. (Virgil R. Daniel)
- (p) Sidewalk at 1520 Teresa Street, Lot 20 of Block 6079. (Carl E. Cripe)
- (q) Sidewalk at 1549 Teresa Street, Lot 2 of Block 6089. (Charles Sherrick)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-741

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND RECREATION SYSTEMS, INC. FOR PREPARATION OF PLANS AND SPECIFICATIONS FOR THE CONSTRUCTION OF FLOYD NO. 2, 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.

for preparation of plans and specifications for the construction of Floyd No. 2, 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 18th day of July, 1977, by Councilmember Dunlap, 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:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-742

COOPERATIVE

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
COUNTY OF STANISLAUS TO REPAIR SEVENTH STREET BRIDGE

BE IT HEREBY RESOLVED by the Council of the City of Modesto
cooperative
that the/agreement between the City of Modesto and County of
Stanislaus

for repair of Seventh Street Bridge (City to pay 85% of repair costs)

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said/agreement
cooperative
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
July , 1977 by Councilmember Dunlap , 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: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: *Norrine Cozle*
NORRINE COZLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-743

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND RICHARD W. RAWE AND WILLIAM G. SNYDER FOR REFUND OF SHARE OF CONSTRUCTION COSTS OF A SANITARY SEWER ON REXFORD DRIVE, NORTH OF SYLVAN MEADOWS DRIVE TO SERVE A DEVELOPMENT ON THE WEST SIDE OF REXFORD DRIVE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Richard W. Rawe and William G. Snyder

for refund of share of construction costs of a sanitary sewer on Rexford Drive, north of Sylvan Meadows Drive to serve a development on the west side of Rexford 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 18th day of July, 1977, by Councilmember Dunlap, 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:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Siefkin

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-744

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND STATE OF CALIFORNIA, DEPARTMENT OF TRANSPORTATION, FOR UMTA GRANT OF \$228,440 TO PURCHASE FIVE BUSES AND SEVEN FARE BOXES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and State of California, Department of Transportation for UMTA grant of \$228,440 to purchase five buses and seven fare boxes 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 July, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Mensingher, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Siefkin

ATTEST: *Norrene Gayle*
NORRENE GAYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-745

A RESOLUTION TERMINATING AGREEMENT BETWEEN THE CITY OF MODESTO AND COOK'S COMMUNICATION CORPORATION, EFFECTIVE JUNE 15, 1977, FOR MAINTENANCE ON GENERAL GOVERNMENT AND FIRE RADIO EQUIPMENT

WHEREAS, on March 24, 1969, the City of Modesto entered into an agreement with Cook's Communication Corporation for maintenance on general government and fire radio equipment; and

WHEREAS, it is the recommendation of the staff that the contract between the City of Modesto and Cook's Communication Corporation for maintenance on general government and fire radio equipment be terminated effective June 15, 1977 by mutual agreement of the parties; and

WHEREAS, this action has been initiated by staff as a result of a significant price increase by Cook's Communication and lower prices being available from local sources.


NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that termination of the agreement, effective June 15, 1977, between the City of Modesto and Cook's Communication Corporation, dated March 24, 1969, for maintenance on general government and fire radio equipment 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 July, 1977, by Councilmember Dunlap , 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: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-746

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND PALITRON CORPORATION TO FURNISH MAINTENANCE ON GENERAL GOVERNMENT AND FIRE RADIO EQUIPMENT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Palitron Corporation for furnishing maintenance on general government and fire radio equipment for the total price of \$618.60 per month 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 July, 1977, by Councilmember Dunlap, 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:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Siefkin

ATTEST: *Norrene Coyle*
NORRENE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-747

A RESOLUTION ACCEPTING ECONOMIC DEVELOPMENT ADMINISTRATION GRANT OFFER FOR DRYDEN TRUNK SEWER PROJECT AND AUTHORIZING CITY MANAGER TO EXECUTE GRANT CONTRACT

WHEREAS, the City of Modesto has received a grant offer from the Economic Development Administration to share the cost of the construction of Dryden Trunk Sewer; and

WHEREAS, the project is the construction of 6,300 feet of sewer trunk line along the right bank of the Tuolumne River adjacent to the Dryden Golf Course; and

WHEREAS, when the project is completed, the last remaining segment of the trunk sewer system will be in place; and

WHEREAS, the grant offer comes with the same standard terms and conditions as previous projects, with the following special conditions:

1. The City agrees to a project time schedule which requires award of contract within 8 months and the completion of the construction within 10 months thereafter.

2. The City provide EDA with evidence that we have accepted the flow limitations placed on the project by the California Air Resources Board.

3. File with EDA no later than November 15, 1977, a progress report on the Affirmative Action Plan.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the grant offer in the amount of \$485,000 from the Economic Development Administration to share in the cost of construction of the Dryden Trunk Sewer is hereby accepted and the City Manager is authorized to execute the grant offer 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 18th day of July, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-748

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 August 1, 1977, at 4:25 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 reports by the Superintendent of Streets on the cost of construction of improvements as described in such reports.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of July, 1977, by Councilman Dunlap, who moved its adoption, which motion being duly seconded by Councilman Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Siefkin

ATTEST: Norrine Coyle
~~REX D. JOCHIMOWSKI~~, City Clerk
NORRINE COYLE,

- a. Curb and sidewalk at 1530 Locke Road, Lot 6 of Block 1024.
(Delbert Bowles - \$870.00)
- b. Sidewalk at 1130 Coffee Road, a portion of Block 1099.
(Downey Park Properties - \$1,398.00)
- c. Curb and sidewalk along "F" Street at 1217 "F" Street, Lots 15 and 16 of Block 96. (Victoria Enquist - \$770.00)
- d. Sidewalk along McHenry Avenue at 806-McHenry Avenue, a portion of Block 620. (Galas Brothers, Inc. - \$782.00)
- e. Curb and sidewalk at 1514 Locke Road, Lot 3 of Block 1024.
(Clair R. Miller, Jr. - \$882.00)
- f. Sidewalk along Stoddard Avenue at 401 Myrtle Avenue, Lots 23 and 24 of Block 457. (Charles W. Moody - \$500.00)
- g. Curb and sidewalk at 1531 Locke Road, Lot 6 of Block 1026.
(Jeanetta S. Most - \$870.00)
- h. Curb and sidewalk at 1600 Locke Road, Lot 7 of Block 1024.
(Randy A. Reece - \$798.00)
- i. Sidewalk at 1733 Yosemite Boulevard, a portion of Block 2125-A.
(C. H. Samuelson - \$310.00)
- j. Sidewalk at 1520 Locke Road, Lot 4 of Block 1024. (Jerry Zigounakis - \$624.00)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-749

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND DAROLD W. JOLLIFF AND SEVERINA BETTY JOLLIFF, DBA HAWKE FLYING SERVICE, FOR FIXED-BASE OPERATOR LEASE AT THE MODESTO CITY-COUNTY AIRPORT/HARRY SHAM FIELD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Darold W. Jolliff and Severina Betty Jolliff, dba Hawke Flying Service for fixed-base operator lease at the Modesto City-County Airport/Harry Sham Field (Term of lease is for one year beginning 7/1/77 and ending 6/30/78) 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 July, 1977, by Councilmember Dunlap, 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:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Siefkin

ATTEST: *Morrine Coyle*
MORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-750

A RESOLUTION AUTHORIZING THE PURCHASE OF 24 POLICE CRUISERS FROM CHUCK SWIFT DODGE, SACRAMENTO, CALIFORNIA, THROUGH THE STATE CO-OPERATIVE PURCHASING PROGRAM

BE IT RESOLVED by the Council of the City of Modesto that authorization for the purchase of twenty-four (24) police cruisers from Chuck Swift Dodge, Sacramento, California, through the State Co-operative Purchasing Program for the total price of \$125,315.53 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 July, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Mensingher, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-751

A RESOLUTION APPROVING PAYMENT OF A ONE PER CENT SERVICE CHARGE ON THE PURCHASE OF 24 POLICE CRUISERS TO THE STATE OF CALIFORNIA CO-OPERATIVE PURCHASING PROGRAM

BE IT RESOLVED by the Council of the City of Modesto that payment of a one per cent service charge in the amount of \$1,182.22 on the purchase of 24 police cruisers to the State of California Co-operative Purchasing Program 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 July, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: *Norrine Coyze*
NORRINE COYZE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-752

A RESOLUTION DECLARING TWENTY-FOUR (24) POLICE SPECIALS SURPLUS TO THE NEEDS OF THE CITY OF MODESTO AND AUTHORIZING PURCHASING OFFICER TO ADVERTISE AND SELL VEHICLES 17601 THROUGH 17624 TO THE HIGHEST BIDDER

WHEREAS, the City Council of the City of Modesto has authorized the purchase of twenty-four (24) new police vehicles; and

WHEREAS, as a result of this purchase, the City of Modesto has twenty-four (24) used police specials surplus to its needs; and

WHEREAS, it is the recommendation of the staff that Council declare vehicles 17601 through 17624 surplus property and authorize the Purchasing Officer to dispose of the vehicles to the highest bidder.

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

1. Vehicles 17601 through 17624 are hereby declared surplus to the City's needs.

2. The Purchasing Officer is hereby authorized to advertise and sell the vehicles to the highest bidder.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of July, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Mensingher, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-753

A RESOLUTION SETTING TIME AND PLACE FOR HEARING THE RECOMMENDATION OF THE PLANNING COMMISSION TO AMEND P-D(139) (MODESTO CITY HOSPITAL) TO ALLOW SPECIAL EMERGENCY SERVICE SIGNS NEAR THE "H" AND "G" STREET FRONTAGES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that August 15, 1977 , 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 recommendation of the Planning Commission to amend P-D(139) (Modesto City Hospital) to allow special emergency service signs near the "H" and "G" Street frontages.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of July , 1977, by Councilmember Dunlap , 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: Dunlap, Elliott, Kullijian, Lang,
Mensingher, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-754

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 29-3-9 OF THE ZONING MAP (Don Cowdrey)

WHEREAS, the Modesto City Planning Commission held a public hearing on June 28, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 29-3-9 of the Zoning Map to rezone from C-1 to P-D to allow a commercial office building with three apartment units and underground parking at 1127 - 12th Street

the following described property:

All that portion of the north-east one quarter of Section 29, Township 3 South, Range 9 East, of the M.D.B. and M., described as follows:

All of the southeasterly 6 feet of Lot 2 and all of Lots 3, 4, and 5 in Block 86, in the City of Modesto.

Including also the southwesterly 40 feet of 12th Street immediately adjacent to the above described property.

Containing 11,421 square feet, or 0.262 net acre.
and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 29-3-9 of the Zoning Map be set for August 15, 1977 at 4:05 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of July, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-755

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 21-3-9 OF THE ZONING MAP (Montpelier Development)

WHEREAS, the Modesto City Planning Commission held a public hearing on June 28, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 21-3-9 of the Zoning Map to rezone from R-1 to R-2, property located at the north side of East Orangeburg Avenue, between Long Court and El Vecino Avenue, extended the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-116 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 21-3-9 of the Zoning Map be set for August 15, 1977 at 4:10 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of July, 1977, by Councilmember Dunlap, 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:	Dunlap, Elliott, Kullijian, Lang, Mensingher, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Siefkin

ATTEST: Norrine Coyne
NORRINE COYNE, City Clerk

ALL that certain real property situate in a portion of the Northeast 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:

BEGINNING at the Southwest corner of the Northeast quarter of the Northeast quarter of said Section 21, said corner being the intersection of the center lines of El Vecino Avenue and East Orangeburg Avenue; thence North $89^{\circ} 40' 23''$ West along said centerline of East Orangeburg Avenue a distance of 324.55 feet; thence North $0^{\circ} 42' 42''$ West along a line parallel with and 20.00 feet, measured at right angles, East from the Westerly line of a 14.00 foot wide alley as shown on the map of Geneva Heights, recorded in Volume 18 of Maps, Page 29, Stanislaus County Records, a distance of 282.03 feet; thence North $54^{\circ} 55' 31''$ East 96.46 feet; thence North $75^{\circ} 21' 32''$ East 40.00 feet; thence North $89^{\circ} 21' 30''$ East 241.92 feet; thence South $25^{\circ} 25' 19''$ East 46.99 feet; thence South $0^{\circ} 38' 30''$ East 310.00 feet to the aforementioned centerline of East Orangeburg Avenue; thence North $89^{\circ} 40' 23''$ West along said centerline a distance of 55.15 feet to the point of beginning.

CONTAINING 2.97 Acres Gross

Section 21-3-9
(Montpelier Develop

EXHIBIT "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 77-756

A RESOLUTION APPOINTING MEMBER OF THE HUMAN RIGHTS COMMISSION FOR A TERM ENDING MAY 1, 1979, ALFONSO PELAYO, REPLACING SENaida GOMEZ

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 Rights Commission for the respective term as indicated: (Term ending 5/1/79)

Alfonso Pelayo
2517 Orwell Ct.
Modesto, California 95351

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the Human Rights 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 18th day of July, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: Norrine Coyle
~~XXXXXXXXXXXX~~ City Clerk
NORRINE COYLE,

MODESTO CITY COUNCIL
RESOLUTION NO. 77-758

A RESOLUTION ACCEPTING THE BID OF JOE MARTIN FOR CONSTRUCTION OF WATER-LINES IN SYLVAN MEADOWS EAST NO. 4, SYLVAN MEADOWS EAST NO. 5, VINTAGE FAIRE NO. 2 AND WOODGLEN PARK NO. 2

WHEREAS, Resolution No. 77-698 , adopted by the Council of the City of Modesto on July 5, 1977 , approved the plans and specifications for the construction of waterlines in Sylvan Meadows East No. 4, Sylvan Meadows East No. 5, Vintage Faire No. 2 and Woodglen Park No. 2 and authorized the calling for bids, and

WHEREAS, the bids received for the construction of waterlines in Sylvan Meadows East No. 4, Sylvan Meadows East No. 5, Vintage Faire No. 2 and Woodglen Park No. 2 were opened at 11:00 A.M. on July 5, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Joe Martin in the amount of \$146,437.75

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Joe Martin in the amount of \$146,437.75

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 25th day of July, 1977, by Councilmember Dunlap , who moved its adoption, which motion being duly seconded by Councilmember Kullijian , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-759

A RESOLUTION ACCEPTING THE BID OF MAC'S BACKHOE SERVICE FOR CONSTRUCTION OF WATERLINES IN COLLEGE TERRACE ESTATES

WHEREAS, Resolution No. 77-637 , adopted by the Council of the City of Modesto on June 20, 1977 , approved the plans and specifications for the construction of waterlines in College Terrace Estates and authorized the calling for bids, and

WHEREAS, the bids received for the construction of waterlines in College Terrace Estates were opened at 11:00 A.M. on July 5, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Mac's Backhoe Service in the amount of \$43,302.75 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Mac's Backhoe Service in the amount of \$43,302.75

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 25th day of July, 1977, by Councilmember Dunlap , who moved its adoption, which motion being duly seconded by Councilmember Siefkin , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-760

A RESOLUTION ACCEPTING THE CONSTRUCTION OF RECONSTRUCTION OF
BRIGGSMORE-ROSE INTERSECTION (The Flintkote Co.)

WHEREAS, a report has been filed by the Director of Public Works that the construction of reconstruction of Briggsmore-Rose intersection has been completed by The Flintkote Co.

in accordance with the contract agreement dated September 7, 1976.

NOW, THEREFORE, BE IT RESOLVED that the construction of reconstruction of Briggsmore-Rose intersection be accepted from said contractor, The Flintkote Co.

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$312,704.02 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 25th day of July, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-761

A RESOLUTION DECLARING THAT A MAJORITY PROTEST HAS NOT BEEN MADE AGAINST THE ANNEXATION OF CERTAIN UNINHABITED TERRITORY TO THE CITY OF MODESTO KNOWN AS STANDIFORD-SNYDER ADDITION AND DECLARING THE INTENTION OF THE CCUNCIL TO PROCEED WITH THE ANNEXATION OF SAID TERRITORY.

WHEREAS, by Resolution No. 77-607, adopted on June 6, 1977, the Council fixed the 25th day of July, 1977, at the hour of 7:30 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 considering the petition of the owners of not less than one-fourth of the land in the hereinafter described territory by area and by assessed value requesting annexation of said territory to said City, and

WHEREAS, the City Clerk has caused a copy of said Resolution No. 77-607 to be published in The Modesto Bee, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto and in the Riverbank News, a newspaper of general circulation published outside the City of Modesto but in the County of Stanislaus, said publications being completed at least twenty (20) days prior to the date set for the hearing, as required by Sections 35307 and 35311 of the Government Code, and

WHEREAS, the City Clerk has given notice to all persons legally entitled thereto, in the manner required by law, and

WHEREAS, notice has been duly given of said hearing and no person owning real property within said territory appeared at said time and place to protest said annexation and no written protests have been filed prior to final adjournment of the hearing on protests to the proposed annexation.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby declares that a majority protest against the proposed annexation of said Standiford-Snyder Addition has not been made and hereby declares its intention to proceed with the annexation of said territory, which is more particularly described as attached hereto and made a part hereof as though set forth in full herein.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of July, 19 77, by Councilmember Kullijian, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By J. David Fitzsimons
for ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By Ros Campbell
Public Works Department
EAH

STANDIFORD-SNYDER ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northeast quarter of Section 12, Township 3 South, Range 8 East, and the Northwest quarter of Section 7, 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 Northeastern corner of STANDIFORD-CARVER NO. 1 ADDITION (320), as per description filed September 12, 1974, as Instrument 10197, Stanislaus County Records;

1. thence along the existing City Limits South $0^{\circ} 42' 30''$ East, 1728.00 feet, to the center line of 40' Standiford Avenue;
2. thence along the center line of Standiford Avenue, North $88^{\circ} 55' 20''$ West, 1317.89 feet, to the West line of Section 7;
3. thence along said West line of Section 7, North $0^{\circ} 42' 30''$ West, 1005.28 feet, to the Southeastern corner of that property conveyed to Norman J. Winsor and Lola Jean Winsor as described in deed recorded in Volume 2825 of Official Records, Page 460, Stanislaus County Records;
4. thence along the Southern line of said Winsor property, South $89^{\circ} 00' 00''$ West 530.64 feet.
5. thence along the Western line of said Winsor property, North $0^{\circ} 42' 30''$ West, 1641.82 feet, to the North line of Section 12;
6. thence along the North line of Section 12, North $89^{\circ} 00' 00''$ East, 530.64 feet, to the Northwest corner of Section 7, Township 3 South, Range 9 East, Mount Diablo Base and Meridian;
7. thence along the North line of Section 7, South $88^{\circ} 47' 00''$ East, 1397.70 feet;
8. thence South $1^{\circ} 21' 30''$ West, 505.72 feet;
9. thence along a tangent curve concave to the Northwest, having a Radius of 571.67 feet, a Central Angle of $24^{\circ} 49' 22''$, and an Arc Length of 247.67 feet, to a point from which a radial line bears North $63^{\circ} 49' 08''$ West;
10. thence along a non tangent line, South $0^{\circ} 42' 30''$ East, 169.90 feet, to the point of beginning, containing 101.040 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-762

A RESOLUTION STATING THE INTENTION OF THE
CITY OF MODESTO NOT TO SUCCEED TO CALIFORNIA
LAND CONSERVATION CONTRACTS, STANDIFORD-SNYDER ADDITION.

WHEREAS, the Council of the City of Modesto on July 25, 1977,
adopted Ordinance No. 1629-C.S. annexing uninhabited territory known as the
Standiford-Snyder Addition to the City of Modesto, and

WHEREAS, two parcels in said Standiford-Snyder Addition are subject
to California Land Conservation Act Contracts which were approved by the County
of Stanislaus, one parcel of which is known as the Van Konynenburg property and is
more fully described in Contract No. 74-1771 adopted on February 26, 1974, as
recorded in Volume 2612, page 423, Official Records of Stanislaus County, and the
other parcel of which is known as the Wheeler property and is more fully described in
Contract No. 75-1904 adopted on February 4, 1975, as recorded in Volume 2684, page
413-421, Official Records of Stanislaus County, and

WHEREAS, the City of Modesto by City Council Resolution No. 74-105
(Van Konynenburg) adopted on February 4, 1974, and Resolution No. 75-13 (Wheeler)
adopted on January 13, 1975, duly filed its protests to said contracts with the Local
Agency Formation Commission, and

WHEREAS, the Local Agency Formation Commission upheld said protests
by resolutions entitled "In Re: California Land Conservation Act Contract No. 74-1771 -
Van Konynenburg" adopted on May 24, 1977, and "In Re: California Land Conservation
Act Contract No. 75-1904 - Wheeler" adopted on May 24, 1977,

NOW, THEREFORE, BE IT RESOLVED that the City of Modesto, pursuant
to Government Code Section 51243, hereby states its intention not to succeed and does
not succeed to the above described California Land Conservation Contracts pertaining
to two parcels in said Standiford-Snyder Addition, as more fully described in Contract
No. 74-1771, recorded in Volume 2612, page 423, Official Records of Stanislaus County,
and Contract No. 75-1904, recorded in Volume 2654, page 413-421, Official Records
of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 25th day of July, 1977, by Council-

member Kullijian, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *J. David Fitzsimons*
J. DAVID FITZSIMONS
Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77-763

A RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION WITH THE DEPARTMENT OF TRANSPORTATION, UNITED STATES OF AMERICA, FOR A GRANT UNDER THE URBAN MASS TRANSPORTATION ACT OF 1964, AS AMENDED

WHEREAS, the Secretary of Transportation is authorized to make grants for mass transportation projects;

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;

WHEREAS, it is required by the U. S. Department of Transportation in accord 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 supplies and equipment.

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

1. That the City Manager 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 transit operations in Fiscal 1976-77.

2. That the City Manager 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 the 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 City Manager is authorized to set forth and execute affirmative minority business policies in connection with the project's procurement needs.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of July, 1977, by Councilmember Mensinger, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyze*
NORRINE COYZE, City Clerk

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 Council of the City of Modesto held on July 25, 1977.

Norrine Coyle

NORRINE COYLE
City Clerk

July 27, 1977

(Date)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-764

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 THE SONOMA TRUNK SEWER PHASE I EXTENSION (BRIGGS-MORE-FLOYD) AND ORCHARD NEIGHBORHOOD GENERAL PLAN AMENDMENT.

WHEREAS, on July 25, 1977, the City Council adopted Resolution No. 77-765, titled "A Resolution Adopting The Orchard Neighborhood Amendment To The Land Use And Circulation Elements Map Of The Modesto Urban Area General Plan, Denying A Text Amendment, 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", giving approval to a project which amends the Urban Area General Plan to Remove the designation "urban reserve" from the Orchard Neighborhood and to permit its urban development, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the Final Environmental Impact Report for said project entitled "Sonoma Trunk Sewer Phase I Extension (Briggsmore-Floyd) and Orchard Neighborhood General Plan Amendment", and

WHEREAS, the Final Environmental Impact Report has identified potential significant effects of the project in the following areas: air quality, water supply, energy, circulation, noise, urbanization of prime agricultural land, and effects on schools, and

WHEREAS, the Final Environmental Impact Report also reviews alternatives to the proposed General Plan Amendment.

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Modesto hereby finds and determines in regard to the potential significant effects identified in the Final Environmental Impact Report as follows:

(a) Air Quality. An Air Quality Maintenance Plan for Stanislaus County is currently in preparation. Target dates for this Plan are as follows: distribution of final Plan, June, 1978; adoption of Plan, September, 1978. Implementation of the Plan will enable the Modesto Urban Area to be in compliance with the National Ambient Air Quality Standards during the next 20 year period. Implementation of the Plan will require action by the City and by other jurisdictions. The City of Modesto has determined to cooperate in these efforts by City Council Resolution No. 76-1018.

(b) Water Supply. An adequate supply of ground water exists to serve the Modesto Urban Area including the urbanization of the Orchard Neighborhood. The United States Geological Survey is preparing a study of the local ground water system which will be completed in 1980. This study will guide future planning efforts.

(c) Energy. People consume energy, and will do so wherever new population is housed. New houses in the Orchard Neighborhood will not consume more energy than houses located elsewhere in Stanislaus County or in some other jurisdiction. Unusual circumstances of short supply are not peculiar to this area. The State of California has adopted standards for conserving energy in the design and construction of new houses which are required wherever housing is built in California.

(d) Circulation. Traffic increases on major and collector streets will not exceed the capacities of any street. The Orchard Neighborhood will be served by three major streets, Oakdale Road, Roselle Avenue, and Briggsmore Avenue (an expressway), which will provide convenient access to other parts of Modesto. Provision for alternative modes of transportation other than the automobile is desirable. A bicycle facilities plan for the entire Modesto urban area is under preparation by Imai-Wang Associates. Bus service will be added when the area develops.

(e) Noise. Title 25, Article 40 of the California Administrative Code and H. U. D. Circular 1390 insure that residences constructed adjacent to transportation noise sources will be constructed in such a way as to insure a quiet interior environment.

(f) Urbanization of Prime Agricultural Land. The amount of agricultural land in the Orchard Neighborhood, 443 acres, is insignificant taken in the context of the total agricultural land in production in Stanislaus County. The 443 acres represent 0.06% of the total agricultural acreage in production in 1976. Historically, the shifting pattern of land use in Stanislaus County has not shown any significant reduction in agricultural acreage caused by urbanization.

(g) Effect on Schools. The City Council is considering a program which will provide financial aid to school districts and which will help to offset the shortage of funds for school costs identified in the Final Environmental Impact Report.

(h) Sewer Extension. The additional sewerage resulting from the urbanization of the Orchard Neighborhood will not have a significant effect on the quality of the effluent discharged into the San Joaquin River since the sewer facilities of the City of Modesto are of adequate capacity and are designed to meet the waste treatment and discharge standards of the State of California and the United States.

BE IT FURTHER RESOLVED that the Council finds and determines that none of the alternatives to the project which are identified in the Final Environmental Impact Report will mitigate the significant impacts heretofore identified for the following reasons:

(a) The alternative of constructing the project elsewhere in the Modesto Urban Area will not ameliorate the potentially significant effects identified in the Final Environmental Impact Report. In addition, most other potential neighborhoods are ground water recharge areas; whereas, the Orchard Neighborhood is not identified as a ground water recharge area by the Stanislaus Area Association of Governments - Environmental Resources Management Element (Water).

(b) The alternative of restricting residential growth in the City of Modesto as discussed in the Final Environmental Impact Report would eliminate the significant effects occurring within Modesto but could shift residential growth to neighboring cities or the unincorporated County area, including a shift of the associated significant impacts on water supply, circulation, urbanization of prime agricultural land, and fiscal impacts on local governmental units. In addition, due to increased commuting from outlying areas to the City of Modesto, this alternative will have a net adverse impact on air quality and energy.

(c) The alternative of channeling growth to the already developed area will reduce the impacts associated with urbanization of prime agricultural land and fiscal impacts on local government. As higher densities are developed, average trip lengths should decrease and mass transit usage may be increased. Such occurrences might reduce impacts in the areas of energy, air pollution, and noise. On the other hand, higher densities might also create new problems such as higher concentrations of pollutants which would offset some of the positive impacts.

Restricting development to the existing sewer service area would contribute in part to increasing residential land prices. These would in turn result in higher housing costs to the citizens of Modesto.

BE IT FURTHER RESOLVED that except for the above stated mitigation measures, the specific economic, social and other considerations set forth make infeasible any other mitigation measures and/or project alternatives identified in the Final Environmental Impact Report.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that it hereby approves the Final Environmental Impact Report 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 the subject project relating to the Sonoma Trunk Sewer Phase I Extension (Briggsmore-Floyd) and Orchard Neighborhood General Plan Amendment.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of July, 1977, by Councilmember Elliott, 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: Dunlap, Elliott, Kullijian, Lang, Mayor Davies

NOES: Councilmembers: Mensinger, Siefkin

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *J. David Fitzsimons*
J. DAVID FITZSIMONS
Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77-765

A RESOLUTION ADOPTING THE ORCHARD NEIGHBORHOOD AMENDMENT TO THE LAND USE AND CIRCULATION ELEMENTS MAP OF THE MODESTO URBAN AREA GENERAL PLAN, DENYING A TEXT AMENDMENT, 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 amendments to the Modesto Urban Area General Plan including the physical development of land outside its boundaries, and

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

WHEREAS, thereafter, as recommended by the Planning Commission, said General Plan has been amended by the following 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),

and

WHEREAS, on November 10, 1975, the City Council by motion approved a report of the Council's Public Project Committee regarding Urban Growth Policy Review which included the following recommendation for the extension of the Sonoma Trunk Sewer to Floyd Avenue to serve the Orchard Neighborhood:

"That the Council approve extension of the Sonoma trunk sewer to Floyd Avenue. It is recognized that the project may be affected by the following: The Wastewater Treatment Facilities EIR; the General Plan Amendment EIR converting the Orchard Neighborhood from Urban Reserve to Urban."

and

WHEREAS, the Council on October 11, 1976, adopted Resolution No. 76-1131 entitled "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 A Project For Modesto Wastewater Facilities Improvement", and

WHEREAS, the Planning Commission of the City of Modesto on March 15, 1977, held a public hearing on the "Orchard Neighborhood General Plan Amendment" and on a Final Environmental Impact Report entitled "Sonoma Trunk Sewer Phase I (Briggsmore/Floyd) and Orchard Neighborhood General Plan Amendment" at which hearing evidence, both oral and documentary, was received and considered, and

WHEREAS, the Planning Commission has determined and found that the Land Use and Circulation Elements of the Modesto Urban Area General Plan should be amended in the public interest by removing the designation of urban reserve and by including the Orchard Neighborhood in the current sewer service area, for the following reasons:

- (a) Adoption of the proposed amendments will allow for orderly development of the area bounded by Oakdale Road, Briggsmore Avenue, Roselle Avenue extended, and Floyd Avenue.
- (b) Adoption of the proposed amendments will assure that the Orchard Neighborhood shall be served by a positive public storm drainage system.
- (c) Adoption of the proposed amendments will contribute to the orderly growth and development of the City of Modesto.

and

WHEREAS, the Planning Commission by Resolution No. 77-53 adopted on March 15, 1977, approved and recommended to the City Council said proposed amendments to the Land Use and Circulation Elements of the Modesto Urban Area General Plan, and

WHEREAS, said amendments recommended by the Planning Commission include a text amendment which would require a positive public storm drainage system for the Orchard Neighborhood, and

WHEREAS, the Council on July 11, 1977, by Resolution No. 77-724, adopted a text amendment to the General Plan which makes positive public storm drainage systems a requirement for all new neighborhoods, thereby making a special provision applicable to the Orchard Neighborhood no longer necessary, and

WHEREAS, the City Council held public hearings on said amendments, as approved and recommended by the Planning Commission, and on the Final Environmental Impact Report, including revisions, on April 25, 1977, and on July 25, 1977, in the Council Chambers, in City Hall, Modesto, California, as required by law,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines that the adoption of the "Orchard Neighborhood General Plan Amendment" to the Land Use and Circulation Elements of the Modesto Urban Area General Plan is required for the public health, safety and welfare for the following reasons:

- (a) Adoption of the proposed amendment will contribute to the orderly growth and development of the City of Modesto.
- (b) Adoption of the proposed amendment will allow for orderly development of the area bounded by Oakdale Road, Briggsmore Avenue, Roselle Avenue Extended, and Floyd Avenue.
- (c) Pursuant to General Plan standards the Orchard Neighborhood will be served by a positive public storm drainage system, public sanitary sewers, streets and highways, a neighborhood park, nearby shopping centers and professional offices, schools and housing.
- (d) A neighborhood zoning and development plan for the Orchard Neighborhood has been approved by the Planning Commission to implement these General Plan standards.
- (e) Adoption of the proposed amendment will not cause wasteful and inefficient sprawl of urban uses, but will create an efficient land use pattern.
- (f) The availability of land for development in the current sewer service area is becoming increasingly limited because of accelerated subdivision activity.
- (g) The Orchard Neighborhood is within the Modesto Urban Area General Plan and has been designated as an Urban Reserve.

BE IT FURTHER RESOLVED by the Council that it does hereby adopt the "Orchard Neighborhood General Plan Amendment" to the "Land Use and Circulation Elements, Modesto Urban Area General Plan, August 1974", as approved and recommended by the Planning Commission, a copy of which amendment is attached hereto as Exhibit "A" and made a part hereof by reference.

BE IT FURTHER RESOLVED that the Planning Commission recommendation for a text amendment to the General Plan requiring a positive public storm drainage system for the Orchard Neighborhood is hereby denied for the reason that said system is now required for all new General Plan neighborhoods including the Orchard Neighborhood, pursuant to the text amendment to the General Plan on storm drains adopted by Modesto City Council Resolution No. 77-724 on July 11, 1977.

BE IT FURTHER RESOLVED by the Council that the City Clerk is hereby directed to certify a copy of said "Orchard Neighborhood General Plan Amendment"

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 25th day of July, 1977, by Councilmember Kullijian, 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: Dunlap, Elliott, Kullijian, Lang, Mayor Davies

NOES: Councilmembers: Mensinger, Siefkin

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *J. David Fitzsimons*
J. DAVID FITZSIMONS
Acting City Attorney

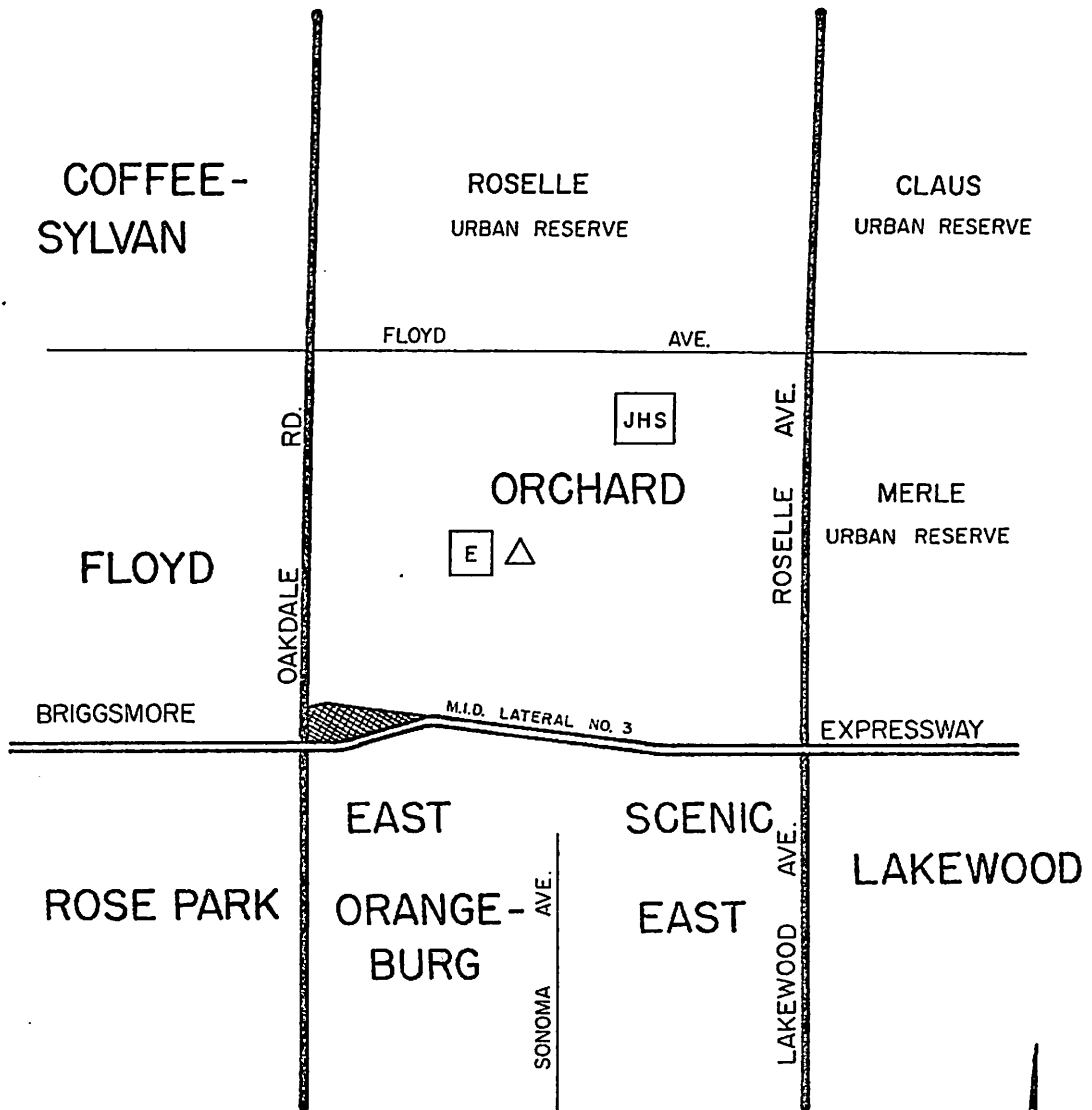


Figure 5
**ORCHARD NEIGHBORHOOD
 GENERAL PLAN AMENDMENT**



DEPARTMENT OF PLANNING AND COMMUNITY DEVELOPMENT - FEBRUARY 2, 1977

Neighborhoods surrounding the Orchard Neighborhood are shown for information and location purposes only and are not a part of this amendment.

EXHIBIT "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 77-766

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

WHEREAS, Chapter 27 of Part 3 of Division 7 of the Streets and High-ways 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 which are attached hereto and incorporated by reference herein.

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

SECTION 3. The 8th day of August, 1977, at 7:55 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 per-son 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 pro-cedure contained in Chapter 27, Part 3, Division 7 of the Streets and High-ways 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 25th day of July, 1977, by Councilman Dunlap, who moved its adoption, which motion being duly seconded by Councilman Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: Norrine Coyle
~~XXXXXXXXXXXXXXXXXXXX~~ City Clerk
NORRINE COYLE,

PROJECT NO. 77/03/04 - 77/06/07

- a. Sidewalk along El Vista Avenue at 2200 Ada Street, Lot 9, Block 2256 (William James Bahr).
- b. Sidewalk at 520 El Vista Avenue, Lot 6, Block 2256 (James V. Emery).
- c. Sidewalk at 504 and 508 El Vista Avenue, Lots 2 and 3, Block 2256 (Carol Harms).
- d. Sidewalk at 221 El Vista Avenue, Lot 14, Block 2262 (Lloyd Hughes).
- e. Sidewalk at 524 El Vista Avenue, Lot 7, Block 2256 (Robert W. Mayes).
- f. Sidewalk at 512 El Vista Avenue, Lot 4, Block 2256 (Lawrence G. McFaddin).
- g. Sidewalk at 413 El Vista Avenue, Lot 12, Block 2258 (Michael A. McGrath).
- h. Sidewalk at 425 El Vista Avenue, Lot 15, Block 2258 (J. Medlock).
- i. Sidewalk along El Vista Avenue at 2133 Glendale Avenue, Lot 18, Block 2263 (Raymond R. Murray).
- j. Sidewalk along El Vista Avenue at 2203 Glendale Avenue, Lot 10, Block 2323 (Adrian Nelson).
- k. Sidewalk at 409 El Vista Avenue, Lot 11, Block 2258 (Loring W. Nelson).
- l. Sidewalk at 421 El Vista Avenue, Lot 14, Block 2258 (Johnie F. Parker).
- m. Sidewalk at 417 El Vista Avenue, Lot 13, Block 2258 (Eric G. Peet).
- n. Sidewalk at 528 El Vista Avenue, Lot 8, Block 2256 (Lilly P. Riggs).
- o. Sidewalk along El Vista Avenue at 2133 Roble Avenue, Lot 10, Block 2258 (Robert Seward).
- p. Sidewalk at 516 El Vista Avenue, Lot 5, Block 2256 (Robert L. Slagle).
- q. Sidewalk along El Vista Avenue at 108 El Vista Avenue, Lot 9, Block 2323 (Willie C. Stansberry).
- r. Sidewalk along El Vista Avenue at 147 El Vista Avenue, lot 1, Block 2263 (Herman C. Winters).

NAME William James and Anna Bahr

ADDRESS 2200 Ada Street, 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:

Lot 9 of Block 2256 of Palo Verda Track as per map filed May 24, 1951 in Volume 17 of Maps, Page 22, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 033-3709-001).

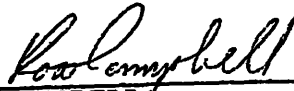
The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

64.21 lineal feet of 5' wide sidewalk along the street frontage abutting El Vista Avenue on the West side of Block 2256 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 7:55 p.m. on the 8th day of August, 1977, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 26th day of July, 19 77.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME James V. and Rosa N. Emery

ADDRESS 520 El Vista 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:

Lot 6 of Block 2256 of Palo Verda Track as per map filed May 24, 1951 in Volume 17 of Maps, Page 22, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 033-3706-001).


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:

62 lineal feet of 5' wide sidewalk along the street frontage abutting El Vista Avenue on the West side of Block 2256 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 7:55 p.m. on the 8th day of August, 1977, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 26th day of July, 1977.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME Carl and Betty Harms

ADDRESS 504 El Vista 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:

Lot 2 and 3 of Block 2256 of Palo Verda Track as per map filed May 24, 1951 in Volume 17 of Maps, Page 22, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 033-3702 and 3703-001).


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:

62 lineal feet each of 5' wide sidewalk along the street frontage abutting El Vista Avenue on the West side of Block 2256 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 7:55 p.m. on the 8th day of August, 19 77, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 26th day of July, 19 77.


ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME Robert W. Mayes and Beverly A. Tidwell

ADDRESS 524 El Vista 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:

Lot 7 of Block 2256 of Palo Verda Track as per map filed May 24, 1951 in Volume 17 of Maps, Page 22, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 033-3707-001).


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:

62 lineal feet of 5' wide sidewalk along the street frontage abutting El Vista Avenue on the West side of Block 2256 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 7:55 p.m. on the 8th day of August, 19 77, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 26th day of July, 19 77.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:
NAME Lawrence G. and Carol A. Mc Faddin

ADDRESS 512 El Vista 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:

Lot 4 of Block 2256 of Palo Verda Track as per map filed May 24, 1951 in Volume 17 of Maps, Page 22, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 033-3704-001).


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:

62 lineal feet of 5' wide sidewalk along the street frontage abutting El Vista Avenue on the West side of Block 2256 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 7:55 p.m. on the 8th day of August, 1977, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 26th day of July, 19 77.


ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME Michael A. and Michelle I. McGrath

ADDRESS 1333 Ponce De Leon, Stockton, CA 95207

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 12 of Block 2258 of Alta Vista Tract No. 2 as per map filed May 15, 1947 in Volume 16 of Maps, Page 43, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 116-8907-001).


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 5' wide sidewalk along the street frontage abutting El Vista Avenue on the East side of Block 2258 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 7:55 p.m. on the 8th day of August, 1977, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 26th day of July, 1977.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME J. and Betty Medlock

ADDRESS 425 El Vista 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:

Lot 15 of Block 2258 of Alta Vista Tract No. 2 as per map filed May 15, 1947 in Volume 16 of Maps, Page 43, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 116-8904-001).


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 5' wide sidewalk along the street frontage abutting El Vista Avenue on the East side of Block 2258 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 7:55 p.m. on the 8th day of August, 19 77, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 26th day of July, 19 77.


ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME Raymond R. and Quanda F. Murray

ADDRESS 2133 Glendale 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:

Lot 18 of Block 2263 of Alta Vista Tract No. 2 as per map filed May 15, 1947 in Volume 16 of Maps, Page 43, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 116-9418-001).


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:

100 lineal feet of 5' wide sidewalk along the street frontage abutting El Vista Avenue on the East side of Block 2263 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 7:55 p.m. on the 8th day of August, 19 77, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 26th day of July, 19 77.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME Adrian and Madeline Nelson

ADDRESS P. O. Box 124, 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 10 of Block 2323 of Alta Vista Tract No. 2 as per map filed May 15, 1947 in Volume 16 of Maps, Page 43, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 033-3353-001).

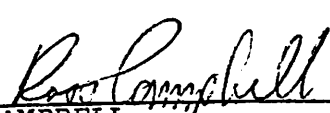
The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

100 lineal feet of 5' wide sidewalk along the street frontage abutting El Vista Avenue on the West side of Block 2323 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 7:55 p.m. on the 8th day of August, 19 77, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 26th day of July, 19 77.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:
NAME Loring W. Nelson

ADDRESS 409 El Vista 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:

Lot 11 of Block 2258 of Alta Vista Tract No. 2 as per map filed May 15, 1947 in Volume 16 of Maps, Page 43, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 116-8908-001).


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 5' wide sidewalk along the street frontage abutting El Vista Avenue on the East side of Block 2258 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 7:55 p.m. on the 8th day of August, 1977, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 26th day of July, 1977.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:
NAME Johnie F. Parker

ADDRESS 3121 Independence Way, 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:

Lot 14 of Block 2258 of Alta Vista Tract No. 2 as per map filed May 15, 1947 in Volume 16 of Maps, Page 43, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 116-8905-001).


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 5' wide sidewalk along the street frontage abutting El Vista Avenue on the East side of Block 2258 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 7:55 p.m. on the 8th day of August, 1977, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 26th day of July, 19 77.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME Eric G. and Teri L. Peet

ADDRESS 417 El Vista 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:

Lot 13 of Block 2258 of Alta Vista Tract No. 2 as per map filed May 15, 1947 in Volume 16 of Maps, Page 43, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 116-8906-001).

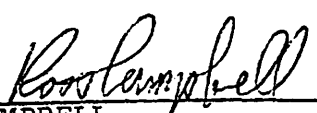
The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

60 lineal feet of 5' wide sidewalk along the street frontage abutting El Vista Avenue on the East side of Block 2258 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 7:55 p.m. on the 8th day of August, 19 77, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 26th day of July, 19 77.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:
NAME Lilly P. Riggs

ADDRESS 528 El Vista 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:

Lot 8 of Block 2256 of Palo Verda Track as per map filed May 24, 1951 in Volume 17 of Maps, Page 22, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 033-3708-001).


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:

62 lineal feet of 5' wide sidewalk along the street frontage abutting El Vista Avenue on the West side of Block 2256 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 7:55 p.m. on the 8th day of August, 1977, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 26th day of July, 19 77.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME Robert L. and Rayma O. Slagle

ADDRESS 516 El Vista 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:

Lot 5 of Block 2256 of Palo Verda Tract as per map filed May 24, 1951 in Volume 17 of Maps, Page 22, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 033-3705-001).


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:

62 lineal feet of 5' wide sidewalk along the street frontage abutting El Vista Avenue on the West side of Block 2256 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 7:55 p.m. on the 8th day of August, 19 77, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 26th day of July, 19 77.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME Willie C. and Dorothy M. Stansberry

ADDRESS 1126 Hawthorne 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:

Lot 9 of Block 2323 of Alta Vista Tract No. 2 as per map filed May 15, 1947 in Volume 16 of Maps, Page 43, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 033-3337-001).


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:

100 lineal feet of 5' wide sidewalk along the street frontage abutting El Vista Avenue on the West side of Block 2323 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 7:55 p.m. on the 8th day of August, 1977, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 26th day of July, 19 77.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME Herman C. and Shielev J. Winters

ADDRESS 147 El Vista 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:

Lot 1 of Block 2263 of Alta Vista Tract No. 2 as per map filed May 14, 1947 in Volume 16 of Maps, Page 43, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 116-9401-001).

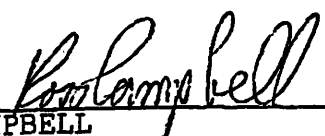
The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

100 lineal feet of 5' wide sidewalk along the street frontage abutting El Vista Avenue on the East side of Block 2263 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 7:55 p.m. on the 8th day of August, 1977, in the City Council Chamber, located in the City Hall at 301 Eleventh Street, Modesto, California.

If construction is not comenced 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 26th day of July, 19 77.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

MODESTO CITY COUNCIL
RESOLUTION NO. 77-767

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. 67-66 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. The Position Classification Plan of the City of Modesto is hereby amended to create new classifications as follows:

CLASSIFICATIONS CREATED

Administrative Analyst
Personnel Technician II
Lead Equipment Mechanic
Assistant Electrician
Electrical Trainee

SECTION 2. The specifications for the classifications created, as shown on the attached Exhibits "A", "B", "C", "D", and "E" which are hereby made a part of this resolution by reference, are hereby approved and made a part of the Position Classification Plan.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of July, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By David Fitzsimons
DAVID FITZSIMONS,
Acting City Attorney

DEFINITION

Under direction, to provide administrative staff support in organizational and systems studies, budget development analysis, and monitoring; do research and other technical analytical work; and related work as required.

EXAMPLES OF DUTIES

Plans, recommends, monitors, and evaluates organizational system changes; develops, analyzes, and reviews divisional and department budgets; makes recommendations concerning the allocation of employees, equipment, and funds to various projects; makes written and oral reports as directed; attends various city commission and council meetings where directed to do so; reviews and responds to citizens requests for services; reviews and makes recommendations concerning pending legislation; plans, supervises, and coordinates the work of others; assists in department training programs; reviews and makes recommendations concerning department safety activities; makes recommendations for improvements; assists in public relations activities; provides statistical analysis concerning productivity and other related subjects.

SPECIAL REQUIREMENTS

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

DESIRABLE QUALIFICATIONS

Knowledge of:

Principles of organization, administration, and management;
Public finance and budgeting;
Modern office methods and procedures;
Statistical methods and methods of graphic presentation;
Principles and practices of public personnel administration.

and

Ability to:

Analyze and interpret factual data;
Speak and write effectively;
Work in harmony with other members of City staff;
Work effectively with the public.

and

Experience:

Two years of increasingly responsible staff work, preferably in local government.

Education:

Equivalent to graduation from an accredited college or university with major study in public or business administration or some closely related field. (A master's degree in public or business administration may be substituted for one year's experience.)

Exhibit "A"

DEFINITION

Under general supervision, to perform technical personnel work in the areas of recruitment, examination, position classification, compensation plan administration, fringe benefit administration, training, and other related work as required.

DISTINGUISHING CHARACTERISTICS

Personnel Technician I - This is the entry (trainee) level in the Personnel Technician series. The work assigned is of a relatively simple and routine nature in the area of employee recruitment and selection. Incumbents work under close supervision; as experience and proficiency are gained, progressively more difficult tasks and responsibilities are assigned.

Personnel Technician II - This position differs from the Personnel Technician I chiefly in terms of degree of supervision and difficulty of assignments. Incumbents are expected to have mastered the techniques of routine personnel work, and are given the opportunity to exercise considerable independent judgment.

EXAMPLES OF DUTIES

Confers with senior Management Services staff members and administrators from other departments regarding needs for filling new and vacant positions; prepares and conducts recruitment campaigns and furnishes appropriate information to interested parties regarding City openings; monitors and furthers Affirmative Action efforts in the area of selection and recruitment; prepares job announcement and composes and places orders for newspaper, trade journal, radio, and other types of advertising; orders, analyzes, and prepares examination materials for written, oral, performance and other examinations; proctors, scores, and sets pass points on exams; sits on oral board appraisal panels in the evaluation of candidates; prepares eligible lists for approval of the Director of Personnel; assists with the preparation of the departmental budget; studies office procedures and forms related to recruitment and makes recommendations for changes when necessary; prepares correspondence and reports and maintains records as needed; may assist in employee training activities; may conduct special surveys and projects; conducts surveys and studies necessary for the preparation and revision of class specifications and for the modification and maintenance of the City classification plan; gathers and analyzes information for salary and fringe benefit studies; may assist in City's in-service training program.

DESIRABLE QUALIFICATIONS

Knowledge of:

- Fundamental principles and practices of public personnel administration;
 - Laws, rules and regulations affecting the City's personnel program;
 - Principles of recruitment and selection in a public setting;
- Exhibit "B"

DESIRABLE QUALIFICATIONS: (Continued)

Principles of Equal Employment Opportunity and Affirmative Action;
Basic statistical methods;
Interviewing techniques;
Principles of supervision and training;
English usage, spelling, grammar, and punctuation;

and

Ability to:

Interpret rules, laws and policies and apply them with good judgment;
Perform technical personnel work, especially in the area of recruitment and selection;
Compile and analyze information regarding selection procedures;
Express ideas clearly and concisely in oral and written communications;
Establish and maintain records and files;
Establish and maintain cooperative relationships with those contacted during the course of the work.

and

EXPERIENCE:

For Personnel Technician I: Three years of responsible secretarial and clerical experience, including one year of experience in a personnel office.

For Personnel Technician II: One year of technical personnel office experience, preferably in the area of recruitment and selection.

LEAD EQUIPMENT MECHANIC

DEFINITION

Under general supervision, to serve as lead worker and participate in the work of a small number of employees performing mechanical repairs on emergency and heavy equipment; to perform regular mechanical repair work; to provide training and guidance to other repair personnel; and to do related work as required.

DISTINGUISHING CHARACTERISTICS

Positions in this class are distinguished from the class of Equipment Mechanic by the assignment of specialized repair responsibilities on diesel equipment, emergency equipment, and performing hydraulics work. Also, they provide lead supervision to a small number of other employees.

EXAMPLES OF DUTIES

Leads and assists a crew in inspecting, diagnosing, and locating mechanical difficulties on City automobiles, trucks, emergency equipment, and a variety of maintenance and construction equipment; determines extent of necessary repairs; overhauls, repairs, and adjusts engines, transmissions, differentials, and clutches; supervises and participates as a member of the crew in the following areas: tunes up engines, replacing ignition parts and cleaning and adjusting carburetors; replaces or repairs faulty parts including wheel bearings, clutches, oil seals, shock absorbers, exhaust systems, steering mechanisms, and related parts and equipment; prepares and replaces such components as generators, distributors, relays, lights, and switches; performs front-end alignments and repairs; repairs and installs hydraulic cylinders and sequence valves on hydraulic operated equipment; repairs and adjusts gasoline generators, water pumps, and diesel and gas compressors; adapts or fabricates mechanical equipment which may include welding; performs special repairs on emergency equipment, rescue tools, and high volume pumps; performs pump tests for volume and pressure performance and makes necessary repairs; performs extensive repair work on diesel powered equipment; trains, assists, and provides guidance to other Equipment Mechanics; establishes the scheduling of repair shop work; maintains a carefully regulated preventive maintenance program; maintains work, time, and material records.

SPECIAL REQUIREMENTS

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

Exhibit "C"

DESIRABLE QUALIFICATIONS

Knowledge of:

Tools, equipment, and procedures used in the overhaul, repair, and adjustment of automotive equipment;
The operation and care of internal combustion engines, and of parts, and replacements;
The use of automotive shop tools and equipment;
Methods used in electric-arc and acetylene welding;
Special repairs required on hydraulically operated equipment, high volume pumps, and diesel engines.
Principles of supervision and training;
Safe work practices and procedures.

and

Ability to:

Supervise the work of a crew engaged in equipment maintenance and repair;
Provide training to less experienced employees;
Inspect automotive and related power-driven equipment to locate difficulties and estimate the cost and time of repairs;
Perform minor and major mechanical work on City-owned mechanical equipment;
Perform specially assigned mechanical repair work on hydraulically operated equipment, high volume pumps, and diesel engines;
Provide training and guidance to other employees;
Assist with the scheduling of mechanical repair activities;
Use a variety of tools and equipment with skill;
Maintain shop and repair records;
Understand and carry out oral and written directions;
Establish and maintain cooperative relationships with those contacted during the course of work.

and

Experience: Two years of journeyman-level working experience in the maintenance and repair of automotive and other power-driven equipment.

DEFINITION

This is the third level of the City of Modesto's Electrician training program. An employee promoted to this level will be expected to continue to progressively acquire the knowledge and skills of the Electrical trade.

EXAMPLES OF DUTIES

Employee will be expected to assume job responsibility and may supervise the activities of one or more Electrical Trainees or Electrical Technicians. Employee will not be required to work alone or without supervision on jobs entailing the handling of high voltage or in other areas of great personal danger. Employee may be required to install, trouble shoot and make minor repairs on equipment not requiring the expertise and experience of a fully qualified journeyman Electrician. Such work would include but not be limited to, traffic signal relamping, replacement of burned out street light lamps, replacement of defective ballasts in fluorescent fixtures, installation of street lighting, and minor construction work relating to maintenance and repair of City buildings and equipment. Employee, while under supervision, will trouble shoot and perform maintenance on traffic signals, both solid state and electro mechanical, telemetering equipment, and other solid state equipment, water automation equipment, motors, motor controls, etc.

Promotion from this level will depend upon a vacancy existing in the journeyman classification and upon employee completing one year of satisfactory service as an Assistant Electrician, successful attainment of a passing score on the Journeyman Electrician's examination as given by the City of Modesto.

Promotion from this level will NOT be automatic.

SPECIAL REQUIREMENTS

Must pass annual physical examination as given by the City of Modesto physician for members of the Electrical Division.

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

DESIRABLE QUALIFICATIONS

Ability to:

- Must read and write the English language clearly and concisely;
- Must have the ability to verbally communicate ideas and to understand verbal instructions given in the English language;
- Must have the ability to perform mathematical computations as required in electrical and electronic circuits;

Exhibit "D"

Must be willing and able to perform assigned tasks utilizing such acquired knowledge and skills and must be desirous of continuing in a program leading to eventual qualification as a Journeyman Electrician for the City of Modesto;

Must be proficient in the use of Lineman tools and equipment, meters, instruments, Conduit benders and threaders, personnel lifts, trenchers and vehicles as well as other tools and equipment used in the trade.

Experience:

Must have completed two years of satisfactory service for the City of Modesto as an Electrical Technician. Employee will be deemed to have met this portion of the qualifications when employee's personnel action forms show two years of continuous satisfactory job performance as an Electrical Technician and that employee has satisfactorily applied himself to the acquisition of the knowledge and skills of the electrical trade.

DEFINITION

This is the entry level position into the Electrician Training Program of the City of Modesto.

DISTINGUISHING CHARACTERISTICS

The person selected for this position will be expected to progressively acquire knowledge and skills relating to the Electrical trade. 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.

SPECIAL REQUIREMENTS

Must pass annual physical examination as given by the City of Modesto physician for members of the Electrical Division. Must have no physical or mental impairment which would prevent climbing or working at heights, bending, lifting, etc. The ability to work with various tools and materials in an overhead position is required.

Must possess valid California operator's license.

DESIRABLE QUALIFICATIONS

Knowledge and ability to:

- Must read and write the English language clearly and concisely;
- Must have the ability to verbally communicate ideas and to understand verbal instructions given in the English language;
- Must have the ability to perform mathematical computations as required in electrical and electronic circuits;
- Must be willing and able to perform various assigned tasks requiring little or no technical skills;
- Must be desirous of entering into a training program leading to eventual qualifications as a Journeyman Electrician for the City of Modesto.

Exhibit "E"

MODESTO CITY COUNCIL
RESOLUTION NO. 77-768

A RESOLUTION AMENDING EXHIBIT "F" OF RESOLUTION NO. 77-660 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. 77-660. Exhibit "F" entitled "City of Modesto Alphabetical Listing of Classification in City Service 1977-78" attached to Resolution No. 77-660, is hereby amended as shown on the amended Exhibit "F" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1977-78", which is attached hereto and made a part hereof as though set forth in full herein. Said amended Exhibit "F" adds the positions of Administrative Analyst, Range 426, Personnel Technician II, Range 423.5, Lead Equipment Mechanic, Range 123, Assistant Electrician, Range 122.5, and Electrical Trainee, Range 118.5.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of July, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By J. David Fitzsimons
J. DAVID FITZSIMONS,
Acting City Attorney

CITY OF MODESTO
 ALPHABETICAL LISTING OF CLASSIFICATIONS IN CITY SERVICE
 1977-78

(Effective 7-5-77; amended 7-26-77)

<u>Range No.</u>	<u>Title of Classification</u>	<u>Range No.</u>	<u>Title of Classification</u>
111.5	Account Clerk I	433.0	Chief Building Official
114.5	Account Clerk II	429.0	Chief Electrician
116.5	Account Clerk III	N/A	Chief of Police
119.5	Account Clerk IV	N/A	City Attorney
426.0	Accountant	N/A	City Clerk and Auditor
432.0	Accounting Administrator	N/A	City Manager
426.0	Administrative Analyst	117.5	Civil Engineering Technician I
426.5	Administrative Assistant (Parking & Traffic)	120.5	Civil Engineering Technician II
429.0	Airport Manager	123.5	Civil Engineering Technician III
118.5	Animal Control Officer	126.5	Civil Engineering Technician IV
122.0	Assistant Building Inspector	120.5	Community Service Officer
633.0	Assistant Chief of Police	119.5	Communications Dispatcher
434.0	Assistant City Attorney	119.5	Computer Operator
420.5	Assistant City Clerk	125.0	Construction Inspector
429.0	Assistant Civil Engineer		
436.0	Assistant Director of Public Works	426.5	Data Processing Supervisor
122.5	Assistant Electrician	427.0	Deputy City Attorney I
532.0	Assistant Fire Chief	312.0	Detective
426.0	Assistant Planner	N/A	Director of Finance
122.0	Assistant Public Services Inspector	N/A	Director of Management Services
122.0	Assistant Zoning Inspector	N/A	Director of Parking and Traffic
432.0	Associate Civil Engineer	N/A	Director of Parks and Recreation
429.0	Associate Planner	N/A	Director of Planning and Community Development
		N/A	Director of Public Works and City Engineer
529.0	Battalion Chief		
426.0	Budget Accountant	120.5	Electrical Technician
125.0	Building Inspector	118.5	Electrical Trainee
424.5	Building Maintenance Supervisor	124.5	Electrician
120.5	Building Maintenance Worker	122.0	Equipment Mechanic
		120.5	Equipment Operator
		427.0	Equipment Repair Shop Supervisor
		119.0	Equipment Service Worker

Exhibit "F"

ALPHABETICAL LISTING (Continued)

Range No.	Title of Classification	Range No.	Title of Classification
120.5	Financial Specialist	122.5	Nursery Propagator
N/A	Fire Chief		
211.0	Fire Engineer		
210.0	Fire Fighter	113.5	Office Services Clerk
213.0	Fire Lieutenant	120.5	Office Services Supervisor
		117.5	Offset Duplicating Equipment Operator
122.5	Heavy Equipment Operator		
120.5	Housing Conservationist	122.5	Parking and Traffic Lead Worker
432.0	Housing Program Officer	120.5	Parking and Traffic Maintenance Worker
		122.5	Parks Maintenance Lead Worker
125.0	Industrial Waste Inspector	424.5	Parks Maintenance Supervisor I
		426.5	Parks Maintenance Supervisor II
		112.0	Parks Maintenance Trainee
		118.5	Parks Maintenance Worker I
116.5	Janitor	120.5	Parks Maintenance Worker II
123.0	Junior Accountant	432.0	Parks and Recreation Superintendent
126.0	Junior Civil Engineer	413.5	Personnel Clerk I
123.0	Junior Planner	416.5	Personnel Clerk II
		420.5	Personnel Technician I
113.5	Key Punch Operator	423.5	Personnel Technician II
		426.0	Plan Review Engineer I
		429.0	Plan Review Engineer II
		117.5	Planning Technician I
122.5	Laboratory Technician	120.5	Planning Technician II
116.5	Laborer	123.5	Planning Technician III
428.0	Lead Building Inspector	632.0	Police Captain
126.0	Lead Electrician	630.0	Police Lieutenant
123.0	Lead Equipment Mechanic	310.0	Police Officer
418.5	Legal Secretary	117.5	Police Property Clerk
		425.0	Police Records Supervisor
		627.0	Police Sergeant
429.0	Management Assistant	426.0	Programmer Analyst
429.0	Management Assistant (Risk Manager)	430.0	Property Agent
113.5	Microfilm and Graphics Technician	125.0	Public Services Inspector
120.5	Motor Sweeper Operator	114.5	Public Services Trainee
424.0	Museum Supervisor	122.5	Public Works Lead Worker

ALPHABETICAL LISTING (Continued)

Range No.	Title of Classification
112.0	Public Works Maintenance Trainee
118.5	Public Works Maintenance Worker I
120.5	Public Works Maintenance Worker II
424.5	Public Works Supervisor I
426.5	Public Works Supervisor II
120.5	Pump Maintenance Worker
124.0	Purchasing Assistant
429.0	Purchasing Officer
426.0	Recreation Supervisor
125.0	Rehabilitation Specialist
116.5	Secretary I
418.5	Secretary II
420.5	Secretary to the City Attorney
421.5	Secretary to the City Manager
426.5	Senior Building Inspector
124.0	Senior Equipment Mechanic
432.0	Senior Planner
429.0	Service Division Superintendent
423.5	Social Services Coordinator
114.5	Stenographer Clerk
118.5	Storeskeeper I
120.5	Storeskeeper II
120.5	Street Trees Maintenance Worker II
116.5	Supervising Clerk I
419.5	Supervising Clerk II

Range No.	Title of Classification
113.5	Telephone Operator-Receptionist
429.0	Transit Manager
120.5	Tree Trimmer I
122.5	Tree Trimmer II
111.5	Typist Clerk I
113.5	Typist Clerk II
424.5	Warehouse Supervisor
118.5	Wastewater Treatment Plant Attendant
122.5	Wastewater Treatment Plant Mechanic
120.5	Wastewater Treatment Plant Operator I
122.5	Wastewater Treatment Plant Operator II
426.5	Wastewater Treatment Plant Supervisor
125.0	Water and Energy Conservationist
432.0	Water Quality Control Superintendent
125.0	Zoning Inspector

MODESTO CITY COUNCIL
RESOLUTION NO. 77-769

A RESOLUTION APPROVING THE FINAL MAP OF THE
WALNUT PARK
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, C. A. Tallent and Doris M. Tallent, husband and wife,

~~i/s/~~ (are) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 12.857 acres, known as the Walnut Park Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 15 day of March, 1977, 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 Park 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 25th day of July, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:

Norrine Coyle
NORRINE COYLE City Clerk

(SEAL)

APPROVED AS TO FORM:

By J. David Fitzsimons
for ELWIN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77-770

A RESOLUTION SUPPORTING THE PROPOSED RESOLUTION OF THE CENTRAL VALLEY DIVISION, LEAGUE OF CALIFORNIA CITIES, SEEKING AMENDMENT OF THE TRANSPORTATION DEVELOPMENT ACT

WHEREAS, the State of California Transportation Development Act of 1971 (and as amended in February 1977) provided a new source of revenue for public transportation systems; and

WHEREAS, many small and medium sized cities responded to the goals of the act by utilizing the funds (commonly referred to as "SB 325" funds) to establish modest public transportation systems; and

WHEREAS, these cities have demonstrated a high degree of success and have gained considerable experience in the operation of their respective systems; and

WHEREAS, however, these cities still rely heavily on the SB 325 funds to subsidize the operational costs of their respective systems; and

WHEREAS, Sections 99268 and 99268.5 of the act set unreasonable limits on the use of SB 325 funds in relationship to these subsidies and if allowed to stand will very likely lead to discontinuance and/or reduction in services provided by these transit systems;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Modesto hereby supports the proposed Resolution of the League of California Cities proposing a resolution be adopted by the League that would seek action by the State Legislature to amend sections 99268 and 99268.5 (and such other sections as deemed necessary) to allow local governmental officials the unrestricted use of SB 325 funds for operational needs of their transit systems as dictated by local circumstance.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of July, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensingher, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77- 771

A RESOLUTION AMENDING MODESTO CITY COUNCIL RESOLUTION NO. 75-365 ENTITLED "A RESOLUTION APPROVING A PLOT PLAN AND LANDSCAPING, IRRIGATION AND SIGNS PLANS FOR P-D(53) FOR A NEIGHBORHOOD SHOPPING CENTER AT THE NORTH-EAST CORNER OF SYLVAN AVENUE AND COFFEE ROAD". (HAIG BERBERIAN)

WHEREAS, the Development Plan for P-D(53), which permits construction of a neighborhood shopping center to be located at the northeast corner of Sylvan Avenue and Coffee Road, was approved by the City Council on December 16, 1968, by Resolution No. 68-1148, and

WHEREAS, the conditions of said Resolution No. 68-1148 were amended by the Council by Resolution 75-365 adopted on March 10, 1975, to approve a plot plan titled "Shopping Center - H. Berberian, Coffee and Sylvan, Modesto, California", which resolution also approved plans relating to landscaping, irrigation and signs referred to therein, and

WHEREAS, Conditions No. 7 and 13 of Council Resolution No. 75-365 were amended by Council Resolution 75-442 adopted on April 7, 1975, in regard to the location of trash enclosures, and

WHEREAS, the Planning Commission of the City of Modesto has received a request from the developer of P-D(53) to amend Condition No. 20 of Modesto City Council Resolution No. 75-365, to revise the size of the two (2) permitted shopping center identification signs from a maximum of six (6') feet in height and twenty-five (25) square feet in total sign area to a maximum of twenty (20') feet in height and seventy-two (72) square feet in total sign area, and

WHEREAS, the sign regulations of the City of Modesto have been amended since the adoption of City Council Resolution No. 75-365 referred to herein, and now permit shopping center identification signs of the height and square footage as requested by the developer, and

WHEREAS, at its meeting of July 5, 1977, the Planning Commission considered the request of the developer relating to the two (2) shopping center identification signs referred to above, and adopted Planning Commission Resolution No. 77-123 finding and determining that adequate reason had been shown why the permitted size of the two (2) permitted freestanding shopping center

identification signs should be revised as requested by the developer,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines that adequate reason has been shown to increase the size of the two (2) permitted freestanding shopping center identification signs allowed by Condition No. 20 of Modesto City Council Resolution No. 75-365.

BE IT FURTHER RESOLVED that Condition No. 20 of Modesto City Council Resolution No. 75-365, entitled "A RESOLUTION APPROVING A PLOT PLAN AND LANDSCAPING, IRRIGATION AND SIGNS PLANS FOR P-D(53) FOR A NEIGHBORHOOD SHOPPING CENTER AT THE NORTHEAST CORNER OF SYLVAN AVENUE AND COFFEE ROAD" is hereby amended to read as follows:

- 20. That one freestanding shopping center identification sign shall be permitted on both the Coffee Road and Sylvan Avenue street frontages as shown on the plot plan. Said freestanding signs shall not exceed 20 feet in height and 72 square feet in total sign area. All other signs shall comply with the sign regulations of the H-1 Zone.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that all other conditions of Modesto City Council Resolution No. 75-365, as amended, shall remain in full force and effect.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of July, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By J. David Fitzsimons
J. DAVID FITZSIMONS,
Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77-772

A RESOLUTION CONSENTING TO COMMENCEMENT OF PROCEEDINGS TO ANNEX INHABITED TERRITORY DESIGNATED AS THE SUTTER-COLORADO ADDITION TO THE CITY OF MODESTO UNDER THE ANNEXATION ACT OF 1913.

WHEREAS, on July 11, 1977, a request for consent to commence proceedings to annex certain territory referred to as the Sutter-Colorado

Addition to the City of Modesto was presented to the Council, and

WHEREAS, on July 11, 1977, said request was referred to the Planning Commission of the City of Modesto for investigation, report and recommendation, and

WHEREAS, on July 19, 1977, the Modesto City Planning Commission rendered its report and recommendation to the City Council, favoring the commencement of annexation proceedings, and

WHEREAS, it is the desire of the City Council to give its consent to the commencement of such annexation proceedings upon the condition that the electors within said territory be informed at the time the petition for annexation is circulated that the question to be submitted to said electors shall be whether said territory shall be annexed to, incorporated in, and made a part of the City of Modesto and the property therein subjected to taxation after annexation equally with the property within the City to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the first publication of the notice of the election,

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

SECTION 1. That said unincorporated territory proposed to be annexed to the City of Modesto be and it is hereby designated as the Sutter-Colorado Addition; said territory is contiguous to the City of Modesto and is shown on

that certain map marked Exhibit "A" entitled, "Proposed Sutter-
Colorado Addition"

dated June 27, 1977, which is attached hereto and
made a part hereof.

SECTION 2. That consent be and it is hereby granted
for the commencement of annexation proceedings of said _____
Sutter-Colorado Addition in accordance with the
Annexation Act of 1913, as amended, provided the petition for
annexation contains the request that the question to be submitted
to the electors residing in the territory proposed to be annexed
shall be whether said territory shall be annexed to, incorporated
in, and made a part of the City of Modesto and the property therein
subjected to taxation after annexation equally with the property
within the City to pay the bonded indebtedness of the City of Modesto
for the acquisition, construction or completion of municipal improve-
ments outstanding or authorized at the date of the first publication
of the notice of the election.

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the 25th
day of July, 1977, by Councilmember Dunlap, who
moved its adoption, which motion being duly seconded by Councilmember
Siefkin, was upon roll call carried and the resolution
adopted by the following vote:

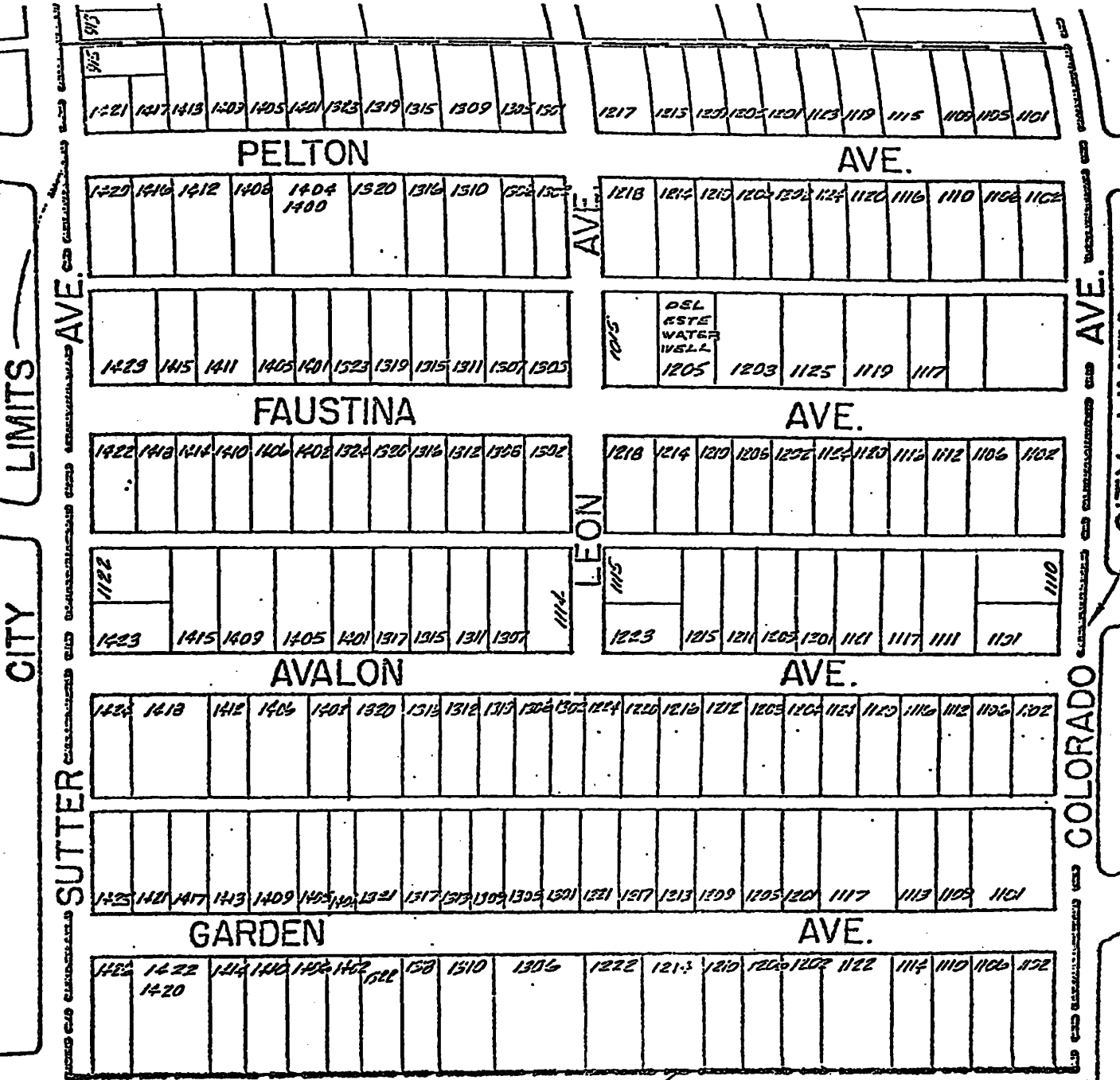
AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

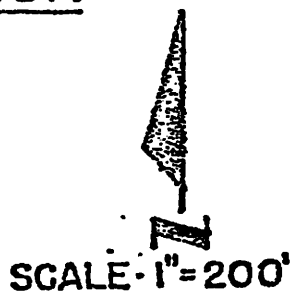
By J. David Fitzsimons
J. DAVID FITZSIMONS
Acting City Attorney



CITY LIMITS

**PROPOSED
SUTTER-COLORADO ADDITION**

EXHIBIT "A"
JUNE 27, 1977



MODESTO CITY COUNCIL
RESOLUTION NO. 77-773

A RESOLUTION APPOINTING MEMBER OF THE CITIZENS HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE TO SEAT 5, WALTER BREGMAN REPLACING JULIUS MANRIQUE, FOR A TERM EXPIRING JUNE 30, 1981

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 Citizens Housing and Community Development Committee for the respective term as indicated: (Term ending 6/30/81)

Walter Bregman
706 Crawford Road
Modesto, California 95350

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the Citizens Housing & Community Development Com. and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of July 1977, by Councilmember Kullijian, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
~~XXXXXXXXXXXXXX~~, City Clerk
NORRINE COYLE,

MODESTO CITY COUNCIL
RESOLUTION NO. 77-774

A RESOLUTION EXPRESSING APPRECIATION TO THE MC HENRY MUSEUM OF ART AND HISTORY GUILD AND COMMENDING THEIR EFFORTS ON BEHALF OF THE MUSEUM

WHEREAS, the McHenry Museum of Art and History Guild is a non-profit organization whose function is to promote projects of the McHenry Museum; and

WHEREAS, the McHenry Museum of Art and History Guild has purchased at considerable cost and given to the McHenry Museum for their exclusive use a number of needed items; and

WHEREAS, the donations are an outstanding example of their sincere interest in the preservation of our heritage and the betterment of Modesto.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, on behalf of the residents of the City, that this Council hereby expresses its appreciation; and

BE IT FURTHER RESOLVED by the Council of the City of Modesto that the McHenry Museum Guild members be commended for their tireless and generous efforts on behalf of the Museum.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of July, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-775

A RESOLUTION REJECTING ALL BIDS SUBMITTED FOR CONSTRUCTION OF VEHICULAR PARKING LOT ON LOTS 1 THROUGH 3, INCLUSIVE, OF BLOCK 57 OF THE CITY OF MODESTO, AND OPENED IN THE OFFICE OF THE CITY CLERK ON JULY 19, 1977 AT 2:00 P.M.

WHEREAS, Resolution No. 77-634 adopted by the Council of the City of Modesto on June 20, 1977, approved the plans and specifications for construction of vehicular parking lot on Lots 1 through 3, inclusive, of Block 57 of the City of Modesto, and authorized the calling for bids, and

WHEREAS, the bids received for the construction of vehicular parking lot on Lots 1 through 3, inclusive, of Block 57 of the City of Modesto were opened at 2:00 P.M. on July 19, 1977, and later tabulated by the Director of Parking & Traffic for the consideration of the Council, and

WHEREAS, the low bid of \$29,188 submitted by George Reed, Inc. is above the Staff estimate of \$21,000, and

WHEREAS, the Director of Parking & Traffic recommends that all bids be rejected and that the project be cheapened to cut the cost.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that all bids received for the construction of vehicular parking lot on Lots 1 through 3, inclusive, of Block 57 of the City of Modesto, and opened in the office of the City Clerk on July 19, 1977 at 2:00 P.M. are hereby rejected.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of August, 1977, by Councilmember Kullijian, 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:	Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-776

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FIVE NEW BUSES

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

SECTION 1. The plans and specifications for five new buses 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 4, 1977 at 2:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of August, 1977, by Councilmember Kullijian, 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:	Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-777

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR SEVEN NEW FARE BOXES

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

SECTION 1. The plans and specifications for seven new fare boxes 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 4, 1977 at 2:10 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of August, 1977, by Councilmember Kullijian, 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:	Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-778

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR ASPHALT CONCRETE SURFACING VARIOUS RESIDENTIAL ALLEYS, PROJECT NO. 6

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

SECTION 1. The plans and specifications for Asphalt Concrete surfacing various residential alleys, Project No. 6 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 16, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of August, 1977, by Councilmember Kullijian, 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: Elliott, Kullijian, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-779

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF WATERLINES IN GRAND PRIX ESTATES, HILLSBORO PARK NO. 1, AND SPRINGCREEK NO. 2

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

SECTION 1. The plans and specifications for construction of waterlines in Grand Prix Estates, Hillsboro Park No. 1, and Springcreek 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 August 16, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of August, 1977, by Councilmember Kullijian, 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: Elliott, Kullijian, Lang, Mensinger,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-780

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR ASPHALT CONCRETE RESURFACING VARIOUS CITY STREETS, 1977-78

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

SECTION 1. The plans and specifications for asphalt concrete resurfacing various city streets, 1977-78

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 16, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of August, 1977, by Councilmember Kullijian, 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:	Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap

ATTEST: Norrine Coyze
NORRINE COYZE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-781

A RESOLUTION ACCEPTING THE BID OF B. J. ROMMEL FOR CONSTRUCTION OF
RESTROOM FACILITIES AT CHRYSLER PARK

WHEREAS, Resolution No. 77-717 , adopted by the Council of the
City of Modesto on July 11, 1977 , approved the plans and speci-
fications for the construction of restroom facilities at Chrysler Park
and authorized the calling for bids, and

WHEREAS, the bids received for the construction of restroom facil-
ities at Chrysler Park
were opened at 11:00 A.M. on July 26, 1977 and later tabulated
by the Director of Public Works for the consideration of the
Council, and

WHEREAS, the Director of Public Works has recommended that
the bid of B. J. Rommel in the amount of \$39,148

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. J. Rommel in the amount of \$39,148

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 August,
1977, by Councilmember Kullijian , 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: Elliott, Kullijian, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-782

A RESOLUTION ACCEPTING THE BID OF WESTERN PIPELINE CO., INC. FOR CONSTRUCTION OF WATERLINES IN BRADEN AVENUE, E. OF DALE ROAD, OAKDALE ROAD BETWEEN E. ORANGEBURG AND NYSTROM AVENUE, AND SHERWOOD PLAZA

WHEREAS, Resolution No. 77-718 , adopted by the Council of the City of Modesto on July 11, 1977 , approved the plans and specifications for the construction of waterlines in Braden Ave., East of Dale Road, Oakdale Road between E. Orangeburg and Nystrom Avenue, and Sherwood Plaza

and authorized the calling for bids, and

WHEREAS, the bids received for the construction of waterlines in Braden Avenue, East of Dale Road, Oakdale Road between E. Orangeburg and Nystrom Avenue, and Sherwood Plaza

were opened at 11:05 A.M. on July 26, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Western Pipeline Co., Inc. in the amount of \$24,903.50

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Western Pipeline Co., Inc. in the amount of \$24,903.50

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 1st day of August, 1977, by Councilmember Kullijian , 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: Elliott, Kullijian, Lang, Mensinger,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-783

A RESOLUTION ACCEPTING THE CONSTRUCTION OF REPLACEMENT OF CURBS AND DRIVE APPROACHES AT VARIOUS LOCATIONS, PROJECT NO. 7 (George Bianchi Construction, Inc.)

WHEREAS, a report has been filed by the Director of Public Works that the construction of Replacement of curbs and drive approaches at various locations, Project No. 7 has been completed by George Bianchi Construction, Inc.

in accordance with the contract agreement dated April 18, 1977.

NOW, THEREFORE, BE IT RESOLVED that the construction of replacement of curbs and drive approaches at various locations, Project No. 7 be accepted from said contractor, George Bianchi Construction, Inc.

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$38,836.00 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 August, 1977, by Councilmember Kullijian, 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: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-784

A RESOLUTION ACCEPTING THE CONSTRUCTION OF PUMP STATION NO. 42
(Stanislaus Pump & Machinery)

WHEREAS, a report has been filed by the Director of Public
Works that the construction of Pump Station No. 42

has been completed by Stanislaus Pump and Machinery

in accordance with the contract agreement dated July 19, 1976.

NOW, THEREFORE, BE IT RESOLVED that the construction of
Pump Station No. 42
be accepted from said contractor, Stanislaus Pump and Machinery

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$84,899.00 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 August, 1977, by Councilmember Kullijian, 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:	Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-785

A RESOLUTION DECLARING THAT A MAJORITY PROTEST HAS NOT BEEN MADE AGAINST THE ANNEXATION OF CERTAIN UNINHABITED TERRITORY TO THE CITY OF MODESTO KNOWN AS SCENIC BEND ADDITION AND DECLARING THE INTENTION OF THE COUNCIL TO PROCEED WITH THE ANNEXATION OF SAID TERRITORY.

WHEREAS, by Resolution No. 77-620, adopted on June 13, 1977, the Council fixed the 1st day of August, 1977, at the hour of 4:00 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 considering the petition of the owners of not less than one-fourth of the land in the hereinafter described territory by area and by assessed value requesting annexation of said territory to said City, and

WHEREAS, the City Clerk has caused a copy of said Resolution No. 77-620 to be published in The Modesto Bee, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto and in the Ceres Courier, a newspaper of general circulation published outside the City of Modesto but in the County of Stanislaus, said publications being completed at least twenty (20) days prior to the date set for the hearing, as required by Sections 35307 and 35311 of the Government Code, and

WHEREAS, the City Clerk has given notice to all persons legally entitled thereto, in the manner required by law. and

WHEREAS, notice has been duly given of said hearing and one person owning real property within such territory appeared at said time and place to protest said annexation, and said person filed a written protest prior to final adjournment of the hearing on protests to the proposed annexation, which said written protest represented less than thirty (30%) percent of the value of the territory proposed to be annexed as shown by the last equalized assessment roll,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby declares that a majority protest against the proposed annexation of said Scenic Bend Addition has not been made and hereby declares its intention to proceed with the annexation of said territory, which is more particularly described as attached hereto and made a part hereof as though set forth in full herein.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of August, 1977, by Councilmember Kullijian, 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: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap

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 Rosal Campbell
Public Works Department
7-8-77 J. Christensen

SCENIC BEND ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Southeast quarter of Section 23 and the Northeast quarter of Section 26, 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 Southeastern corner of SONOMA NO. 3 ADDITION (285), as per description filed April 26, 1972, as Instrument 16760, Stanislaus County Records, said point being on the center line of 50.00 foot Scenic Bend;

1. thence along the Eastern line of said ADDITION (285), North $00^{\circ} 45' 00''$ West, 1073.56 feet, to a Southwestern corner of SCENIC-LAKEWOOD ADDITION (332), as per description filed May 30, 1975, as Instrument 46313, Stanislaus County Records;
2. thence along a Southern line of said ADDITION (332), North $67^{\circ} 29' 00''$ East, 225.80 feet;
3. thence along a Western line of said ADDITION (332), South $00^{\circ} 45' 00''$ East, 467.30 feet, to a Southwestern corner of said ADDITION (332);
4. thence leaving the existing City Limits, South $00^{\circ} 45' 00''$ East, 533.68 feet, to the Northern line of 50.00 foot Scenic Bend;
5. thence South $60^{\circ} 20' 20''$ East, 25.00 feet, to the center line of said 50.00 foot Scenic Bend;
6. thence along the center line of said 50.00 foot Scenic Bend, South $29^{\circ} 39' 40''$ West, 81.92 feet, to a point on the existing City Limits as established by a Western line of LINCOLN NO. 3 ADDITION (340), as per description filed February 4, 1976, as Instrument 35053, Stanislaus County Records;
7. thence continuing along said center line of 50.00 foot Scenic Bend and a Western line of said ADDITION (340), South $29^{\circ} 39' 40''$ West, 37.95 feet;
8. thence along a Southern line of said ADDITION (340), South $53^{\circ} 56' 04''$ East, 146.52 feet;
9. thence leaving the existing City Limits along the center line of Dry Creek, South $26^{\circ} 18' 40''$ West, 50.50 feet;
10. thence continuing along the center line of Dry Creek, South $38^{\circ} 54' 10''$ West, 208.85 feet;
11. thence South $63^{\circ} 48' 10''$ West, 145.64 feet;
12. thence South $00^{\circ} 45' 00''$ West, 38.55 feet, to the Southeastern corner of the property conveyed to Jack E. Goodwin, et ux, by deed recorded January 6, 1977, as Instrument 35756, Stanislaus County Records;
13. thence along the Southern line of said Goodwin property, South $54^{\circ} 02' 09''$ West, 134.78 feet;
14. thence leaving the centerline of Dry Creek along the Western line of said Goodwin property, North $00^{\circ} 45' 00''$ West, 435.73 feet, to a point on the Southern boundary of said ADDITION (285), said point also being on the center line of 50.00 foot Scenic Bend;
15. thence along said center line and Southern line of said ADDITION (285), South $88^{\circ} 52' 45''$ East, 110.05 feet, to the point of beginning, containing 7.730 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-786

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 7-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO TO PREZONE

CERTAIN PROPERTY LOCATED THEREON. (NORTHWEST CORNER OF CARVER ROAD AND SHELDON DRIVE - FANNY S. MORENO)

WHEREAS, on August 1, 19 77, the City Council adopted Ordinance No. 1632-C. S. giving approval to a project relating to an amendment to Section 7-3-9 of the Zoning Map of the City of Modesto to prezone certain property located thereon 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 delcaration 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 7-3-9 of the Zoning Map of the City of Modesto to prezone certain property located thereon 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 1st day of August, 19 77, by Councilmember Elliott, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Mayor Davies

NOES: Councilmembers: Siefkin

ABSENT: Councilmembers: Dunlap

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. 77-787

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 16-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (WAYNE PACK, D.C.)

WHEREAS, on August 1, 19 77, the City Council

introduced Ordinance No. 1633-C.S giving approval to a project relating to an amendment to Section Map 16-3-9 of the Zoning Map reclassifying certain property from Low Density Residential Zone, R-1, to 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 delcaration 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 16-3-9 of the Zoning Map reclassifying certain property from Low Density Residential Zone, R-1, to 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 1st day of August, 19 77, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

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. 77-788

RE
A RESOLUTION/SETTING TIME AND PLACE FOR HEARING APPEAL BY SIGN DESIGNS,
INC. TO BOARD OF ZONING ADJUSTMENT'S DECISION REGARDING A REQUEST FOR
A FREESTANDING SIGN FOR JOHN BETTENCOURT USED CARS

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that September 6, 1977 , at 4:05 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 appeal by Sign Designs,
Inc. to Board of Zoning Adjustment's decision regarding a request for
a freestanding sign for John Bettencourt Used Cars.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 1st day of
August , 1977, by Councilmember Lang , who moved
its adoption, which motion being duly seconded by Councilmember
Elliott , was upon roll call carried and the resolution adopted
by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-789

A RESOLUTION DENYING THE APPEAL OF CHARLES J. PELUSO FILED ON BEHALF OF GUCKENHEIMER ENTERPRISES, INC. TO THE DECISION OF THE BOARD OF ZONING ADJUSTMENT DENYING A REQUEST FOR A FREESTANDING SIGN TO ADVERTISE AND IDENTIFY A RESTAURANT ON THE EAST SIDE OF MC HENRY AVENUE NORTH OF RUMBLE ROAD IN THE CITY OF MODESTO, AND AFFIRMING THE DECISION OF THE BOARD OF ZONING ADJUSTMENT.

WHEREAS, an application for a conditional use permit in the H-1 Zone to allow a freestanding sign to advertise and identify a restaurant on the east side of McHenry Avenue north of Rumble Road in the City of Modesto was filed by Guckenheimer Enterprises, Inc. on June 7, 1977, and

WHEREAS, Section 10-2.2904(a) of the Modesto Municipal Code authorizes the granting of conditional use permits in the H-1 Zone by the Board of Zoning Adjustment after public hearing, and

WHEREAS, a public hearing was held by the Board of Zoning Adjustment on June 23, 1977, in the City Council Chambers, City Hall, 801 - 11th Street, Modesto, California, at which time the Board of Zoning Adjustment by Resolution No. 728^d denied the application of Guckenheimer Enterprises, Inc. for a conditional use permit in the H-1 Zone for a freestanding sign to advertise and identify a restaurant on the east side of McHenry Avenue, north of Rumble Road in the City of Modesto, for the reason that the applicant failed to show that the use or occupancy cannot be adequately identified by other signs permitted in the H-1 Zone as required by Section 10-2.3510(b)(4)(ab) of the Modesto Municipal Code, and

WHEREAS, Charles J. Peluso filed an appeal on behalf of Guckenheimer Enterprises, Inc. with the City Clerk of the City of Modesto on June 29, 1977, to the decision of the Board of Zoning Adjustment denying its request for a conditional use permit in the H-1 Zone to allow a freestanding sign to advertise and identify a restaurant on the east side of McHenry Avenue, north of Rumble Road in the City of Modesto, and

WHEREAS, said matter 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 4:10 o'clock p.m. on July 18, 1977, at which time said hearing was continued to 4:20 o'clock p.m. on August 1, 1977, at which time evidence both oral and documentary was taken and introduced,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal to the decision of the Board of Zoning Adjustment denying a

request for a conditional use permit in the H-1 Zone to allow a freestanding sign to advertise and identify a restaurant on the east side of McHenry Avenue north of Rumble Road in the City of Modesto is hereby denied for the following reason:

The applicant has failed to show that the use or occupancy cannot be adequately identified by other signs permitted in the H-1 Zone as required by Section 10-2, 3510(b)(4)(ab) of the Modesto Municipal Code.

BE IT FURTHER RESOLVED that the decision of the Board of Zoning Adjustment denying the request for a conditional use permit in the H-1 Zone to allow a freestanding sign to advertise and identify a restaurant on the east side of McHenry Avenue north of Rumble Road in the City of Modesto is hereby affirmed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of August, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: Kullijian, Lang

ABSENT: Councilmembers: Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 77-790

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION 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 (1530 Locke Road, Lot 6 of Block 1024 -
Delbert Bowles - \$880.00)

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 cer-
tain improvements along certain streets in the City of Modesto as pro-
vided 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, August 1 , 1977 , at 4:25 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 sub-
mitted 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
 \$880.00 .

SECTION 2. That the cost of the aforesaid work, being the amount of \$880.00, be assessed in 10 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 1024 of Locke Tract as per map filed July 27, 1946 in Volume 14 of Maps, Page 67, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 032-1310-001)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) 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 1st day of August, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-791

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION 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 (1130 Coffee Road, a portion of Block 1099 -
Downey Park Properties - \$1,408.00)

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 1, 1976, adopt
its Resolution No. 76-1201, ordering the installation of cer-
tain improvements along certain streets in the City of Modesto as pro-
vided 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, August 1, 1977, at 4:25 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 sub-
mitted 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
\$1,408.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$1,408.00, be assessed 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 Southwest quarter corner of Section 22 thence East 45 feet; thence South 174 feet to the true point of beginning, thence East 312 feet; thence South 319.31 feet; thence West 312 feet; thence North 319.31 feet to the point of beginning, Lot 13 of Broughton Colony.

(Stanislaus County Assessor's Parcel No. 002-01 32-1017-001)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) 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 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 1st day of August, 1977, by Councilman Lang, who moved its adoption, which motion being duly seconded by Councilman Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dunlap

ATTEST: Norrine Coyle
~~XXXXXXXXXXXXXXXXXXXX~~ City Clerk
NORRINE COYLE,

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-792

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION 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 (Along "F" Street at 1217 "F" Street, Lots 15 and 16 -
Victoria Engquist - \$780.00)

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 August 30, 1976, adopt
its Resolution No. 76-796, ordering the installation of cer-
tain improvements along certain streets in the City of Modesto as pro-
vided 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, August 1, 1977, at 4:25 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 sub-
mitted 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
\$780.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$780.00, be assessed 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 15 and 16 of Block 96 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 96, Stanislaus County Records. (Stanislaus County Assessor's Parcel No. 002-01 106-2608-001)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) 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 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 1st day of August, 1977, by Councilman Lang, who moved its adoption, which motion being duly seconded by Councilman Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dunlap

ATTEST: Norrine Coyle
~~XXXXXXXXXXXXXXXXXXXX~~, City Clerk
NORRINE COYLE,

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-793

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION 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 (Along McHenry Ave. at 806 McHenry Ave., a portion
of Block 620 - Galas Brothers, Inc. - \$792.00)
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 February 23, 1976, adopt
its Resolution No. 76-394, ordering the installation of cer-
tain improvements along certain streets in the City of Modesto as pro-
vided 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, August 1, 1977, at 4:25 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 sub-
mitted 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
\$792.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$792.00, be assessed 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 691.26 feet North and 40 feet East of the Southwest corner of Section 21, Township 3 South, Range 9 East, Mount Diablo Base and Meridian; thence North 355.28 feet; thence East 198 feet; thence South 245.28 feet; thence West 6 feet; thence South 110 feet; thence West 192 feet to the true point of beginning.

(Stanislaus County Assessor's Parcel No. 002-01 112-1401-003)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) 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 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 1st day of August, 1977, by Councilman Lang, who moved its adoption, which motion being duly seconded by Councilman Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Elliott, Kullijian, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dunlap

ATTEST:

Norrine Coyle
~~XXXXXXXXXXXXXXXXXXXX~~ City Clerk
NORRINE COYLE,

(Regular)

SECTION 2. That the cost of the aforesaid work, being the amount of \$892.00, be assessed in 10 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 102⁴ of Locke Tract as per map filed July 24, 1946 in Volume 14 of Maps, Page 67, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 032-1313-001)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) 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 1st day of August, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-795

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION 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 (Along Stoddard Avenue at 401 Myrtle Ave.,

Lots 23 and 24 of Block 457 - Charles W. Moody - \$510.00)
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 February 17, 1976, adopt
its Resolution No. 76-305, ordering the installation of cer-
tain improvements along certain streets in the City of Modesto as pro-
vided 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, August 1, 1977, at 4:25 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 sub-
mitted 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
\$510.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$510.00, be assessed 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 23 and 24 of Block 457 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 457, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 109-0412-001)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) 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 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 1st day of August, 1977, by Councilman Lang, who moved its adoption, which motion being duly seconded by Councilman Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dunlap

ATTEST: Norrine Coyle
~~RECORDED~~ City Clerk
NORRINE COYLE,

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-796

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 (1531 Locke Road, Lot 6 of Block 1026 - Jeanetta S. Most - \$880.00)

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____, 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, August 1, 1977, at 4:25 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 \$880.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$880.00, be assessed in 10 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 1026 of Locke Tract as per map filed July 24, 1946 in Volume 14 of Maps, Page 67, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 032-1306-001)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) 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 1st day of August, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-797

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION 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 (1600 Locke Road, Lot 7 of Block 1024 -
Randy A. Reece - \$808.00)

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___, adopt
its Resolution No. _____, ordering the installation of cer-
tain improvements along certain streets in the City of Modesto as pro-
vided 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, _____ August 1 _____, 1977, at 4:25 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 sub-
mitted 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
\$808.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$808.00, be assessed in 10 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 102⁴ of Locke Tract as per map filed July 24, 1946 in Volume 14 of Maps, Page 67, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 032-1309-001)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) 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 1st day of August, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-798

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION 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 (1733 Yosemite Boulevard, a portion of Block 2125-A -
C. H. Samuelson - \$320.00)

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 12, 1976, adopt
its Resolution No. 76-552, ordering the installation of cer-
tain improvements along certain streets in the City of Modesto as pro-
vided 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, August 1, 1977, at 4:25 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 sub-
mitted 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
\$320.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$320.00, be assessed in 6 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 176.7 feet West and 50 feet North of the Southeast corner Southwest Quarter Section 27, Township 3 South, Range 9 East, Mount Diablo Base and Meridian; thence West 80.50 feet; thence North 153.04 feet; thence North 86° 49' East 80.500 feet; thence South 157.79 feet to the true point of beginning.

(Stanislaus County Assessor's Parcel No. 002-01 116-0419-003)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) 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 1st day of August, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-799

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION 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 (1520 Locke Road, Lot 4 of Block 1024 -
Jerry Zigounakis - \$634.00)

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 cer-
tain improvements along certain streets in the City of Modesto as pro-
vided 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, August 1, 1977, at 4:25 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 sub-
mitted 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, be assessed in 10 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 1024 of Locke Tract as per map filed July 24, 1946 in Volume 14 of Maps, Page 67, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 032-1312-001)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) 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 1st day of August, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

ATTEST: Norrine Coyze
NORRINE COYZE, City Clerk

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 77- 800

A RESOLUTION APPROVING RENEWAL OF GROUP MEDICAL INSURANCE CONTRACT WITH CALIFORNIA BLUE SHIELD ON A YEARLY BASIS COMMENCING SEPTEMBER 1, 1977, AND AUTHORIZING THE PAYMENT OF THE BIWEEKLY PREMIUM OF \$11.50 PER EMPLOYEE AND \$7.52 TOWARDS THE BIWEEKLY PREMIUM FOR EMPLOYEE'S DEPENDENT COVERAGE WHEN CARRIED BY EMPLOYEES.

WHEREAS, the City of Modesto has a group medical insurance contract with California Blue Shield, and

WHEREAS, California Blue Shield has offered to renew the city's group medical insurance contract on a yearly basis at increased rates of \$11.50 biweekly per employee and \$24.14 biweekly for dependent coverage, and

WHEREAS, the Council desires to authorize the City Manager to sign agreements with California Blue Shield in future years relating to rates for its insurance if such rates are within the budgetary limitations established by the Council,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that renewal of the City of Modesto's group medical insurance contract (Policy No. 17930) with California Blue Shield commencing September 1, 1977, on a yearly basis with premium rates commencing September 1, 1977, of \$11.50 biweekly per employee and councilmember, and \$24.14 biweekly for dependent coverage is hereby approved.

BE IT FURTHER RESOLVED by the Council of the City of Modesto, that it hereby authorizes, commencing September 1, 1977, payment of \$11.50 as the biweekly premium rate per employee for coverage under the city's group medical insurance contract with California Blue Shield.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that the biweekly premium rate for councilmembers for coverage under the city's group medical insurance contract with California Blue Shield shall be paid for by each councilmember who elects to participate in said coverage. Said premium shall be deducted from a councilmember's compensation paid for attendance at Council meetings.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that it hereby authorizes, commencing September 1, 1977, payment of \$7.52 towards the biweekly premium rate of \$24.14 for employee's dependent coverage, under the city's group medical insurance contract with California

Blue Shield, when such dependent coverage is carried by an employee of the city for his dependents.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that the biweekly premium rate for councilmember's dependents coverage under the city's group medical insurance contract with California Blue Shield shall be paid for by each councilmember when such dependent coverage is carried by a councilmember. Said premiums shall be deducted from a councilmember's compensation paid for attendance at Council meetings.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that the City Manager is hereby authorized to sign agreements with California Blue Shield in future years relating to rates for its insurance, provided such rates are within the budgetary limitations established by the Council.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that Resolution No. 75-861 adopted on the 25th day of August, 1975, is hereby rescinded effective September 1, 1977.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of August, 1977, by Councilmember Kullijian, 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:	Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap

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. 77-801

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
STANISLAUS COUNTY HOUSING AUTHORITY FOR PROVISION OF COUNSELING
SERVICES

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Stanislaus
County Housing Authority
for provision of counseling 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 1st day of
August , 1977, by Councilmember Kullijian, 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:	Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-802

A RESOLUTION AMENDING THE HOUSING MAINTENANCE PROGRAM GUIDELINES ESTABLISHED BY RESOLUTION NO. 76-566 TO REMOVE THEREFROM THE REQUIREMENT THAT LOANS IN EXCESS OF \$10,000.00 SHALL BE APPROVED BY THE CITIZENS HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE AS WELL AS THE REHABILITATION LOAN POOL SUBCOMMITTEE.

WHEREAS, guidelines for the City of Modesto's Housing Maintenance Program adopted by City Council Resolution No. 76-566 established that loans approved by the Rehabilitation Loan Pool Subcommittee could not exceed a maximum of \$10,000.00 per dwelling unit and that any proposed loans in excess of \$10,000.00 shall be approved by the Citizens Housing and Community Development Committee, and

WHEREAS, the Citizens Housing and Community Development Committee has recommended to the City Council that the Council modify the procedure for loans as outlined in said Resolution No. 76-566 to remove therefrom the provision that loans in excess of \$10,000.00 shall be approved by the Citizens Housing and Community Development Committee as well as the Rehabilitation Loan Pool Subcommittee,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that paragraphs 1 and 2 of the guidelines set forth in Resolution No. 76-566 adopted on April 19, 1976, and as amended by Resolution No. 76-1168 adopted on October 21, 1976, which resolution amended paragraph 5, be amended to read as follows:

"1. Grants may not exceed a maximum of \$2,500.00 per dwelling unit."

"2. Any proposed grant in excess of \$2,500.00 shall be approved by 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 1st day of August, 1977, by Councilmember Kullijian, 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: Elliott, Kullijian, Lang, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

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. 77-803

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND HAGER SUPPLY COMPANY FOR THE REMOVAL OF DRIED DIGESTED SLUDGE FROM THE CITY OF MODESTO WASTEWATER TREATMENT PLANT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Hager Supply Company for the removal of dried digested sludge from the City of Modesto Wastewater Treatment Plant 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 August, 1977, by Councilmember Kullijian, 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:	Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-804
MASTER

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
STATE OF CALIFORNIA, DEPARTMENT OF TRANSPORTATION, FOR FEDERAL
HIGHWAY ADMINISTRATION (FHWA) FUNDED PROJECTS

BE IT HEREBY RESOLVED by the Council of the City of Modesto
master
that the/agreement between the City of Modesto and State of Cali-
fornia, Department of Transportation
for Federal Highway Administration (FHWA) Funded Projects

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said/agreement
master
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
August , 1977, by Councilmember Kullijian , 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: Elliott, Kullijian, Lang, Mensinger,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap

ATTEST: *Norrlene Coyle*
NORRLENE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-805

A RESOLUTION DESIGNATING STANISLAUS COUNTY HUMAN SERVICES, DIVISION OF HEALTH, AS ENFORCEMENT AGENCY FOR THE COUNTY SOLID WASTE MANAGEMENT PLAN

WHEREAS, the County of Stanislaus and its incorporated cities are required by Section 66796 of the Government Code to designate an enforcement agency to carry out the provisions of the Z'berg-Kapiloff Solid Waste Control Act of 1976; and

WHEREAS, the Stanislaus County Human Services, Division of Health, possesses the required capabilities in environmental health and solid waste management to implement the Z'berg-Kapiloff Solid Waste Control Act of 1976 and the regulations and ordinances that have been and will be adopted pursuant thereto; and

WHEREAS, the Stanislaus County Human Services, Division of Health, has been given sufficient personnel and an adequate budget to carry out the enforcement program specified by law; and

WHEREAS, the Stanislaus County Solid Waste Management Plan provides for its implementation by the Stanislaus County Human Services, Division of Health; and

WHEREAS, it is the understanding of this Council that the County of Stanislaus and a majority of the cities within the county containing a majority of the population of the incorporated area of the county intend to designate the Stanislaus County Human Services, Division of Health, as the enforcement agency for the county and all cities contained within the county.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the designation of the Stanislaus County Human Services, Division of Health, by the County of Stanislaus as enforcement agency for the county and all cities contained within the county, pursuant to subsection (a) (1) of Section 66796 of the Government Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of August,

1977, by Councilmember Kullijian , 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: Elliott, Kullijian, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-806

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 9-3-9 OF THE ZONING MAP (Wilbur F. Earley)

WHEREAS, the Modesto City Planning Commission held a public hearing on July 19, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 9-3-9 of the Zoning Map to prezone to R-2, property located on the west side of Coffee Road, S/W of Thorsen Ave.

the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-130 recommending to the Council that pre zoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 9-3-9 of the Zoning Map be set for September 12, 1977 at 7:45 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed pre zoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of August, 1977, by Councilmember Kullijian, 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: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

ATTEST: 
NORRINE COYLE, City Clerk

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

COMMENCING at the Southeast corner of said Section 9; thence North $0^{\circ}50'30''$ West, along the East line of said Section 9, and the center line of Coffee Road, a distance of 815.00 feet to the Easterly prolongation of the South line of the land conveyed to WILBUR F. EARLEY, by Deed recorded in Volume 2211 of Official Records, at Page 118, Stanislaus County Records and the point of beginning of this description; thence continuing North $0^{\circ}50'30''$ West, along said East line of Section 9, a distance of 292.38 feet to the Easterly prolongation of the Northerly line of said Earley property; thence North $89^{\circ}37'$ West, along said Easterly prolongation of the North line and the North line, a distance of 298.00 feet to a point on the East line of Sherwood Manor No. 3, as filed in Volume 21, of Maps, at Page 50, Stanislaus County Records; thence South $0^{\circ}50'30''$ East, along said East line of Sherwood Manor No. 3, a distance of 292.38 feet to the Southwest corner of said Earley property; thence South $89^{\circ}37'$ East, along the South line of said Earley property, a distance of 298.00 feet to the point of beginning.

Containing 2.00 acres

Section 9-3-9
Wilbur Earley

EXHIBIT "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 77-807

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 11-3-8 OF THE ZONING MAP (T.M.I. Corporation)

WHEREAS, the Modesto City Planning Commission held a public hearing on July 19, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 11-3-8 of the Zoning Map to rezone from R-1 to P-D to allow construction of motel-restaurant, commercial structure, and multi-family residential complex, property located on east side of Sisk Road, northwest of Standiford Avenue the following described property:

All that portion of Section 11, Township 3 South, Range 8 East, of the Mount Diablo Base and Meridian described as follows:

All of Parcel 2 of Maps filed July 3, 1974, in Volume 19, at Page 56 in the Stanislaus County Records.

Contains: 19.76 net/gross acres

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-133 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 11-3-8 of the Zoning Map be set for September 6, 1977 at 4:00 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of August, 1977, by Councilmember Kullijian, 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: Elliott, Kullijian, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-808

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 21-3-9 OF THE ZONING MAP (Billy K. Lenser, M/D.)

WHEREAS, the Modesto City Planning Commission held a public hearing on July 19, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 21-3-9 of the Zoning Map to rezone from R-3 to P-0, property located east of McHenry Avenue, between E. Coolidge and E. Granger

the following described property:

All that portion of Section 21, Township 3 South, Range 9 East, Mount Diablo Base and Meridian described as follows:

The West 132 feet of the North one-half of Lot 4 of Coolidge Colony as shown on the map filed in Volume 5 of Maps at Page 17.

Including also the East 140 feet of the West 150 feet of the south one-half of said Lot 4.

Contains: 1.94 acres gross
and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-132 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 21-3-9 of the Zoning Map be set for September 12, 1977 at 7:50 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of August, 1977, by Councilmember Kullijian, 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: Elliott, Kullijian, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-809

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$450 TO PROVIDE FUNDS FOR THE FINAL AUDIT (1975-76 and 1976-77 fiscal years) OF THE COMPREHENSIVE PLANNING GRANT

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

GENERAL FUND 101

FROM: General Reserve (60-800-101)	\$450.00
TO: Services, Prof. & Other (235-180-101)	\$450.00

(To provide for the final audit (1975-76 and 1976-77 fiscal years) of the Comprehensive Planning grant)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of August, 1977, by Councilmember Kullijian, 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:	Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-810

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$350 TO PROVIDE FUNDS FOR THE REVENUE SHARING AUDIT FOR THE FISCAL YEAR ENDED JUNE 30, 1977

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

REVENUE SHARING FUND (611)

FROM: General Reserve (60-800-611)	\$350.00
TO: Services, Prof. & Other (235-60-611)	\$350.00

(To provide for the Revenue Sharing audit for the fiscal year ended June 30, 1977. This is the first audit required under the amended State and Local Fiscal Assistance Act of 1972)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of August, 1977, by Councilmember Kullijian, 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:	Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap

ATTEST: Norrine Coyne
NORRINE COYNE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-811

A RESOLUTION APPOINTING MEMBER OF THE FARM-CITY ADVISORY COMMITTEE
FOR A TERM EXPIRING MAY 1, 1979, HAROLD LUTES REPLACING JOHN BRITTON

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: (Term ending 5/1/79)

Harold Lutes
1200 Park Road
Modesto, CA 95351

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 1st day of August,
1977, by Councilmember Lang, who moved its adoption, which
motion being duly seconded by Councilmember Mensinger, was upon roll
call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

ATTEST: Norrine Coyle
~~XXXXXXXXXXXXXXXXXXXX~~ City Clerk
NORRINE COYLE,

MODESTO CITY COUNCIL
RESOLUTION NO. 77-812

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING MATERIALS FOR THE WATER QUALITY CONTROL STORM BYPASS PROJECT

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

SECTION 1. The plans and specifications for furnishing materials for the Water Quality Control Storm Bypass 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 August 30, 1977 at 2:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of August, 1977, by Councilmember Kullijian, 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:	Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-813

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR RAISING MANHOLES AND VALVE BOXES IN McHENRY AVENUE BETWEEN HELEN AVENUE AND LEVELAND LANE AND BETWEEN WARREN WAY AND UNION AVENUE

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

SECTION 1. The plans and specifications for raising manholes and valve boxes in McHenry Ave. between Helen Ave. and Leveland Lane and between Warren Way and Union Ave. 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 23, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of August, 1977, by Councilmember Kullijian, 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: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-814

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WATERLINES EXTENSION IN McHENRY AVENUE BETWEEN WOODROW AND 470' SOUTH (Mac's Backhoe Service)

WHEREAS, a report has been filed by the Director of Public Works that the construction of waterline extension in McHenry Ave. between Woodrow and 470' South has been completed by Mac's Backhoe Service

in accordance with the contract agreement dated July 5, 1977.

NOW, THEREFORE, BE IT RESOLVED that the construction of waterline extension in McHenry Ave. between Woodrow and 470' South 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 \$7,192.20 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 8th day of August, 1977, by Councilmember Kullijian, 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:	Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-815

A RESOLUTION DECLARING THAT A MAJORITY PROTEST HAS NOT BEEN MADE AGAINST THE ANNEXATION OF CERTAIN UNINHABITED TERRITORY TO THE CITY OF MODESTO KNOWN AS EL VISTA-ELLIS ADDITION AND DECLARING THE INTENTION OF THE COUNCIL TO PROCEED WITH THE ANNEXATION OF SAID TERRITORY.

WHEREAS, by Resolution No. 77-647, adopted on June 20, 1977, the Council fixed the 8th day of August, 1977, at the hour of 7:30 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 considering the petition of the owners of not less than one-fourth of the land in the hereinafter described territory by area and by assessed value requesting annexation of said territory to said City, and

WHEREAS, the City Clerk has caused a copy of said Resolution No. 77-647 to be published in The Modesto Bee, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto and in the Riverbank News, a newspaper of general circulation published outside the City of Modesto but in the County of Stanislaus, said publications being completed at least twenty (20) days prior to the date set for the hearing, as required by Sections 35307 and 35311 of the Government Code, and

WHEREAS, the City Clerk has given notice to all persons legally entitled thereto, in the manner required by law, and

WHEREAS, notice has been duly given of said hearing and no person owning real property within such territory appeared at said time and place to protest said annexation and no written protests have been filed prior to final adjournment of the hearing on protests to the proposed annexation,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby declares that a majority protest against the proposed annexation of said El Vista-Ellis Addition has not been made and hereby declares its intention to proceed with the annexation of said territory, which is more particularly described as attached hereto and made a part hereof as though set forth in full herein.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of August, 1977, by Councilmember Elliott, 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: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

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 Paul Campbell
Public Works Department
7-8-77 J. Christensen

EL VISTA-ELLIS ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northeast quarter of Section 27, 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 Northeaster corner of MORAN ADDITION (102), as per description filed December 24, 1959, as Instrument 43098, Stanislaus County Records;

1. thence along the existing City Limits on the Northern line of said ADDITION (102), North $89^{\circ} 46' 30''$ West, 616.66 feet;
2. thence leaving the existing City Limits North $0^{\circ} 13' 30''$ East, 14.00 feet;
3. thence North $12^{\circ} 10' 00''$ East, 52.16 feet;
4. thence North $00^{\circ} 36' 00''$ West, 83.20 feet;
5. thence North $89^{\circ} 48' 00''$ West, 5.00 feet;
6. thence North $00^{\circ} 36' 00''$ West, 181.50 feet, to a Southwestern corner of DRY CREEK ADDITION (197), as per description filed October 26, 1966, as Instrument 37059, Stanislaus County Records;
7. thence along a Southern boundary of said ADDITION (197), South $89^{\circ} 48' 00''$ East, 609.92 feet;
8. thence along an Eastern line of said ADDITION (197), South $00^{\circ} 36'$ East, 330.00 feet, to the point of beginning, containing 4.612 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-816

A RESOLUTION DECLARING THAT A MAJORITY PROTEST HAS NOT BEEN MADE AGAINST THE ANNEXATION OF CERTAIN UNINHABITED TERRITORY TO THE CITY OF MODESTO KNOWN AS COFFEE-COOLIDGE ADDITION AND DECLARING THE INTENTION OF THE COUNCIL TO PROCEED WITH THE ANNEXATION OF SAID TERRITORY.

WHEREAS, by Resolution No. 77-648, adopted on June 20, 1977, the Council fixed the 8th day of August, 1977, at the hour of 7:35 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 considering the petition of the owners of not less than one-fourth of the land in the hereinafter described territory by area and by assessed value requesting annexation of said territory to said City, and

WHEREAS, the City Clerk has caused a copy of said Resolution No. 77-648 to be published in The Modesto Bee, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto and in the Ceres Courier, a newspaper of general circulation published outside the City of Modesto but in the County of Stanislaus, said publications being completed at least twenty (20) days prior to the date set for the hearing, as required by Sections 35307 and 35311 of the Government Code, and

WHEREAS, the City Clerk has given notice to all persons legally entitled thereto, in the manner required by law, and

WHEREAS, notice has been duly given of said hearing and no person owning real property within such territory appeared at said time and place to protest said annexation and no written protests have been filed prior to final adjournment of the hearing on protests to the proposed annexation,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby declares that a majority protest against the proposed annexation of said Coffee-Coolidge Addition has not been made and hereby declares its intention to proceed with the annexation of said territory, which is more particularly described as attached hereto and made a part hereof as though set forth in full herein.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of August, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

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 Ross Campbell
Public Works Department
EAH

COOLIDGE ADDITION
All that real property in the State of California, County of Stanislaus, 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 a point on the existing City Limits as established by a Southern line and an Eastern line of MEMORIAL HOSPITAL NORTH ADDITION (261), as per description filed November 9, 1970, as Instrument 36348, Stanislaus County Records, said point being common with the corner of Sections 15, 16, 21 and 22;

1. thence along the North line of Section 22 and a Southern line of said ADDITION (261), North $89^{\circ} 52' 00''$ East, 274.00 feet;
2. thence leaving the existing City Limits along the center line of 50.00 foot Water Street, South $00^{\circ} 27' 00''$ East, 659.20 feet;
3. thence along the center line of 60.00 foot East Coolidge Avenue, South $89^{\circ} 55' 00''$ West, 274.00 feet, to an Eastern line of ADDITION (261);
4. thence along the West line of Section 22 and an Eastern line of said ADDITION (261), North $00^{\circ} 27' 00''$ West, 658.96 feet, to the point of beginning, containing 4.146 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-817

A RESOLUTION DENYING THE APPEAL OF WEEKS REAL ESTATE TO THE DECISION OF THE PLANNING COMMISSION DENYING REZONING FROM MEDIUM DENSITY RESIDENTIAL ZONE, R-2, TO PROFESSIONAL OFFICE ZONE, P-O, PROPERTY LOCATED ON THE SOUTH SIDE OF SYLVAN AVENUE BETWEEN ISABEL DRIVE AND FOREST GLEN DRIVE.

WHEREAS, a verified application for an amendment to Section 10-3-9 of the Zoning Map was filed by Weeks Real Estate on March 16, 1977, to rezone from Medium Density Residential Zone, R-2, to Professional Office Zone, P-O, property located on the south side of Sylvan Avenue between Isabel Drive and Forest Glen Drive, described as follows:

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

COMMENCING at the Northwest corner of Kingswood Estates No. 1, as filed in Book 22 of Maps, at Page 60, Stanislaus County Records; thence North $0^{\circ}34'$ West, along the Northerly prolongation of the West line, of said Kingswood Estates No. 1, a distance of 20.00 feet to an intersection with the centerline of Sylvan Avenue; thence South $89^{\circ}26'$ West, along said centerline of Sylvan Avenue, a distance of 305.00 feet to the point of beginning of this description; thence South $0^{\circ}34'$ East, 190.00 feet to an intersection with the North line of Kingswood Estates No. 3, as filed in Book 25 of Maps, at Page 55, Stanislaus County Records; thence South $89^{\circ}26'$ West, along said North line of Kingswood Estates No. 3, a distance of 657.21 feet to a point on the centerline of proposed Kingswood Drive, a 60.00 foot wide road; thence North $0^{\circ}34'$ West, along said centerline of proposed Kingswood Drive, a distance of 190.00 feet to an intersection with said centerline of Sylvan Avenue; thence North $89^{\circ}26'$ East, along said centerline of Sylvan Avenue, a distance of 657.21 feet to the point of beginning.

Containing 2.867 Acres

and

WHEREAS, a public hearing to consider said application was held by the Planning Commission on April 19, 1977, and continued to May 3, 1977, 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, on May 3, 1977, the Planning Commission by Resolution No. 77-89 denied the requested rezoning from Medium Density Residential Zone, R-2, to Professional Office Zone, P-O, of the property located on the south side of Sylvan Avenue between Isabel Drive and Forest Glen Drive, as described above, and found and determined that the

requested rezoning was not required by public necessity, convenience, and general welfare for the following reasons:

1. The subject property does not possess the locational criteria for P-O Zoning, being too far to the east of the major street intersection and the shopping center, which is the area of activity around which such proposed uses properly belong.
2. The proposed zoning would allow for professional office and commercial business traffic to utilize a residential driveway partially constructed and established by the Kingswood Estates Subdivision, the easterly portion of which has already been developed.

and

WHEREAS, by letter dated May 12, 1977, Weeks Real Estate filed an appeal to the decision of the Planning Commission denying its request for rezoning from Medium Density Residential Zone, R-2, to Professional Office Zone, P-O, of the property described above located on the south side of Sylvan Avenue between Isabel Drive and Forest Glen Drive in the City of Modesto, 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, and

WHEREAS, a public hearing was held by the Council of the City of Modesto on August 8, 1977, at 7:40 o'clock p.m. in the City Council Chambers located at 801 11th Street, Modesto, California, to consider the appeal of Weeks Real Estate to the decision of the Planning Commission denying rezoning from Medium Density Residential Zone, R-2, to Professional Office Zone, P-O, of the above described property located on the south side of Sylvan Avenue between Isabel Drive and Forest Glen Drive, and

WHEREAS, said Council after hearing evidence both oral and documentary, found and determined that the appeal of Weeks Real Estate to the decision of the Planning Commission denying rezoning from Medium Density Residential Zone, R-2, to Professional Office Zone, P-O, of the above described property should be denied for the following reasons:

1. The subject property is an inappropriate location for P-O Zoning and is more suitable for R-2 development.
2. The proposed rezoning, if granted, would have a cumulative impact on the entire neighborhood because it could result in a proliferation of requests for additional P-O zoning.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal of Weeks Real Estate to the decision of the Planning Commission, as set forth in Planning Commission Resolution No. 77-89, denying rezoning from Medium Density Residential Zone, R-2, to Professional Office Zone, P-O, of property located on the south side of Sylvan Avenue between Isabel Drive and Forest Glen Drive, as above described, is denied for the reasons set forth above.

BE IT FURTHER RESOLVED by the Council that the Director of Planning and Community Development is hereby directed to File a Notice of Determination in regard to the environmental impact of the requested rezoning of the subject property with the Stanislaus County Clerk.

The foregoing resolution was introduced at a regular meeting of the City Council of the City of Modesto held on the 8th day of August, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Lang, Mensinger, Siefkin, and Mayor Davies

NOES: Councilmembers: Kullijian

ABSENT: Councilmembers: Dunlap

ATTEST: Norrine Goyle
NORRINE GOYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By William Priddy
Department of Planning and
Community Development

Ed

MODESTO CITY COUNCIL
RESOLUTION NO. 77-818

A RESOLUTION APPROVING PAYMENT TO GORDON M. HART, P.E., CONSULTING ENGINEER, FOR SERVICES RENDERED TO PREPARE AN ENVIRONMENTAL IMPACT REPORT ON A PROJECT TO PREZONE TO P-D FOR IRWIN STEINPRESS

WHEREAS, Gordon M. Hart, P.E., Consulting Engineer, entered into an agreement with the City of Modesto to prepare an Environmental Impact Report on a project to prezone to P-D for Irwin Steinpress, property located at Carpenter and Woodland; and

WHEREAS, Gordon M. Hart was to be paid in accordance with his proposal, referred to as "Exhibit C" of his agreement with the City of Modesto; and

WHEREAS, the public hearing to consider the Environmental Impact Report has been continued at the request of the developer; and

WHEREAS, Gordon M. Hart has completed all of the work he has agreed to do in connection with the Environmental Impact Report; and

WHEREAS, the Council of the City of Modesto deems it desirable to pay Gordon M. Hart at this time.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that payment to Gordon M. Hart, in accordance with his proposal to prepare an Environmental Impact Report concerning the above mentioned property, be, and it is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of August, 1977, by Councilmember Elliott, 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: Elliott, Kullijian, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-819

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED-DEVELOPMENT ZONE, P-D(167).

WHEREAS, a verified application for an amendment to Section 24-3-8 of the Zoning Map was filed by Paul Zagaris on May 17, 1977, to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(167), the hereinafter described property:

PARCEL A - Lots 12, 13, 14, 15, & 16, Block 5123

ALL that certain real property situate in a portion of Lot 16, of the Carmichael Colony, and a portion of the Southeast quarter of Section 24, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, County of Stanislaus, State of California, described as follows:

BEGINNING at the Southwest corner of said Lot 16, of the Carmichael Colony, as filed in Volume 7 of MAPS, at Page 20, Stanislaus County Records, said corner also being the South quarter corner of said Section 24, and the intersection of the center line of Rosemore Avenue with the center line of Woodland Avenue; thence North 1°05'12" West, along the West line of said Lot 16, and the center line of Rosemore Avenue, a distance of 140.00 feet; thence North 88°36'41" East, parallel with and 140.00 feet Northerly measured at right angles from the South line of said Lot 16, a distance of 321.53 feet; thence North 82°19'26" East, 73.03 feet to a point on the West line of property conveyed to Wesley R. Brendler, by deed filed in Volume 1017 Official Records at Page 16, Stanislaus County Records; thence South 1°06'02" East, along said West line of Brendler property, a distance of 148.00 feet to a point on said South line of Lot 16, and said center line of Woodland Avenue; thence South 88°36'41" West, along said South line of Lot 16, and the said center line of Woodland Avenue, a distance of 394.11 feet to the point of beginning.

Containing 1.273 Acres.

PARCEL B

ALL that certain real property situate in a portion of the Southeast quarter of Section 24, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, County of Stanislaus, State of California, described as follows:

BEGINNING at the Southeast corner of Lot 16, Carmichael Colony, as filed in Volume 7 of MAPS, at Page 20, Stanislaus County Records, said corner being on the center line of Woodland Avenue; thence North 1°06'02" West, along the East line of said Lot 16, a distance of 148.00 feet; thence South 85°54'40" East, 83.79 feet; thence North 88°36'41" East, parallel with and 140.00 feet, measured at right angles, Northerly, from said center line of Woodland Avenue, a distance of 197.63 feet; thence South 1°06'52" East parallel with and 250.00 feet Westerly measured at right angles from the most westerly line of Parcel 1, as filed in Volume 4, of PARCEL MAPS, at Page 126, Stanislaus County Records, a distance of 25.19 feet; thence North 88°53'08" East, 130.00 feet; thence South 1°06'52" East, parallel with and 120.00 feet measured Westerly from said West line of Parcel 1, a distance of 114.00 feet to a point on said center line of Woodland Avenue; thence South 88°36'41" West, along said center line of Woodland Avenue, a distance of 411.11 feet to the point of beginning.

Containing 1.255 Acres.

and

WHEREAS, after a public hearing scheduled on June 21, 1977, it was found and determined by the Planning Commission that rezoning of the property as requested was not required by public necessity, convenience and general welfare for the following reasons:

1. The proposed P-D Zone comprises a broken "strip" of duplex lots on a collector street which bisects a neighborhood and would invite additional R-2 type zoning along Woodland Avenue.
2. The proposed P-D (R-2 density) zone strip does not conform to the Zoning and Development Plan prototype of the Modesto Urban Area General Plan which calls for greater depth (300 feet) of R-2 Zoning along major streets.
3. The subject property proposed for P-D Zoning does not possess any of the locational criteria for medium density residential development contained in the Modesto Urban Area General Plan.

and

WHEREAS, by Resolution No. 77-111 adopted on June 21, 1977, the Planning Commission denied the application of Paul Zagaris to rezone to Planned Development Zone, P-D(167), property located on the north side of Woodland Avenue, East from Rosemore Avenue, described above, and

WHEREAS, Paul Zagaris filed an appeal with the City Clerk of the City of Modesto on July 5, 1977, to the decision of the Planning Commission denying his request for an amendment to Section 24-3-8 of the Zoning Map to rezone the above described property to Planned Development Zone, P-D(167), and

WHEREAS, said matter 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 7:40 o'clock p.m. on August 8, 1977, at which time evidence both oral and documentary was taken and introduced, and

WHEREAS, after said public hearing the Council found and determined that the application of Paul Zagaris for a Planned Development Zone should be granted as consonant with public necessity, convenience and general welfare for the following reasons:

1. The proposed P-D Zone permits multiple family development in a neighborhood that is predominantly R-1. This rezoning will permit more multiple family development as called for in the General Plan for each neighborhood.
2. The proposed P-D Zone will not create an adverse impact on traffic, schools and other public facilities in the area. Traffic concerns, in particular, are met by the P-D plot plan.

WHEREAS, the Council has introduced Ordinance No. 1636-C.S. on the 8th day of August, 1977, reclassifying the above-described property from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D(167),

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(167), is hereby approved in accordance with the plan titled "Plot Plan for Duplexes, Rezoning from R-1 to P-D, Westridge No. 1", stamped approved by the City Council on August 8, 1977, and on file in the office of the Director of Planning and Community Development, subject to the following conditions:

1. That all development shall be in accordance with the plan titled "Plot Plan for Duplexes, Rezoning from R-1 to P-D, Westridge No. 1" stamped approved by the City Council on August 8, 1977, and on file in the office of the Director of Planning and Community Development.
2. That all development shall conform to all of the R-2 zone specifications as contained in Chapter 2 of Title X and shall be preceded by subdivision recordation as required by Chapter 4 of Title IV of the Modesto Municipal Code.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D(167):

One phase of construction to begin on or before June 1, 1978, and completion to be on or before June 1, 1979.

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 law, 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(167) 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 August, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Kullijian,

was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Lang, Mensinger, Mayor Davies

NOES: Councilmembers: Elliott, Siefkin

ABSENT: Councilmembers: Dunlap

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 Richards*
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 77-820

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 24-3-8 OF THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (PAUL ZAGARIS - WOODLAND AVENUE)

WHEREAS, on August 8, 1977, the City Council introduced Ordinance No. 1636-C.S. giving approval to a project relating to an amendment to Section Map 24-3-8 of the Zoning Map to reclassify certain property from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(167)

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 delcaration 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 24-3-8 of the Zoning Map to reclassify certain property from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(167)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of August, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Kullijian, Lang, Mensinger, Mayor Davies

NOES: Councilmembers: Elliott, Siefkin

ABSENT: Councilmembers: Dunlap

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. 77-821

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 July 25,, 1977, adopt its Resolution No. 77-666, 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 8th day of August, 1977, at 7:55 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. 77-666, 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. 77-666 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 8th day of August, 1977, by Councilman Elliott, who moved its adoption, which motion being duly seconded by Councilman Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Elliott, Kullijian, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dunlap

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

PROJECT NO. 77/03/04 - 77/06/07

- a. Sidewalk along El Vista Avenue at 2200 Ada Street, Lot 9, Block 2256 (William James Bahr).
DROPPED FROM AGENDA
- b. Sidewalk at 520 El Vista Avenue, Lot 6, Block 2256 (James V. Emery).
- c. Sidewalk at 504 and 508 El Vista Avenue, Lots 2 and 3, Block 2256 (Carol Harms).
DROPPED FROM AGENDA
- d. Sidewalk at 221 El Vista Avenue, Lot 14, Block 2262 (Lloyd Hughes).
DROPPED FROM AGENDA
- e. Sidewalk at 524 El Vista Avenue, Lot 7, Block 2256 (Robert W. Mayes).
- f. Sidewalk at 512 El Vista Avenue, Lot 4, Block 2256 (Lawrence G. McFaddin).
- g. Sidewalk at 413 El Vista Avenue, Lot 12, Block 2258 (Michael A. McGrath).
- h. Sidewalk at 425 El Vista Avenue, Lot 15, Block 2258 (J. Medlock).
- i. Sidewalk along El Vista Avenue at 2133 Glendale Avenue, Lot 18, Block 2263 (Raymond R. Murray).
- j. Sidewalk along El Vista Avenue at 2203 Glendale Avenue, Lot 10, Block 2323 (Adrian Nelson).
DROPPED FROM AGENDA
- k. Sidewalk at 409 El Vista Avenue, Lot 11, Block 2258 (Loring W. Nelson).
- l. Sidewalk at 421 El Vista Avenue, Lot 14, Block 2258 (Johnie F. Parker).
- m. Sidewalk at 417 El Vista Avenue, Lot 13, Block 2258 (Eric G. Peet).
- n. Sidewalk at 528 El Vista Avenue, Lot 8, Block 2256 (Lilly P. Riggs).
- o. Sidewalk along El Vista Avenue at 2133 Roble Avenue, Lot 10, Block 2258 (Robert Seward).
DROPPED FROM AGENDA
- p. Sidewalk at 516 El Vista Avenue, Lot 5, Block 2256 (Robert L. Slagle).
- q. Sidewalk along El Vista Avenue at 108 El Vista Avenue, Lot 9, Block 2323 (Willie C. Stansberry).
- r. Sidewalk along El Vista Avenue at 147 El Vista Avenue, lot 1, Block 2263 (Herman C. Winters).

MODESTO CITY COUNCIL
RESOLUTION NO. 77-822

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
JOE R. RANDY AND MARY V. RANDY FOR SEWER SERVICE AT 2048 LANCE
STREET

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Joe R. Randy
and Mary V. Randy
for sewer service to property outside the City at 2048 Lance 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 8th day of
August, 1977, by Councilmember Kullijian, 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:	Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap

ATTEST: *Nurrine Coyle*
NURRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-823

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
GEORGE L. BERG AND KATHERINE S. BERG FOR SEWER SERVICE AT 1523
QUEENS AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and George L. Berg
and Katherine S. Berg
for sewer service to property outside the City at 1523 Queens Ave.

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 8th day of
August , 1977, by Councilmember Kullijian , 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: Elliott, Kullijian, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

ATTEST: *Norrene Cyle*
NORRENE CYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-824
AMENDED

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND HERTZ CORPORATION FOR AUTOMOTIVE RENTAL LEASE AND CONCESSION AT THE MODESTO CITY-COUNTY AIRPORT/HARRY SHAM FIELD

BE IT HEREBY RESOLVED by the Council of the City of Modesto amended that the/agreement between the City of Modesto and Hertz Corporation

tion
for automotive rental lease and concession at the Modesto City-County Airport/Harry Sham Field (auto parking spaces increased to 8, and monthly minimum raised to \$300 per month or 7 1/2 percent of the gross revenues, whichever is higher.)
be, and it is hereby approved,

amended
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 8th day of August, 1977, by Councilmember Kullijian, 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:	Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-825

A RESOLUTION AUTHORIZING CITY MANAGER TO SIGN REVOCABLE PERMIT GRANTED TO THE CITY OF MODESTO BY THE PUBLIC UTILITIES COMMISSION OF THE CITY AND COUNTY OF SAN FRANCISCO

BE IT RESOLVED by the Council of the City of Modesto that the City Manager of the City of Modesto is hereby authorized to sign a revocable permit granted by the Public Utilities Commission of the City and County of San Francisco to the City of Modesto to permit the City of Modesto to extend Crocus Drive across Hetch Hetchy Right of Way, located north of Standiford Avenue, west of McHenry Avenue in Hetch Hetchy Parcel Nos. 659 and 661.

BE IT FURTHER RESOLVED that the Council of the City of Modesto agrees to the conditions outlined in said revocable permit.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of August, 1977, by Councilmember Kullijian, 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: Elliott, Kullijian, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-826

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND DON L. THIEL FOR LEASE OF A PORTION OF OLD POLICE BUILDING LOT ON TENTH STREET

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Don L. Thiel for lease of a portion of old Police building lot on Tenth Street (rental rate increased from \$50/mo to \$55/mo.) 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 8th day of August, 1977, by Councilmember Kullijian, 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:	Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-827

A RESOLUTION APPROVING AMENDMENT TO AGREEMENT
BETWEEN THE CITY OF MODESTO AND BONDED SECURITY
SERVICES, INC. FOR BURGLAR ALARM RENTAL AND
MAINTENANCE AT THE MC HENRY MUSEUM.

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the amendment to agreement between the City of Modesto and Bonded
Security Services, Inc. dated December 26, 1972, and amended on July 7, 1975,
for an increase in the cost of rental and maintenance of a burglar alarm at the
McHenry Museum from \$34.00 to \$36.00 a month, effective July 1, 1977, be
and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said amendment to the
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 8th day of August, 1977,
by Councilmember Kullijian, 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: Elliott, Kullijian, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-828

A RESOLUTION AMENDING THE 1977-78 OPERATING BUDGET TO APPROPRIATE AN AMOUNT FOR THE JUNIOR GOLF PROGRAM.

WHEREAS, a balance of \$2,631.25 is held in the City Trust Fund (Fund No. 601) resulting from net proceeds of Celebrity Golf Tournaments, and a donation from Frank Maroney, and

WHEREAS, said amount is to be used for an instructional golf program for youth, and to promote a George Maroney Junior Golf Tournament, as approved by motion of the City Council October 1, 1973, and

WHEREAS, expenses for the youth golf program will amount to a total of \$400.00 for the fiscal year 1977-78.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that an amount of \$400.00 be transferred from the City Trust Fund (Fund No. 601) to the General Fund (Fund No. 101) Donations Account (Revenue Account No. 905).

BE IT FURTHER RESOLVED that said amount be appropriated in the General Fund (Fund No. 101), Recreation Division of the Parks and Recreation Department (Division No. 32) in the Junior Golf Program Account (Account No. 459).

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 August, 1977, by Councilmember Kullijian 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: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

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. 77-829

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING CITY MANAGER TO SIGN A PURCHASE AGREEMENT WITH THE BURROUGHS CORPORATION FOR THE PURCHASE OF COMPUTER EQUIPMENT

BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of computer equipment is hereby waived.

BE IT FURTHER RESOLVED that the City Manager is hereby authorized to sign a purchase agreement with the Burroughs Corporation for the purchase of computer equipment at a total cost of \$51,749.00, including State and local taxes.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of August, 1977, by Councilmember Kullijian, 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: Elliott, Kullijian, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-830

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING THE PURCHASE OF A WASTEWATER TREATMENT PLANT DIGESTER GAS CARBON DIOXIDE STRIPPING SYSTEM IN CONJUNCTION WITH THE METHANE FUEL POWERING PROJECT

BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of a Wastewater Treatment Plant digester gas carbon dioxide stripping system in conjunction with the methane fuel powering project is hereby waived.

BE IT FURTHER RESOLVED that purchase of a digester gas stripping system from Dual Fuel Systems, Inc. in the amount of \$22,772.32 plus freight charges is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of August, 1977, by Councilmember Kullijian , 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:	Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-831

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
E & J GALLO WINERY FOR RENTAL OF HANGAR #6 AT THE MODESTO CITY-
COUNTY AIRPORT/HARRY SHAM FIELD

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 rental of Hangar #6 at the Modesto City-County Airport/Harry
Sham 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 8th day of
August , 1977, by Councilmember Kullijian, 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: Elliott, Kullijian, Lang, Mensinger,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-832

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND DUANE STONE, A.I.A., AND ASSOCIATES FOR PREPARATION OF PLANS AND SPECIFICATIONS FOR CONSTRUCTION OF FIRE STATION NO. 7

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Duane Stone, A.I.A., and Associates for preparation of plans and specifications for construction of Fire Station No. 7

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 8th day of August, 1977, by Councilmember Kullijian, 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:	Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap

ATTEST: Norrine Coyee
NORRINE COYEE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-833

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JENKS AND HARRISON FOR ENGINEERING SERVICES TO DESIGN FLOATING AERATORS FOR INSTALLATION AT THE OXIDATION PONDS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Jenks and Harrison for engineering services to design floating aerators for installation at the oxidation 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 8th day of August, 1977, by Councilmember Kullijian, 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:	Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-834

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 9-3-9 OF THE ZONING MAP (Dennis Cummins)

WHEREAS, the Modesto City Planning Commission held a public hearing on June 21, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 9-3-9 of the Zoning Map to rezone from R-1 to P-D to permit a racquetball and recreation club on property located on the south side of Sylvan Avenue, east of McHenry the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-112 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 9-3-9 of the Zoning Map be set for September 6, 1977 at 4:10 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of August, 1977, by Councilmember Kullijian, 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:	Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

H-1 to P-D

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

Parcel No. 1

The westerly 5.9 feet of the following described property

Beginning at a point 2 chains South $9^{\circ} 53''$ East and South $89^{\circ} 23'$ East, 6.35 chains from quarter corner common to Sections 8 and 9, in Township and Range aforesaid; thence South $0^{\circ} 53'$ East, 3 chains; thence North $89^{\circ} 23'$ West, 3.65 chains to center line of ditch, thence North $0^{\circ} 53'$ West along center line of ditch 3 chains to the point of beginning.

Parcel No. 2

The westerly 25 feet of the following described property

Beginning at a point on the section line between Sections 8 and 9, which point is 5 chains South $0^{\circ} 53'$ East from the quarter corner common to Sections 8 and 9, in Township 3 South, Range 9 East, M. D. B. & M.; thence running South $89^{\circ} 23'$ East, a distance of 10 chains to a point; thence running South $0^{\circ} 53'$ East, a distance of 3 chains to a point; thence running North $89^{\circ} 23'$ West, a distance of 10 chains to the point of intersection with the section line common to said Sections 8 and 9; thence running North $0^{\circ} 53'$ West, a distance of 3 chains to the point of beginning. Excepting therefrom the West 400 feet thereof.

Parcel No. 3

The westerly 26.5 feet of the west 65 feet of the East 155 feet of the following:

Commencing at a point 553.5 feet East of the quarter corner common to Sections 8 and 9 Township 3 South, Range 9 East, being the Northwest corner of the land described in the Deed to Annie A. Christian, recorded September 7, 1945, as Instrument No. 15765; thence South and along the West line of the land described in the Deed to said Christian, a distance of 132 feet to the Southwest corner of said Christian land; thence running North $89^{\circ} 23'$ West and parallel with the North line of the Southwest quarter of said Section 9, distance of 553.5 feet to the West line of said Section 9; thence running North along the West line of said Section 9, a distance of 132 feet to the quarter corner common to said Sections 8 and 9; thence East 553.5 feet to the point of commencement. Including also all that portion of Sylvan Avenue located between the north line of the above described property and the centerline of Sylvan Avenue.

R-1 to P-D

All that portion of the Northwest quarter of the Southwest quarter of Section 9, Township 3 South, Range 9 East, M. D. B. & M. described as follows:

Parcel No. 1

Beginning at a point 2 chains South $9^{\circ} 53'$ East and South $89^{\circ} 23'$ East, 6.35 chains from quarter corner common to Sections 8 and 9, in Township and Range aforesaid; thence South $0^{\circ} 53'$ East, 3 chains; thence North $89^{\circ} 23'$ West, 3.65 chains to center line of ditch, thence North $0^{\circ} 53'$ West along center line of ditch 3 chains to the point of beginning. Excepting therefrom the westerly 5.9' thereof.

Sec. 9-3-9
(Dennis Cummins)

Parcel No. 2

Beginning at a point on the section line between Sections 8 and 9 which point is 5 chains South $0^{\circ} 53'$ East from the quarter corner common to Sections 8 and 9, in Township 3 South, Range 9 East, M.D.B. & M.; thence running South $89^{\circ} 23'$ East, a distance of 10 chains to a point; thence running South $0^{\circ} 53'$ East, a distance of 3 chains to a point; thence running North $89^{\circ} 23'$ West, a distance of 10 chains to the point of intersection with the section line common to said Sections 8 and 9; thence running North $0^{\circ} 53'$ West, a distance of 3 chains to the point of beginning. Excepting therefrom the West 425 feet thereof.

Parcel No. 3

The east 61.50 feet of the following described property

Beginning at the quarter corner common to Sections 8 and 9, Township and Range aforesaid; thence running South $89^{\circ} 23'$ East along the East and West quarter section line through said Section 9, a distance of 10 chains to a point; thence running South $0^{\circ} 53'$ East, a distance of 2 chains to a point; thence running North $89^{\circ} 23'$ West a distance of 10 chains to the intersection with the section line between Sections 8 and 9; thence North $0^{\circ} 53'$ West along the Section line between Sections 8 and 9, a distance of 2 chains to the point of beginning. Including also all that portion of Sylvan Avenue located between the north line of the above described property and the centerline of said Sylvan Avenue.

Parcel No. 4

The East 38.5 feet of the West 65 feet of the East 155 feet of the following

Commencing at a point 553.5 feet East of the quarter corner common,

to Sections 8 and 9 Township 3 South, Range 9 East, being the Northwest corner of the land described in the Deed to Annie A. Christian, recorded September 7, 1945 as Instrument No. 15765; thence South and along the West line of the land described in the Deed to said Christian, a distance of 132 feet to the Southwest corner of said Christian land; thence running North $89^{\circ} 23'$ West and parallel with the North line of the Southwest quarter of said Section 9, a distance of 553.5 feet to the West line of said Section 9; thence running North along the West line of said Section 9, a distance of 132 feet to the quarter corner common to said Sections 8 and 9; thence East 553.5 feet to the point of commencement. Including also all that portion of Sylvan Avenue located between the north line of the above described property and the centerline of said Sylvan Avenue.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-835

A RESOLUTION ESTABLISHING FILING FEES FOR
SUBDIVISION AND PARCEL MAPS.

WHEREAS, the Council has introduced Ordinance No. 1637 - C. S. on the 8th day of August, 1977, adding Section 4-4.106 to the Modesto Municipal Code, which section 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,

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

SECTION 1. FEES. Filing fees for such maps and procedures required and authorized by Chapter 4 of Title IV of the Modesto Municipal Code are hereby established as follows:

- | | |
|--|----------|
| (a) Tentative subdivision and parcel map review, parcel map reversion, or parcel map waiver fee (Planning) | \$ 50.00 |
| Plus per lot on each map | 1.00 |
| (b) Reversion to acreage (Public Works) | 100.00 |
| (c) Lot line adjustment or certificate of compliance (Planning) | 25.00 |
| (d) Final parcel map checking fee (Public Works) | 75.00 |
| (e) Final (subdivision) map checking fee (Public Works) | 90.00 |
| Plus per lot on each subdivision | 1.00 |
| (f) Printing fees per sheet (Public Works) | |
| Mylar | 2.60 |
| Sepia | 1.00 |
| Blue-line | .50 |

SECTION 2. REPEALS. Resolution No. 76-723 adopted by the Council on June 7, 1976, is rescinded upon the effective date of Ordinance No. 1637 -C. S.

SECTION 3. EFFECTIVE DATE. The fees established by this resolution shall become effective on the effective date of Ordinance No. 1637 - C. S.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of August, 1977, by Councilmember Kullijian, 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: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Elliott

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. 77-836

A RESOLUTION ESTABLISHING FILING FEES FOR ZONE BOUNDARY CHANGES, USE PERMITS, VARIANCES, AND OTHER APPLICATIONS.

WHEREAS, Section 10-2.2204 of the Modesto Municipal Code provides that the Council, by resolution, shall establish filing fees for each application filed pursuant to Chapter 2 of Title X of said Code,

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

SECTION 1. FEES. Filing fees for each application filed pursuant to Chapter 2 of Title X of the Modesto Municipal Code are hereby established as follows:

(a) Appeal	\$ 25.00
(b) Conditional use permit for a family care home, child day care center, rest home, or racing homer pigeon loft on a lot with a single family dwelling in the R-A, R-1, R-2 or R-3 Zone	25.00
(c) Conditional use permit for one sign	25.00
(d) All other conditional use permits	100.00
(e) Home occupation permit	2.50
(f) Home occupation permit renewal	2.50
(g) Unclassified use permit	100.00
(h) Variance on a lot with a single family dwelling in the R-A, R-1, R-2 or R-3 Zone	25.00
(i) Variance for one sign	25.00
(j) All other variances	100.00
(k) Zoning boundary change (except for Planned Development Zone Application)	150.00
(l) Zoning boundary change for Planned Development Zone applications only (\$150.00 to be refunded to applicant if the application is denied, or if development proceeds according to an approved development schedule)	300.00
(m) Plot plan review, initial or revised (including P-D plot plan revision) requiring Planning Commission or Board of Zoning Adjustment approval	50.00

SECTION 2. REPEALS. Resolution No. 70-1022 adopted by the Council on October 13, 1970, is hereby rescinded.

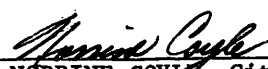
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of August, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

ATTEST:


NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:


ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77-837

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$87,270 COVERING
YEAR-END ADJUSTMENTS FOR CARRYOVER PROJECTS

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

VARIOUS FUNDS

FROM: Exterior Stairs Station #1 (5202-210-101)	\$4,200
Sirens (30) (5401-220-101)	5,600
Pump Sta./N.W. Modesto/Carver (6817-500-101)	1,700
Aviation Easement/MID Power Lines (6481.04-460-230)	2,200
Drill Taining Center (6111-210-321)	1,300
Air Recuction System (6937-210-321)	12,500
Soccer Field Development (6248-270-321)	11,900
Standiford 2, Neighborhood Park (6339-270-321)	6,000
Plans & Specs/Floyd #2 (6362-270-321)	1,600
Dry Creek Land Acquisition (6415-270-321)	4,200
City Hall Expansion Furniture (6050-410-321)	6,700
Remodel Const. Adminis. (6100-410-321)	1,400
Scenic/Rose Intersection (6788-410-321)	1,400
T/S Vintage Faire (6041-560-321)	13,700
General Reserve (60-321)	11,670
State Parks & Recreation Fund 74 (6247-328)	1,200
TO: General Reserve (60-800-101)	\$11,500
General Reserve (60-800-230)	2,200
General Reserve (60-800-321)	60,700
High Pressure Sodium St. Light (5301-410-321)	11,670
General Reserve (60-800-328)	1,200

(The above projects included in the 1977-78 budget are carryovers from the prior year having balances which when added to previous project expenditures would exceed the original authorizing appropriations. More money was spent as of 6/30/77 than was anticipated when carryover balances were estimated. The amounts shown represent the adjustment necessary (to the nearest \$100) to bring these projects within the approved funding level.

This transfer also provides for Project 5301 in Fund 321, which inadvertently was not carried over to 1977-78)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of August, 1977, by Councilmember Kullijian , 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: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-838

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO URGING THE STATE LEGISLATURE TO AMEND PENAL CODE SECTION 311 RELATING TO THE DEFINITION OF OBSCENE MATERIAL

WHEREAS, the United States Supreme Court, in the case of Miller v. California, 413 U.S. 15 (1973), has removed the requirement that material be "utterly without redeeming social importance" in order to obtain a conviction for violation of obscenity statutes; and

WHEREAS, Penal Code Section 311 has not been amended to take advantage of this relaxation of definition requirements since the date of the Miller decision; and

WHEREAS, it is extremely difficult to prove beyond all reasonable doubt that any material is "utterly without redeeming social importance," resulting in a virtual free hand for pornographers to distribute obscene materials throughout the State of California;

NOW, THEREFORE, in consideration of the foregoing, the City Council of the City of Modesto does hereby RESOLVE and ORDER as follows:

Section 1: That the State Legislature is hereby urged to amend Penal Code Section 311 by removing the requirement that matter be "utterly without redeeming social importance" as a necessary part of the definition of obscene matter.

Section 2: That the City Clerk be and she is hereby instructed to cause a copy of this resolution to be forwarded Senators George N. Zenovich and John Garamendi; Assemblymen John Thurman and Carmen Perino; and the League of California Cities.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of August, 1977, by Councilmember Kullijian, 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: Dunlap, Elliott, Kullijian, Lang,
Mensingher, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-839

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPEAL BY A. ROBINSON, CHEVRON STATION 6397, TO THE BOARD OF ZONING ADJUSTMENT'S DECISION REGARDING A SIGN

BE IT HEREBY RESOLVED by the Council of the City of Modesto that September 19, 1977 , 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 appeal of A. Robinson, Chevron Station 6397, to the Board of Zoning Adjustment's decision concerning a sign.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of August , 1977 , by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Mensinger , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-840

A RESOLUTION ACCEPTING THE BID OF L. E. MCGRAW CONSTRUCTION FOR CONSTRUCTION OF ANNEX AT FIRE STATION NO. 1

WHEREAS, Resolution No. 77-719, adopted by the Council of the City of Modesto on July 11, 1977, approved the plans and specifications for the construction of Fire Station No. 1 Annex

and authorized the calling for bids, and

WHEREAS, the bids received for the construction of Fire Station No. 1 Annex

were opened at 11:00 A.M. on August 9, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of L. E. McGraw Construction in the amount of \$168,840.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of L. E. McGraw Construction in the amount of \$168,840.00

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 15th day of August, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-841

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$15,000 TO PROVIDE ADDITIONAL FUNDS NEEDED FOR THE CONSTRUCTION OF ANNEX AT FIRE STATION NO. 1

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

SPECIAL FUND FOR CAPITAL OUTLAY (321)

FROM: General Reserve (60-800-321)	\$15,000
TO: Truck Bay/Annex Station 1 (6031-210-321)	\$15,000

(The costs of the heating and air conditioning system and of the annex construction have exceeded the estimated amounts. It is necessary to provide additional funds to cover these and provide for inspection and contingencies)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of August, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-842

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WATERLINES IN WYLDEWOOD GROVE NO. 2 (Western Pipeline Co.)

WHEREAS, a report has been filed by the Director of Public Works that the construction of waterlines in Wyldewood Grove No. 2 has been completed by Western Pipeline Co., Inc.

in accordance with the contract agreement dated May 2, 1977.

NOW, THEREFORE, BE IT RESOLVED that the construction of waterlines in Wyldewood Grove No. 2 be accepted from said contractor, Western Pipeline Co., Inc.

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$14,473.80 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 15th day of August, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-843

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WATERLINES IN EASTRIDGE
NO. 5 (Western Pipeline Co., Inc.)

WHEREAS, a report has been filed by the Director of Public
Works that the construction of waterlines in Eastridge
No. 5
has been completed by Western Pipeline Co., Inc.

in accordance with the contract agreement dated May 9, 1977.

NOW, THEREFORE, BE IT RESOLVED that the construction of water-
lines in Eastridge No. 5
be accepted from said contractor, Western Pipeline Co., Inc.

that notice of completion be filed with the Recorder of Stan-
islaus County and that payment of amounts due in the amount of
\$23,588.65 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meet-
ing of the Council of the City of Modesto held on the 15th day
of August , 1977, by Councilmember Lang , who
moved its adoption, which motion being duly seconded by Council-
member Mensinger , was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-844

A RESOLUTION AMENDING MODESTO CITY COUNCIL RESOLUTION NO. 76-407 ENTITLED "A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED-DEVELOPMENT ZONE, P-D(139)." (MODESTO CITY HOSPITAL)

WHEREAS, on March 1, 1976, the City Council approved an amendment to Section 28-3-9 of the Zoning Map creating Planned Development Zone, P-D(139), and

WHEREAS, the Development Plan for P-D(139) which permits construction of an expansion to Modesto City Hospital located between G and H Streets and 17th and 18th Streets in the City of Modesto, was approved by the City Council on March 1, 1976, by Resolution No. 76-407, and

WHEREAS, on April 19, 1977, Modesto City Hospital applied for an amendment to P-D(139) to allow special emergency service signs near the H Street and G Street entrances to the hospital approximately midway between 17th and 18th Streets, and

WHEREAS, a public hearing was scheduled by the Planning Commission on June 21, 1977, and continued to and held on June 28, 1977, 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 continued hearing held on June 28, 1977, the Planning Commission found and determined that an amendment to P-D(139) as requested is required by public necessity, convenience and general welfare for the following reason:

State law requires hospitals providing emergency service to have exterior signs to that effect visible from public thoroughfares,

and

WHEREAS, a public hearing was held by the City Council on August 15, 1977, 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 Council has introduced Ordinance No. 1638 -C.S. on the 15th day of August, 1977, amending P-D(139) to allow two freestanding signs, one on H Street and one on G Street, each a maximum of 12 feet high and 32 feet square,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines that amendment of P-D(139) as requested is required by public necessity, convenience and general welfare for the reason set forth in Planning Commission Resolution No. 77-118 and quoted above.

BE IT FURTHER RESOLVED that Section 1 of Resolution No. 76-407 is hereby amended to add condition No. 7 thereto to read as follows:

7. That the two freestanding signs, one on H Street and one on G Street, each a maximum of 12 feet high and 32 feet square, shall be in accordance with the plot plans entitled "Modesto City Hospital" as amended in red on their face and stamped approved by the Planning Commission on June 28, 1977, and on file in the office of the Director of Planning and Community Development.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that all of the other provisions of Modesto City Council Resolution No. 76-407 approved by the City Council on March 1, 1976, shall remain in full force and effect.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of August, 1977, by Councilmember Elliott, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies
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. 77-845

A RESOLUTION APPROVING A DEVELOPMENT PLAN
FOR PLANNED-DEVELOPMENT ZONE, P-D (165).

WHEREAS, a verified application for an amendment to Section
29-3-9 of the Zoning Map was filed by Don Cowdrey
on May 17, 1977, to
reclassify from Neighborhood Commercial Zone, C-1,
to Planned-Development Zone, P-D, the following described property:

All that portion of the northeast one quarter of Section
29, Township 3 South, Range 9 East, of the M.D.B. and
M., described as follows:

All of the southeasterly 6 feet of Lot 2 and all of Lots
3, 4, and 5 in Block 86, in the City of Modesto.

Including also the southwesterly 40 feet of 12th Street
immediately adjacent to the above described property.

Containing 11,421 square feet, or 0.262 net acre.

WHEREAS, after public hearing scheduled on June 21, 1977,
and continued to and held on June 28, 1977,
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 subject property is located in the downtown commercial
area where a mix of land uses is desirable.
2. The proposed rezoning is compatible with surrounding land
uses which include commercial, office, and residential uses.

WHEREAS, after a public hearing held on August 15, 1977, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Don Cowdrey 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. 1639 -C.S. on the 15th day of August, 1977, reclassifying the above-described property from Neighborhood Commercial Zone, C-1, to Planned-Development Zone, P-D (165),

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 (165), is hereby approved in accordance with the plan titled "Cowdrey Office Complex"

, as amended in red on its face, stamped approved by the Planning Commission on June 28, 1977, and on file in the office of the Director of Planning and Community Development, subject to the following conditions:

1. That all development shall be in accordance with the plan referred to above.
2. That prior to the occupancy of the premises a landscaping and irrigation plan shall be submitted by the applicant for approval by both the Director of Parks and Recreation and the Director of Planning and Community Development. The landscaping and the irrigation system shall be installed and maintained in accordance with the approved landscaping and irrigation plan. Irrigation shall be by underground sprinkler system.
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 all parking and driveway areas shall be improved to City standards including the provisions of Section 10-2.1801, 10-2.1804, and 10-2.1808 of the Municipal Code. All drainage facilities shall be provided in accordance with the requirements of the Director of Public Works.
5. 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 main buildings or as approved by the Director of Planning and Community Development.
6. That the development shall be connected to the City of Modesto water and sewer facilities in accordance with the requirements of the Director of Public Works.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D(165) : That the entire construction program be accomplished in one phase, with construction to commence on or before September 1, 1978; completion to be not later than September 1, 1980.

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 reclassifying the above-described property to Planned-Development Zone, P-D(165) 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 August, 1977, by Councilmember Kullijian, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

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. Coyle
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 77-846

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING
THE DIRECTOR OF PLANNING TO FILE A NOTICE OF DETERMINATION OF THE
ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION
29-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO
RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON.
(DON COWDREY - 1127 12TH STREET)

WHEREAS, on August 15, 1977, the City Council
introduced Ordinance No. 1639-C.S.

giving approval to a project relating to an amendment to Section Map 29-3-9 of
the Zoning Map of the City of Modesto, reclassifying certain property located
thereon from Neighborhood Commercial Zone, C-1, to Planned-Development Zone,
P-D(165),
and

WHEREAS, the City Council certifies that at said Council meeting it re-
viewed 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 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
29-3-9 of the Zoning Map of the City of Modesto, reclassifying certain property
located thereon from Neighborhood Commercial Zone, C-1, to Planned-Development
Zone, P-D(165).

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 15th day of August, 1977, by
Councilman Kullijian, who moved its adoption, which motion being duly seconded
by Councilman Lang, was upon roll call carried and the resolution adopted
by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang,
Mensingher, Siefkin, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

(SEAL)

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

APPROVED AS TO FORM:

By

Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77-847

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 OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (MONTPELIER DEVELOPMENT)

WHEREAS, on August 15, 1977, the City Council introduced Ordinance No. 1640-C.S. giving approval to a project relating to an amendment to Section 21-3-9 of the Zoning Map of the City of Modesto, reclassifying certain property located thereon 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 delcaration 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 of the City of Modesto, reclassifying certain property located thereon 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 15th day of August, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

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. 77-848

A RESOLUTION APPROVING THE FINAL PARCEL MAP OF PROPERTY LOCATED ON THE SOUTH SIDE OF STANDIFORD AVENUE EAST OF HAHN DRIVE AND AUTHORIZING THE CITY MANAGER OF THE CITY OF MODESTO TO EXECUTE SAID PARCEL MAP ON BEHALF OF THE CITY OF MODESTO.

WHEREAS, a final parcel map which includes city owned property designated as the site for City of Modesto Fire Station No. 6, and property owned by C. J. Rumble and Sons, a corporation, must be executed by all owners of the land encompassed by the map, and

WHEREAS, said final parcel map referred to above is needed in order to meet the requirements of the Subdivision Map Act and the provisions of Chapter 4 of Article 5 of Title IV of the Modesto Municipal Code relating to final parcel maps, and

WHEREAS, before said final parcel map can be recorded in the Stanislaus County Recorder's Office it is necessary for the Council to authorize execution thereof by its City Manager as to that portion of the property included in said parcel map which is owned by the City of Modesto,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the final parcel map which includes city owned property designated as the site for City of Modesto Fire Station No. 6, and property owned by C. J. Rumble and Sons, a corporation.

BE IT FURTHER RESOLVED that the City Manager is hereby authorized to execute said parcel map on behalf of the City of Modesto as to that portion of the property which is owned by the City of Modesto.

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized and directed to record said map 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 15th day of August, 1977, by Councilmember Lang, who moved its adoption, which motion being duly

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

AYES: Councilmembers: Dunlap, Elliott, Kulljian, Lang, Mensinger, Siefkin, Mayor Davies

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. 77-849

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND STATE OF CALIFORNIA, DEPARTMENT OF TRANSPORTATION, FOR INSTALLING GUARD RAIL AND SIGNS ON TUOLUMNE AT HIGHWAY 99 UNDERCROSSING

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and State of California, Department of Transportation for installing guard rail and signs on Tuolumne at Highway 99 undercrossing 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 August, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-850

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED
TERRITORY FROM THE RIVERBANK
FIRE PROTECTION DISTRICT IN STANISLAUS COUNTY.

WHEREAS, a portion of the Riverbank
Fire Protection District in Stanislaus County was annexed to the
City of Modesto as North McHenry No. 3 Addition
by Resolution No. 77-621 adopted on June 13,
1977, and said addition officially became a part of the City of
Modesto on July 29, 1977, 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 Riverbank
Fire Protection District in Stanislaus County. Said withdrawal to
be effective at 12:00 midnight on December 31, 1977.

BE IT FURTHER RESOLVED that the City Clerk be, and he 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 15th day of August, 1977, by Councilman Lang, who moved its adoption, which motion being duly seconded by Councilman Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES = Councilmen: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES = Councilmen: None

ABSENT: Councilmen: 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 Ross Campbell
Public Works Department
EAC

April 19, 1977

Revised 5-27-77 as per
Stanislaus County Assessor

NORTH McHENRY NO. 3 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northwest quarter of Section 9, and the Southwest quarter of Section 4, 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 SYLVAN NO. 3 ADDITION (350), as per description filed November 3, 1976, as Instrument 23707, Stanislaus County Records;

1. thence along the existing City Limits on the Western line of said ADDITION (350), South $00^{\circ} 51' 30''$ East, 330.63 feet;
2. thence along a Northern line of McHENRY UNION ADDITION (334), as per description filed August 8, 1975, as Instrument I0359, Stanislaus County Records, North $89^{\circ} 18' 00''$ West, 2584.51 feet;
3. thence along an Eastern line of said ADDITION (334), North $00^{\circ} 53' 00''$ West, 40.02 feet;
4. thence South $89^{\circ} 18' 00''$ East, 317.10 feet;
5. thence leaving the existing City Limits, South $89^{\circ} 18' 00''$ East, 504.51 feet;
6. thence North $00^{\circ} 52' 00''$ West, 549.76 feet;
7. thence North $89^{\circ} 58' 42''$ East, 1758.49 feet;
8. thence South $1^{\circ} 41' 15''$ East, 280.11 feet, to the point of beginning, containing 25.024 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-851

A RESOLUTION DETERMINING THAT THE PUBLIC INTEREST AND CONVENIENCE REQUIRE THAT 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. (NORTH MCHENRY NO. 3)

WHEREAS, there has been annexed to the City of Modesto on July 29, 19 77, certain territory known as North McHenry No. 3 Addition, and

WHEREAS, the inclusion of the area contained in North McHenry No. 3 Addition 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 North McHenry No. 3 Addition (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. 160.

SECTION 4. The Council hereby declares that the area proposed to be annexed to the district will be benefited by such annexation.

SECTION 5. Monday, October 3, 19 77, at the hour of 4:00 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 judgment 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. 160.

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) 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) The East line of the ANNEXATION at the South line of Coralwood Road.
- (2) The South line of the ANNEXATION at the East line of McHenry Avenue.
- (3) A Northern line of the ANNEXATION at the East line of McHenry Avenue.

Said posting shall be made not earlier than the sixtieth (60th) nor later than the thirtieth (30th) day prior to the date fixed for the hearing. Not earlier than sixty (60) 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 shown upon such roll, or (b) as such owner is otherwise known to the City Clerk 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. 160, 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 15th day of August, 1977, by Councilman Lang, who moved its adoption, which motion being duly seconded by Councilman Mensingger, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Dunlap, Elliott, Kullijian, Lang, Mensingger, Siefkin, Mayor Davies
NOES:	Councilmen:	None
ABSENT:	Councilmen:	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 EAU
Public Works Department
EAU

April 19, 1977

Revised 5-27-77 as per
Stanislaus County Assessor

NORTH McHENRY NO. 3 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northwest quarter of Section 9, and the Southwest quarter of Section 4, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

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1. thence along the existing City Limits on the Western line of said ADDITION (350), South $00^{\circ} 51' 30''$ East, 330.63 feet;
2. thence along a Northern line of McHENRY UNION ADDITION (334), as per description filed August 8, 1975, as Instrument I0359, Stanislaus County Records, North $89^{\circ} 18' 00''$ West, 2584.51 feet;
3. thence along an Eastern line of said ADDITION (334), North $00^{\circ} 53' 00''$ West, 40.02 feet;
4. thence South $89^{\circ} 18' 00''$ East, 317.10 feet;
5. thence leaving the existing City Limits, South $89^{\circ} 18' 00''$ East, 504.51 feet;
6. thence North $00^{\circ} 52' 00''$ West, 549.76 feet;
7. thence North $89^{\circ} 58' 42''$ East, 1758.49 feet;
8. thence South $1^{\circ} 41' 15''$ East, 280.11 feet, to the point of beginning, containing 25.024 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 August 15, 1977, 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:

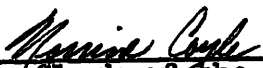
At said meeting said resolution was introduced upon motion of Councilman Lang, seconded by Councilman Mensing, and adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang,
Mensing, Siefkin, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: 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: August 16, 1977



City Clerk of the City of Modesto,
California
NORRINE COYLE

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-852

A RESOLUTION PROVIDING FOR THE SALE OF SURPLUS
AND UNCLAIMED PERSONAL PROPERTY.

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 those certain items of personal property of the City of Modesto as shown on that certain document entitled "Surplus Property Listing Sheet" dated August 15, 1977, on file in the office of the City Clerk. Said personal property has been found to be surplus and of no use to the City.

SECTION 2. The City Manager is hereby authorized and directed to sell those certain items of personal property now in the possession of the Police Department, which have been unclaimed for a period of at least six (6) months, or which are confiscated items and have been in possession of the Police Department for a period of at least six (6) months, as shown on that certain document entitled "List of Unclaimed or Confiscated Property Held by the Police Department" dated August 15, 1977, which document is on file in the office of the City Clerk.

SECTION 3. The foregoing sales shall be made at public auction in the City of Modesto. The City Manager is hereby authorized to fix the time and place for said sales. At least five (5) days before the time fixed for each 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 sales shall be conducted by the City Manager or by such person as he may select for this purpose. All items of property not sold at said auction sales 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 15th day of August, 1977, by Councilmember Lang, who moved its adoption, which motion being duly

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

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 77-853

A RESOLUTION APPROVING PAYMENT OF ADDITIONAL \$100.00 FOR THE ACQUISITION OF AN AVIGATION EASEMENT FROM HOMER W. JORGENSEN AND RUTH C. JORGENSEN

BE IT RESOLVED by the City Council of the City of Modesto that payment of an additional \$100.00, as required by the Federal Aviation Administration, to Homer W. Jorgensen and Ruth C. Jorgensen for the acquisition of an avigation easement which was purchased in late 1973 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 August, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Colle
NORRINE COLLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-854

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. 67-66 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 by the City Council,

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

SECTION 1. The Position Classification Plan of the City of Modesto is hereby amended to create new classifications as follows:

CLASSIFICATIONS CREATED

Assistant Property Agent
Landscape Designer
Building Maintenance Leadworker

SECTION 2. The specifications for the classifications created, as shown on the attached Exhibits "A", "B" and "C" which are hereby made a part of this resolution by reference, are hereby approved and made a part of the Position Classification Plan.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of August, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensing, Siefkin, Mayor Davies

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

ASSISTANT PROPERTY AGENT

DEFINITION

Under supervision, to negotiate less complex agreements for the acquisition and purchase of real property for municipal purposes; to prepare less complex appraisal reports; to manage real property owned by the City; to secure rights-of-way, easements, and leases; to provide relocation services for persons displaced by land acquisitions; and to to related work as required.

DISTINGUISHING CHARACTERISTICS

This class is an entry level position and is distinguished from the Property Agent by performing the above duties at a lower level.

EXAMPLES OF DUTIES

Negotiates with property owners and their attorneys regarding acquisition of property for municipal purposes; prepares contracts and agreements to effect property acquisition for review by the Property Agent; works with appropriate personnel and agencies securing property descriptions, title reports, and escrows; consults with appropriate City departments regarding zoning and land use problems which arise during negotiations; negotiates settlements and prepares agreements regarding relocation expense claims for persons displaced by property acquisitions, including securing replacement housing and moving expense bids; negotiates damage claims for the loss or relocation of existing improvements; coordinates activities with other jurisdictions on activities which have interjurisdictional implications; leases City-owned property and prepares lease agreements; handles complaints of leases, including the arrangement of necessary repairs; furnishes other City departments with lease information; confers with Finance Department regarding rentals and assists in efforts to keep rental payments current; gathers data and prepares a variety of reports; sells excess City land.

SPECIAL REQUIREMENTS

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

DESIRABLE QUALIFICATIONS

Knowledge of:

Principles of property description;
Property management and leasing procedures;
Elements of a lease.

and

Ability to learn to:

Effectively and tactfully negotiate the acquisition of property for
municipal purposes;
Prepare contract agreements.

and

EXHIBIT "A"

Ability to:

Manage, operate, and lease properties owned by the City;
Prepares leases;
Gather and analyze a variety of complex data;
Prepare and make effective oral presentations;
Prepare comprehensive written reports;
Establish and maintain cooperative relationships with those contacted during the course of work.

and

Experience:

One year of experience in the management of real property.

and

Education:

Equivalent to graduation from an accredited four year college or university;

or

60 college semester units, 6 of which must have been in real estate or a related field and three years of experience in the management of real property.

LANDSCAPE DESIGNER

DEFINITION

Under general supervision, to review and check landscape and irrigation plans and specifications for compliance with code and ordinances; to meet and confer with applicants for permits; to design and lay out planting and irrigation plans for minor landscaping projects in our parks system; to perform related duties as required.

EXAMPLES OF DUTIES

To examine planting and irrigation plans and specification of commercial, industrial public or other major development to insure compliance with codes and ordinance; assists in developing landscape and irrigation plans for minor park renovation projects; prepares sketches and perspectives on occasion; assists in preparing applications for grants; prepares and maintains records of plan checks; cost estimates of park projects, conducts project inspections of all park landscaping projects; keeps the tree planting maps current, and researches planting easements and right of ways and property description and ownership at assessor's office, clerk's office, County Records, and does some artistical renderings for Recreation Division.

SPECIAL REQUIREMENTS

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

DESIRABLE QUALIFICATIONS

Knowledge of:

- Modern landscape construction practices, methods, and materials;
- General field surveying;
- General safety regulations and practices;
- Plumbing and hydraulic principles;
- General plant material identification.

and

Ability to:

- Read and interpret landscape plans;
- Communicate with landscape architect, contractors, and project inspectors regarding requirements;
- Establish and maintain good rapport with those contacted during course of work;
- Perform drafting work.

and

Education:

Completion of four years of college, with a degree in Landscape Architecture.

Experience:

One year of experience in a landscape architect's office or one year of experience in the landscape construction field.

EXHIBIT "B"

DEFINITION

Under direction, to lead and participate in the work of a small crew engaged in the maintenance and upkeep of City Parks and Recreation buildings and to do related work as required.

EXAMPLES OF DUTIES

Assigns, supervises and participates in the work of small janitorial crews engaged in building maintenance; insures that work performed by assigned staff is in conformance with work standards; requisitions supplies and materials; supervises and participates in the sweeping, mopping, scrubbing, stripping and waxing of tiled floors and wooden floors; vacuums rugs and carpets; cleans, dusts and polishes furniture, woodwork and cabinets, empties waste receptacles; cleans hallways, rest-rooms, offices, meeting rooms, lobbies, cleans ceilings, walls, windows, window shades, light fixtures, interior glass and venitian blinds; supervises and participates in the moving and arranging of furniture and equipment; polishes metal work; turns out lights and goes over check list of items requiring attention, locks doors and windows, refills lavatory supply dispensers, replaces light bulbs and tubes; operates scrubbers, buffers, waxers and other machinery and equipment, reports needed repairs to buildings to his supervisor; performs some minor building repairs of doors, locks, windows and fixtures; may clean grounds and sidewalks around the building.

DESIRABLE QUALIFICATIONS

Knowledge of:

- Machinery and equipment used for janitorial building maintenance;
- Janitorial supplies;
- Proper materials and procedures and methods used for cleaning purposes;
- Principles of supervision and training.

and

Ability to:

- Perform heavy manual labor;
- Assign and supervise small crew;
- Maintain records and prepares reports of building maintenance;
- Understands and carries out oral and written instructions;
- Establishes and maintains cooperative working relationships

and

Experience:

- Two years of experience in building maintenance work.

EXHIBIT "C"

MODESTO CITY COUNCIL
RESOLUTION NO. 77-855

A RESOLUTION AMENDING EXHIBIT "F" OF RESOLUTION NO. 77-660 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. 77-660. Exhibit "F" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1977-78" attached to Resolution No. 77-660, is hereby amended as shown on the amended Exhibit "F" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1977-78", which is attached hereto and made a part hereof as though set forth in full herein. Said amended Exhibit "F" adds the positions of Assistant Property Agent, Range 426, Landscape Designer, Range 426, and Building Maintenance Leadworker, Range 122.5.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of August, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

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
1977-78

(Effective 7-5-77, amended 7-26-77, 8-15-77)

Range No.	Title of Classification	Range No.	Title of Classification
111.5	Account Clerk I	433.0	Chief Building Official
114.5	Account Clerk II	429.0	Chief Electrician
116.5	Account Clerk III	N/A	Chief of Police
119.5	Account Clerk IV	N/A	City Attorney
426.0	Accountant	N/A	City Clerk and Auditor
432.0	Accounting Administrator	N/A	City Manager
426.0	Administrative Analyst	117.5	Civil Engineering Technician I
426.5	Administrative Assistant (Parking & Traffic)	120.5	Civil Engineering Technician II
		123.5	Civil Engineering Technician III
429.0	Airport Manager	126.5	Civil Engineering Technician IV
118.5	Animal Control Officer	120.5	Community Service Officer
122.0	Assistant Building Inspector	119.5	Communications Dispatcher
533.0	Assistant Chief of Police	119.5	Computer Operator
434.0	Assistant City Attorney	125.0	Construction Inspector
420.5	Assistant City Clerk		
429.0	Assistant Civil Engineer	426.5	Data Processing Supervisor
436.0	Assistant Director of Public Works	427.0	Deputy City Attorney I
122.5	Assistant Electrician	312.0	Detective
532.0	Assistant Fire Chief	N/A	Director of Finance
426.0	Assistant Planner	N/A	Director of Management Services
426.0	Assistant Property Agent	N/A	Director of Parking and Traffic
122.0	Assistant Public Services Inspector	N/A	Director of Parks and Recreation
122.0	Assistant Zoning Inspector	N/A	Director of Planning and Community Development
432.0	Associate Civil Engineer	N/A	Director of Public Works and City Engineer
429.0	Associate Planner		
		120.5	Electrical Technician
529.0	Battalion Chief	118.5	Electrical Trainee
426.0	Budget Accountant	124.5	Electrician
125.0	Building Inspector	122.0	Equipment Mechanic
424.5	Building Maintenance Supervisor	120.5	Equipment Operator
120.5	Building Maintenance Worker	427.0	Equipment Repair Shop Supervisor
122.5	Building Maintenance Leadworker	119.0	Equipment Service Worker

ALPHABETICAL LISTING (Continued)

Range No.	Title of Classification
120.5	Financial Specialist
VA	Fire Chief
211.0	Fire Engineer
210.0	Fire Fighter
213.0	Fire Lieutenant
122.5	Heavy Equipment Operator
120.5	Housing Conservationist
132.0	Housing Program Officer
125.0	Industrial Waste Inspector
116.5	Janitor
123.0	Junior Accountant
126.0	Junior Civil Engineer
123.0	Junior Planner
113.5	Keypunch Operator
122.5	Laboratory Technician
116.5	Laborer
126.0	Landscape Designer
138.0	Lead Building Inspector
126.0	Lead Electrician
123.0	Lead Equipment Mechanic
118.5	Legal Secretary
129.0	Management Assistant
129.0	Management Assistant (Risk Manager)
113.5	Microfilm and Graphics Technician
120.5	Motor Sweeper Operator
124.0	Museum Supervisor

Range No.	Title of Classification
122.5	Nursery Propagator
113.5	Office Services Clerk
120.5	Office Services Supervisor
117.5	Offset Duplicating Equipment Operator
122.5	Parking and Traffic Leadworker
120.5	Parking and Traffic Maintenance Worker
122.5	Parks Maintenance Leadworker
424.5	Parks Maintenance Supervisor I
426.5	Parks Maintenance Supervisor II
112.0	Parks Maintenance Trainee
118.5	Parks Maintenance Worker I
120.5	Parks Maintenance Worker II
432.0	Parks and Recreation Superintendent
413.5	Personnel Clerk I
416.5	Personnel Clerk II
420.5	Personnel Technician I
423.5	Personnel Technician II
426.0	Plan Review Engineer I
429.0	Plan Review Engineer II
117.5	Planning Technician I
120.5	Planning Technician II
123.5	Planning Technician III
632.0	Police Captain
630.0	Police Lieutenant
310.0	Police Officer
117.5	Police Property Clerk
425.0	Police Records Supervisor
627.0	Police Sergeant
426.0	Programmer Analyst
430.0	Property Agent
125.0	Public Services Inspector
114.5	Public Services Trainee
122.5	Public Works Leadworker

ALPHABETICAL LISTING (Continued)

<u>Range No.</u>	<u>Title of Classification</u>	<u>Range No.</u>	<u>Title of Classification</u>
112.0	Public Works Maintenance Trainee	113.5	Telephone Operator-Receptionist
118.5	Public Works Maintenance Worker I	429.0	Transit Manager
120.5	Public Works Maintenance Worker II	120.5	Tree Trimmer I
424.5	Public Works Supervisor I	122.5	Tree Trimmer II
426.5	Public Works Supervisor II	111.5	Typist Clerk I
120.5	Pump Maintenance Worker	113.5	Typist Clerk II
124.0	Purchasing Assistant		
429.0	Purchasing Officer	424.5	Warehouse Supervisor
		118.5	Wastewater Treatment Plant Attendant
426.0	Recreation Supervisor	122.5	Wastewater Treatment Plant Mechanic
125.0	Rehabilitation Specialist	120.5	Wastewater Treatment Plant Operator I
		122.5	Wastewater Treatment Plant Operator II
116.5	Secretary I	426.5	Wastewater Treatment Plant Supervisor
418.5	Secretary II	125.0	Water and Energy Conservationist
420.5	Secretary to the City Attorney	432.0	Water Quality Control Superintendent
421.5	Secretary to the City Manager		
426.5	Senior Building Inspector	125.0	Zoning Inspector
124.0	Senior Equipment Mechanic		
432.0	Senior Planner		
429.0	Service Division Superintendent		
423.5	Social Services Coordinator		
114.5	Stenographer Clerk		
118.5	Storeskeeper I		
120.5	Storeskeeper II		
120.5	Street Trees Maintenance Worker II		
116.5	Supervising Clerk I		
419.5	Supervising Clerk II		

MODESTO CITY COUNCIL
RESOLUTION NO. 77-856

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND STATE OF CALIFORNIA, DEPARTMENT OF TRANSPORTATION, TITLED "PROGRAM OF LOCAL AGENCY FEDERAL AID SAFETY IMPROVEMENT PROJECTS, PROGRAM SUPPLEMENT NO. 1", FOR INSTALLATION OF CROSSING GATES ON BOTH BOWEN AND ROSEBURG AT THE TIDEWATER SOUTHERN CROSSINGS

BE IT HEREBY RESOLVED by the Council of the City of Modesto

that the agreement between the City of Modesto and State of California, Department of Transportation, titled "Program of Local Agency Federal Aid Safety Improvement Projects, Program Supplement No. 1" for installation of crossing gates on both Bowen and Roseburg at the Tidewater Southern crossings (City's estimated cost \$7,650) 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 August, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-857

A RESOLUTION AMENDING SECTION 1(b) OF RESOLUTION NO. 62-29 ENTITLED 'A RESOLUTION ESTABLISHING ONE-WAY STREETS AND ALLEYS AND ANGLE PARKING IN THE CITY OF MODESTO AND RESCINDING RESOLUTION NO. 59-191, ENTITLED 'A RESOLUTION ESTABLISHING PARKING METER ZONES, ONE-WAY STREETS AND ALLEYS AND ANGLE PARKING IN THE CITY OF MODESTO AND RESCINDING ALL PRIOR RESOLUTIONS AND REGULATIONS RELATING THERETO', AND RESCINDING ALL SUBSEQUENT RESOLUTIONS AND REGULATIONS RELATING THERETO'', AND RESCINDING RESOLUTION NO. 76-891.

BE IT RESOLVED by the Council of the City of Modesto that Section 1(b) of Resolution No. 62-29 entitled, 'A Resolution Establishing One-Way Streets and Alleys and Angle Parking in the City of Modesto and Rescinding Resolution No. 59-191, Entitled 'A Resolution Establishing Parking Meter Zones, One-Way Streets and Alleys and Angle Parking in the City of Modesto and Rescinding All Prior Resolutions and Regulations Relating Thereto', and Rescinding All Subsequent Resolutions and Regulations Relating Thereto'', be amended to read as follows:

1(b) One-Way Alleys:

Between 1st and 2nd Streets, from H Street to G Street, southeasterly direction

Between 2nd and 3rd Streets, from Washington Street to I Street, southeasterly direction

Between 9th and 10th Streets, from I Street to K Street, southeasterly direction

Between 10th and 11th Streets, from I Street to J Street, northwesterly direction

Between 10th and 11th Streets, from 100 feet north of J Street to K Street, northwesterly direction

Between 10th and 11th Streets, from K Street to L Street, southeasterly direction

Between 11th and 12th Streets, from I Street to J Street, southeasterly direction

Between 11th and 12th Streets, from J Street to K Street, northwesterly direction

Between 12th and 13th Streets, from I Street to K Street, northwesterly direction

Between College and the TSRR Tracks, from Rumble to Leveland, southerly direction

Between McHenry and Sherwood from 130 feet south of Leveland Lane to Leveland Lane, northerly direction

Between McHenry and Timothy beginning 136 feet north of Granger and continuing northerly 285 feet, northerly direction

Between Sheridan Street and Chicago Avenue, from Hudson Lane to Paradise Road, southeasterly direction

Between Sutter and Alturas Avenues, Tuolumne Boulevard, and Western Way, from Alturas Avenue to Sutter Avenue, westerly direction

BE IT FURTHER RESOLVED that Resolution No. 76-891 adopted by the Council on July 19, 1976, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of August, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

By (SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 77-858

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND FREDRICKSEN, DELAMARE & FULTZ FOR DESIGN OF WATERLINES TO SUBDIVISIONS AND MISCELLANEOUS PROJECTS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Fredricksen, Delamare & Sultz for design of waterlines to subdivisions and miscellaneous projects

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 August, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-859

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MID-VALLEY ENGINEERING, INC. FOR DESIGN OF WATERLINES TO SUBDIVISIONS AND MISCELLANEOUS PROJECTS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Mid-Valley Engineering, Inc.

for design of waterlines to subdivisions and miscellaneous projects

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 August, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-860

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF AN OXIDANT ANALYZER AND RECORDER TO SUPPORT AIR QUALITY MAINTENANCE PLANNING PROGRAM

BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of an oxidant analyzer and recorder to support Air Quality Maintenance Planning Program is hereby waived.

BE IT FURTHER RESOLVED that purchase of the following equipment at a cost of \$5,775.00 is hereby approved:

Dasibi Ozone Monitor			
Stock #1003-AH			
2 year Guarantee		\$3,985	
Spare Parts (1 Year Guarantee)			
1. Ozone Scrubber		25	
2. Solenoid Valve		85	
3. Ultra Violet Lamp		53	
		<u>\$4,148</u>	
	Plus Tax	249	
		<u>\$4,397</u>	\$4,397
Soltec Recorder			
#B-191		\$1,150	
With RSC 82,000 Input			
Module - 1MV - 2 Volts		150	
		<u>\$1,300</u>	
	Plus Tax	78	
		<u>\$1,378</u>	<u>\$1,378</u>
	TOTAL		<u><u>\$5,775</u></u>

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of August, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-861

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$5,775 TO PROVIDE FUNDS FOR THE PURCHASE OF AN OXIDANT ANALYZER AND RECORDER

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

SPECIAL FUND FOR CAPITAL OUTLAY (321)

FROM: General Reserve (60-800-321)	\$5,775
TO: Oxidant Analyzer (6942-410-321)	\$5,775

(Oxidant analyzer is required to provide broader data base for work on Air Quality Maintenance Plan. See our memo dated August 10, 1977, which provides supplemental information)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of August, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-862

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JAMES HORN CONSTRUCTION COMPANY FOR ACCEPTING SANITARY SEWAGE FROM PEACHWOOD ESTATES SUBDIVISION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and James Horn Construction Company for accepting sanitary sewage from Peachwood Estates subdivision which is inside the corporate boundary of the City of Ceres 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 August, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-863

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$3,360 TO PROVIDE FUNDS NEEDED FOR JANITORIAL SERVICES FOR CONSTRUCTION ADMINISTRATION OFFICE AT COLDWELL AND VIRGINIA

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

GENERAL FUND (101)

FROM: General Reserve (60-800-101) \$3,360
TO: Services, Professional & Other (235-550-101) \$3,360

(Construction Administration office at Coldwell and Virginia is not at a convenient location to have CETA employees or regular janitors do the routine janitorial service. Therefore, these funds required to have a private janitorial service perform required service for the remainder of this fiscal year)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of August, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-864

A RESOLUTION AUTHORIZING EXERCISE OF OPTION TO PURCHASE PROPERTY FROM MIDSTATE THEATRES, INC. FOR USE AS A PARKING GARAGE AND AUTHORIZING EXECUTION OF ALL NECESSARY DOCUMENTS REQUIRED TO CONSUMMATE SAID PURCHASE.

WHEREAS, the City of Modesto entered into an Option to Purchase Agreement on July 13, 1977, whereby Midstate Theatres, Inc. granted to City a 30-day option to purchase for the amount of \$140,000.00 certain real property consisting of a parking garage and described as follows:

All that portion of Southeast quarter of Section 29, Township 3 South, Range 9 East, Mount Diablo Base and Meridian consisting of lots 1, 2, 3, 4, and 5 in Block 67 of the City of Modesto, Stanislaus County, California,

and

WHEREAS, the City was, by letter of Richard Mann, President of Midstate Theatres, Inc., dated August 11, 1977, granted an extension of time in which to exercise said Option to Purchase Agreement until August 16, 1977, and

WHEREAS, it is deemed desirable to proceed with the purchase of said property upon the terms described in said Option to Purchase Agreement,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby authorizes the exercise of said right and option hereinabove referred to as provided in Paragraphs 4 and 5 of said Agreement.

BE IT FURTHER RESOLVED that the City Manager is authorized to sign any and all documents required to exercise said Option to Purchase Agreement and to consummate the purchase of the property hereinabove described for the amount of \$140,000.00 plus necessary costs.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of August, 1977, by Councilmember Elliott, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

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. 77-865

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR FURNISHING 100 HIGH PRESSURE SODIUM LIGHT BALLASTS

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

SECTION 1. The plans and specifications for furnishing 100 high pressure sodium light ballasts 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 13, 1977 at 2:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of August, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Judy C. Hall
~~XXXXXXXXXXXX~~ City Clerk
JUDY C. HALL, Acting

MODESTO CITY COUNCIL
RESOLUTION NO. 77-866

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF WATERLINES IN PERSIAN TERRACE NO. 2 AND WESTRDIGE NO. 1

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

SECTION 1. The plans and specifications for construction of waterlines in Persian Terrace No. 2 and Westridge No. 1 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 6, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of August, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Judy C. Hall
~~NOBRIAN HAYDEN~~ City Clerk
JUDY C. HALL, Acting

MODESTO CITY COUNCIL
RESOLUTION NO. 77-867

A RESOLUTION ACCEPTING THE BID OF BIBENS NURSERY COMPANY FOR INSTALLATION OF DOWNEY PARK PLAY AREA EQUIPMENT

WHEREAS, Resolution No. 77-735 , adopted by the Council of the City of Modesto on July 18, 1977 , approved the plans and specifications for the installation of Downey Park play area equipment and authorized the calling for bids, and

WHEREAS, the bids received for the Downey Park play area equipment were opened at 11:05 A.M. on August 9, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Bibens Nursery Company in the amount of \$39,397.00

be accepted as the lowest responsible bid.

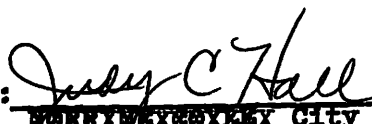
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Bibens Nursery Company in the amount of \$39,397.00

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 22nd day of August, 1977, by Councilmember Dunlap , who moved its adoption, which motion being duly seconded by Councilmember Elliott , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST:


~~MARRIEN EXENDLEY~~ City Clerk
JUDY C. HALL, Acting

MODESTO CITY COUNCIL
RESOLUTION NO. 77-868

A RESOLUTION ACCEPTING THE BID OF WESTERN PIPELINE CO. FOR CONSTRUCTION OF WATERLINES IN GRAND PRIX ESTATES, HILLSBORO PARK NO. 1 AND SPRING-CREEK NO. 2

WHEREAS, Resolution No. 77-779 , adopted by the Council of the City of Modesto on August 1, 1977 , approved the plans and specifications for the construction of waterlines in Grand Prix Estates, Hillsboro Park No. 1 and Springcreek No. 2 and authorized the calling for bids, and

WHEREAS, the bids received for the construction of waterlines in Grand Prix Estates, Hillsboro Park No. 1 and Apringcreek No. 2 were opened at 11:00 A.M. on August 16, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Western Pipeline Co. in the amount of \$102,000.00

be accepted as the lowest responsible bid.

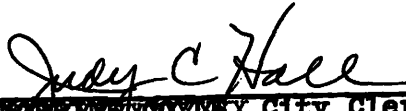
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Western Pipeline Co. in the amount of \$102,000.00

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 22nd day of August, 1977, by Councilmember Dunlap , who moved its adoption, which motion being duly seconded by Councilmember Elliott , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:


~~XXXXXXXXXXXX~~ City Clerk
JUDY C. HALL, Acting

MODESTO CITY COUNCIL
RESOLUTION NO. 77-869

A RESOLUTION ACCEPTING THE BID OF ARGONAUT PRODUCTS FOR THE PURCHASE
OF 26 LIGHT BARS

WHEREAS, Resolution No. 77-738 , adopted by the Council of the
City of Modesto on July 18, 1977 , approved the plans and speci-
fications for the furnishing of 26 light bars

and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of 26 light bars
were opened at 2:00 P.M. on August 9, 1977 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 Argonaut Products at an estimated cost of \$9,232.60

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of Argonaut Products at an estimated cost of \$9,232.60

be accepted and the execution of a contract for the completion of the
project by the City's designated officials be authorized.

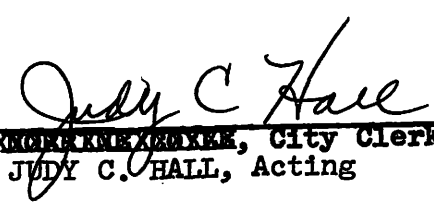
The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 22nd day of August,
1977 , by Councilmember Dunlap , who moved its adoption, which
motion being duly seconded by Councilmember Elliott , was upon roll
call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensing, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


~~XXXXXXXXXXXX~~, City Clerk
JUDY C. HALL, Acting

MODESTO CITY COUNCIL
RESOLUTION NO. 77-870

A RESOLUTION DECLARING 22 FEDERAL #C-4B ELECTRO/MECHANICAL SIRENS AND 26 DIETZ #211 ROTATING RED BEAMS SURPLUS TO THE NEEDS OF THE CITY OF MODESTO AND AUTHORIZING PURCHASING OFFICER TO DISPOSE OF THE EQUIPMENT TO TAX SUPPORTED AGENCIES OR TO ADVERTISE AND SELL TO THE HIGHEST BIDDER

WHEREAS, the City of Modesto is owner of 22 Federal #C-4B electro-mechanical sirens and 26 Dietz #211 Rotating Red Beams; and

WHEREAS, said equipment has been replaced by the purchase of new equipment; and

WHEREAS, the staff has recommended that the Council consider declaring 22 Federal #C-4B electro-mechanical sirens and 26 Dietz #211 Rotating Red Beams surplus to the City's needs and the Purchasing Officer authorized to dispose of the equipment to tax supported agencies for a nominal charge or to advertise and sell the equipment to the highest bidder.

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

1. Twenty-two (22) Federal #C-4B electro/mechanical sirens are here-by declared surplus to the City's needs.
2. Twenty-six (26) Dietz #211 Rotating Red Beams are hereby declared surplus to the City's needs.
3. The Purchasing Officer is hereby authorized to dispose of the equipment to tax supported agencies for a nominal charge or to advertise and sell the equipment to the highest bidder.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of August, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-871

A RESOLUTION ACCEPTING THE BID OF GEORGE REED, INC. FOR ASPHALT CON-
CRETE RESURFACING VARIOUS CITY STREETS, 1977-78

WHEREAS, Resolution No. 77-780 , adopted by the Council of the
City of Modesto on August 1, 1977 , approved the plans and speci-
fications for the asphalt concrete resurfacing various city streets,
1977-78

and authorized the calling for bids, and

WHEREAS, the bids received for the asphalt concrete resurfacing
various city streets, 1977-78
were opened at 11:05 A.M. on August 16, 1977 and later tabulated
by the Director of Public Works for the consideration of the
Council, and

WHEREAS, the Director of Public Works has recommended that
the bid of George Reed, Inc. in the amount of \$108,926.00

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 \$108,926.00

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 22nd day of August,
1977, by Councilmember Dunlap , who moved its adoption, which
motion being duly seconded by Councilmember Elliott , was upon roll
call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensingher, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Judy C. Hall
~~ROBERTA K. KERR~~ City Clerk
JUDY C. HALL, Acting

MODESTO CITY COUNCIL
RESOLUTION NO. 77-872

A RESOLUTION ACCEPTING THE ~~CONSIDERATION OF~~ CONSTRUCTION OF TRAFFIC SIGNALS AND STREET LIGHTING AT THE INTERSECTIONS OF STANDIFORD AND SISK, STANDIFORD & DALE, & DALE & A DRIVEWAY TO VINTAGE FAIRE SHOPPING CENTER (Ferrero Electric, Inc.)

WHEREAS, a report has been filed by the Director of Parking and Traffic that the construction of traffic signals & street lighting at the intersection of Standiford and Sisk, Standiford & Dale & a driveway to Vintage Faire Shopping Center has been completed by Ferrero Electric, Inc.

in accordance with the contract agreement dated June 28, 1976.

NOW, THEREFORE, BE IT RESOLVED that the construction of traffic signals & street lighting at the intersection of Standiford & Sisk, Standiford & Dale, and Dale and a driveway to Vintage Faire Shopping Center be accepted from said contractor, Ferrero Electric, Inc.

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$119,107.71 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 22nd day of August, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:

Judy C. Hall
~~RECORDED & INDEXED~~ City Clerk
JUDY C. HALL, Acting

MODESTO CITY COUNCIL
RESOLUTION NO. 77-873

A RESOLUTION ACCEPTING THE CONSTRUCTION OF ACCESS ROAD TO E. LA LOMA
PARK (Camanche Corporation)

WHEREAS, a report has been filed by the Director of Public
Works that the construction of access road to E. La Loma
Park
has been completed by Camanche Corporation

in accordance with the contract agreement dated June 20, 1977.

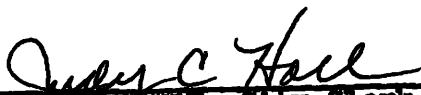
NOW, THEREFORE, BE IT RESOLVED that the construction of
access road to E. La Loma Park
be accepted from said contractor, Camanche Corporation

that notice of completion be filed with the Recorder of Stan-
islaus County and that payment of amounts due in the amount of
\$23,330.00 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meet-
ing of the Council of the City of Modesto held on the 22nd day
of August, 1977, by Councilmember Dunlap, who
moved its adoption, which motion being duly seconded by Council-
member Elliott, was upon roll call carried and the resolution
adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:


~~XXXXXXXXXX~~, City Clerk.
JUDY C. HALL, Acting

MODESTO CITY COUNCIL
RESOLUTION NO. 77-874

A RESOLUTION DENYING THE APPEAL OF N. S. DEVELOPMENT COMPANY TO THE DECISION OF THE PLANNING COMMISSION DENYING AN AMENDMENT TO SECTION 21-3-9 OF THE ZONING MAP TO REZONE FROM MEDIUM DENSITY RESIDENTIAL ZONE, R-2, TO PLANNED DEVELOPMENT ZONE, P-D, PROPERTY LOCATED BETWEEN FAIRMONT AVENUE AND CORSON AVENUE, EAST OF McHENRY AVENUE IN THE CITY OF MODESTO AND AFFIRMING THE DECISION OF THE PLANNING COMMISSION.

WHEREAS, a verified application for an amendment to Section 21-3-9 of the Zoning Map was filed by N. S. Development Company on May 17, 1977, to rezone from Medium Density Residential Zone, R-2, to Planned Development Zone, P-D, to allow an additional five (5) apartment units above what is allowed in the present R-2 Zoning for a total of eighteen (18) apartment units and off-street parking, property located between Fairmont Avenue and Corson Avenue, east of McHenry Avenue in the City of Modesto, described as follows:

All that portion of Section 21, Township 3 South, Range 9 East of the Mount Diablo Base and Meridian described as follows:

Lot 5 of the Fairmont Tract, according to the official map thereof, filed in the office of the recorder of Stanislaus County, California, on December 27, 1911, in Volume 6 of Maps, at Page 12.

Including also Southerly 25 feet of Corson Avenue immediately adjacent to the above described property, and

WHEREAS, a public hearing was scheduled by the Planning Commission on June 21, 1977, and continued to and held on June 28, 1977, 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, on June 28, 1977, the Planning Commission by Resolution No. 77-115 denied the requested rezoning from Medium Density Residential Zone, R-2, to Planned Development Zone, P-D, of the property located between Fairmont Avenue and Corson Avenue, east of McHenry Avenue, as described above, and found and determined that the requested rezoning was not required by public necessity, convenience, and general welfare for the following reasons:

1. The subject property is a through lot with frontage on two substandard width residential streets and is already zoned for Medium Density Residential, R-2, development, a zone shared equally with property to both the east and to the west.
2. The requested P-D Zone offers no more amenities to the benefit of the general public than is presently obtainable via plot plan review by the Planning Commission under the present R-2, Medium Density Residential zoning.
3. The requested P-D Zone allows the developer an additional 5

dwelling units which constitutes an individual accommodation to the property owner not shared by other similar properties in the same vicinity.

4. The proposed P-D Zone does not qualify for R-3 zoning, the density category of the proposed P-D Zone, and is not compatible with the R-2 Zone to the east and west, or the R-1 Zone to the north, and

WHEREAS, by letter dated July 7, 1977, N. S. Development Company filed an appeal to the decision of the Planning Commission denying its request for rezoning from Medium Density Residential Zone, R-2, to Planned Development Zone, P-D, of the property described above located between Fairmont Avenue and Corson Avenue, east of McHenry Avenue in the City of Modesto, and

WHEREAS, a public hearing was held by the Council of the City of Modesto on August 22, 1977, to consider the appeal of N. S. Development Company to the decision of the Planning Commission denying rezoning from Medium Density Residential Zone, R-2, to Planned Development Zone, P-D, of the above described property located between Fairmont Avenue and Corson Avenue, east of McHenry Avenue in the City of Modesto, and

WHEREAS, said Council, after hearing evidence both oral and documentary, found and determined that the appeal of N. S. Development Company to the decision of the Planning Commission denying rezoning from Medium Density Residential Zone, R-2, to Planned Development Zone, P-D, of the above described property should be denied for the reasons hereinabove set forth, and that the decision of the Planning Commission denying the requested rezoning should be affirmed, and

WHEREAS, the City Council at said Council meeting 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 that the appeal of N. S. Development Company to the decision of the Planning Commission, as set forth in Planning Commission Resolution No. 77-115, denying an amendment to Section 21-3-9 of the Zoning Map to rezone from Medium Density Residential Zone, R-2, to Planned Development Zone, P-D, of the property located between Fairmont Avenue and Corson Avenue, east of McHenry Avenue in the City of Modesto, as above described, be denied for the reasons set forth above, and that the decision of the Planning Commission be 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 22nd day of August, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: Elliott

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

APPROVED AS TO DESCRIPTION:

By William J. Smith
Department of Planning and Community Development

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

SECTION 1. All protests and objections of any character whatsoever to the proposed work as set forth in the petition, which are attached hereto, and incorporated, shall have been fully and finally overruled and denied.

SECTION 2. The Board of Planning and Community Development is hereby authorized to proceed with the project and to the execution of the same in the absence of any appeal in accordance with the provisions of Chapter 22, Article 1 of the City Charter of the City of Modesto and the provisions of the Stanislaus County Code of Ordinances, Chapter 11, Article 1.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-875

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
ALLEYS IN CERTAIN BLOCKS IN THE CITY OF MODESTO
(Block No. 553) McHenry/Elmwood - Stoddard/Elmwood Ct.)

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 August 3,
1977, 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 22nd day of August, 1977, at 7:35 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:

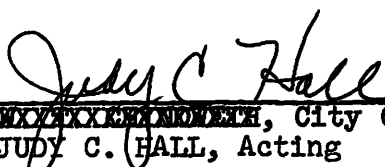
SECTION 1. All protests and objections of any kind or nature whatsoever to the proposed work as set forth in the notices which are attached hereto, and incorporated by reference herein, are hereby overruled or denied.

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 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 22nd day of August, 1977, by Councilmember Elliott, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST:


~~XXXXXXXXXXXX~~, City Clerk
JUDY C. HALL, Acting

Paul E. and Shirley A. Aebersold

Texaco, Inc.

Manuel M. and Juana F. Acosta

Glen A. & Lela M. Shull

Dale Moon

Anna M. Hedberg Campbell

Joseph J. & Irma J. Mingham, Jr.

Lots 1 thru 6

Lots 7 thru 12

Lots 14 & 15

Lots 16 & 17

Lots 18 & 19

Lots 20 & 21

The East 44' of
Lots, 22, 23, 24,
and 25

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Paul E. and Shirley A. Aebersold

ADDRESS: 417 McHenry Avenue, Modesto, CA 95354

Who is the owner of record of property described as follows:

Lots 1 through 6 of Block 553 of City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 553, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 110-0379-003)


That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

140.42 lineal feet of 2" A.C. resurfacing abutting said property in Block 553 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 to said construction at 7:35 p.m. on the 22nd day of August, 19 77, in the City Council Chambers, located in the City Hall, 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 28th day of July, 19 77.



Ross Campbell
Superintendent of Streets
City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Texaco, Inc.

ADDRESS: 3350 Wilshire Boulevard, Los Angeles, CA 90010

Who is the owner of record of property described as follows:

Lots 7 through 12 of Block 553 of City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 553, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 110-0380-003)


That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

150 lineal feet of 2" A.C. resurfacing abutting said property in Block 553 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 to said construction at 7:35 p.m. on the 22nd day of August, 19 77, in the City Council Chambers, located in the City Hall, 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 28th day of July, 19 77.



Ross Campbell
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN TO:

NAME: Manuel M. and Juana F. AcostaADDRESS: 402 Elmwood Avenue, Modesto, CA 95354

Who is the owner of record of property described as follows:

Lots 14 and 15 of Block 553 of City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 553, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 110-0372-001)


That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

50 lineal feet of 2" A.C. resurfacing abutting said property in Block 553 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



 Ross Campbell
 Superintendent of Streets
 City of Modesto

NOTICE IS HEREBY GIVEN TO:

NAME: Glenn A. and Lela M. Shull

ADDRESS: 406 Elmwood Avenue, Modesto, CA 95354

Who is the owner of record of property described as follows:

Lots 16 and 17 of Block 553 of City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 553, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 110-0373-001)


That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

50 lineal feet of 2" A.C. resurfacing abutting said property in Block 553 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 to said construction at 7:35 p.m. on the 22nd day of August, 19 77, in the City Council Chambers, located in the City Hall, 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 28th day of July, 19 77.



 Ross Campbell
 Superintendent of Streets
 City of Modesto

N O T I C E
OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Dale Moon

ADDRESS: 410 Elmwood Avenue, Modesto, CA 95354

Who is the owner of record of property described as follows:

Lots 18 and 19 of Block 553 of City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 553, Stanislaus County Records.

(Stanilaus County Assessor's Parcel No. 002-01 110-0374-001)

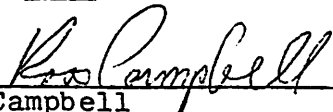
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

50 lineal feet of 2" A.C. resurfacing abutting said property in Block 553 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 19 77.



Ross Campbell
Superintendent of Streets
City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Anna M. Hedberg CampbellADDRESS: 414 Elmwood Avenue, Modesto, CA 95354

Who is the owner of record of property described as follows:

Lots 20 and 21 of Block 553 of City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 553, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 110-0375-001)

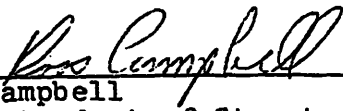
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

50 lineal feet of 2" A.C. resurfacing abutting said property in Block 553 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN TO:

NAME: Joseph J. and Irma J. Mingham, Jr.

ADDRESS: 118 Elmwood Court, Modesto, CA 95354

Who is the owner of record of property described as follows:

The East 44 feet of Lot 22, 23, 24, and 25 of Block 553 of City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 553, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 110-0378-001)

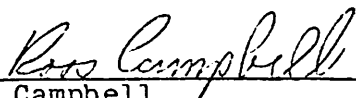
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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 2" A.C. resurfacing abutting said property in Block 553 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 19 77.



Ross Campbell
Superintendent of Streets
City of Modesto

MODESTO CITY COUNCIL
RESOLUTION NO. 77-876

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
ALLEYS IN CERTAIN BLOCKS IN THE CITY OF MODESTO
(Block No. 6975) Orangeburg/Pearl - Tully/Tebbutt)

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 August 3, 1977, 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 22nd day of August, 1977, at 7:35 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 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 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 22nd day of August, 1977, by Councilmember Elliott, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Judy C Hall
~~XXXXXXXXXXXXXX~~, City Clerk
JUDY C. HALL, Acting

BLOCK 6075 - ORANGEBURG/PEARL - TULLY/TEBBUTT

Marion W. & Dorothy M. Click	Lot 1 & West 5' Lot 2
James Thomas and Barbara E. Watson III	West 20' Lot 3 and East 50' Lot 2
Harry David Miller	West 35' Lot 4 and East 35' Lot 3
Clarence and Jerusha Yohanan	West 55' Lot 5 and East 20' Lot 4
William J. and Farnetta Brendemuehl	Lot 6 and East 2' Lot 5
Gayno W. & Bernita Howard	Portion Block 6075
Glen A. Delaplane	Portion Block 6075

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Marion W. and Dorothy M. Click

ADDRESS: 1430 Tebbutt Avenue, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 1 and the West 5 feet of Lot 2 of Block 6075 of Fremont Park as per map filed December 14, 1954 in Volume 18 of Maps, Page 13, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 117-0715-001)

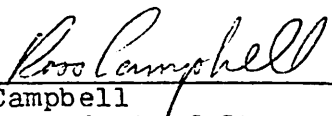
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

65.4 lineal feet of 2" A.C. resurfacing abutting said property in Block 6075 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: James Thomas and Barbara E. Watson III

ADDRESS: 1316 Pearl Street, Modesto, CA 95350

Who is the owner of record of property described as follows:

The West 20 feet of Lot 3 and the East 50 feet of Lot 2 of Block 6075 of Fremont Park as per map filed December 14, 1954 in Volume 18 of Maps, Page 13, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 117-0716-001)

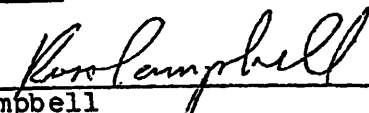
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

70 lineal feet of 2" A.C. resurfacing abutting said property in Block 6075 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN TO:

NAME: Harry David MillerADDRESS: 1310 Pearl Street, Modesto, CA 95350

Who is the owner of record of property described as follows:

The West 35 feet of Lot 4 and the East 35 feet of Lot 3 of Block 6075 of Fremont Park as per map filed December 14, 1954 in Volume 18 of Maps, Page 13, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 117-0717-001)

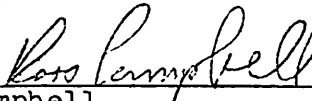
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

70 lineal feet of 2" A.C. resurfacing abutting said property in Block 6075 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



 Ross Campbell
 Superintendent of Streets
 City of Modesto

~~N O T I C E~~
OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Clarence and Jerusha Yohanan

ADDRESS: 1306 Pearl Street, Modesto, CA 95350

Who is the owner of record of property described as follows:

The West 55 feet of Lot 5 and the East 20 feet of Lot 4 of Block 6075 of Fremont Park as per map filed December 14, 1954 in Volume 18 of Maps, Page 13, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 117-0718-001)

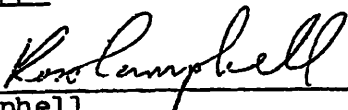
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

73 lineal feet of 2" A.C. resurfacing abutting said property in Block 6075 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: William J. and Farnetta Brendemuehl

ADDRESS: 1302 Pearl Street, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 6 and the East 2 feet of Lot 5 of Block 6075 of Fremont Park as per map filed December 14, 1954 in Volume 18 of Maps, Page 13, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 117-0719-001)

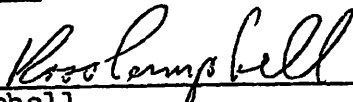
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

71.15 lineal feet of 2" A.C. resurfacing abutting said property in Block 6075 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 19 77.



Ross Campbell
Superintendent of Streets
City of Modesto

N O T I C E
OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Gayno W. and Bernita Howard

ADDRESS: 1426 Tebbutt Avenue, Modesto, CA 95350

Who is the owner of record of property described as follows:

Commencing at the Northeast corner of Section 19, Township 3 South, Range 9 East, Mount Diablo Base and Meridian; thence South 916 feet; thence West 174.99 feet to the true point of beginning; thence West 211.57 feet; thence North 82.54 feet; thence South 83° 02' East 213.31 feet; thence South 60 feet to the point of beginning.

(Stanislaus County Assessor's Parcel No. 002-01 117-0733-001)

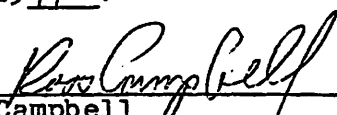
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

213.31 lineal feet of 2" A.C. resurfacing abutting said property in Block 6075 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Glen A. Delaplane

ADDRESS: 307 Frazine Road, Modesto, CA 95351

Who is the owner of record of property described as follows:

The South 60 feet of the North 916 feet of the West 134.99 feet of the East 174.99 feet of Section 19, Township 3 South, Range 9 East, Mount Diablo Base and Meridian.

(Stanislaus County Assessor's Parcel No. 002-01 117-0720-001)

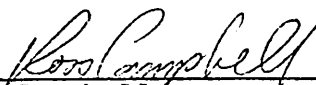
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

134.99 lineal feet of 2" A.C. resurfacing abutting said property in Block 6075 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 to said construction at 7:35 p.m. on the 22nd day of August, 19 77, in the City Council Chambers, located in the City Hall, 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 28th day of July, 19 77.



Ross Campbell
Superintendent of Streets
City of Modesto

MODESTO CITY COUNCIL
RESOLUTION NO. 77-877

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
ALLEYS IN CERTAIN BLOCKS IN THE CITY OF MODESTO
(Block No. 6628) Mount Vernon/Kingsbury-Uhlig/Hemminger)

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 August 3, 1977, 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 22nd day of August, 1977, at 7:35 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:

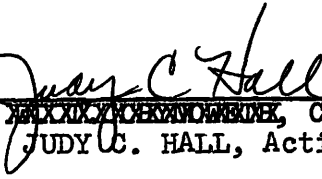
SECTION 1. All protests and objections of any kind or nature whatsoever to the proposed work as set forth in the notices which are attached hereto, and incorporated by reference herein, are hereby overruled or denied.

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 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 22nd day of August, 1977, by Councilmember Elliott, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST:


~~JUDY C. HALL~~, City Clerk
JUDY C. HALL, Acting

BLOCK 6628 - MOUNT VERNON/KINGSBURY - UHLIG/HEMMINGER

Guy Benning	Lot 1
Richard and Brenda Harrison	Lot 2
Joe T. and Clara Guerrero	Lot 3
Raymond V. and Myrna Eredia	Lot 4
Bob G. and Sandra E. Usrey	Lot 5
Paul R. and Lynne A. Naber	Lot 6
Les L. Prasad	Lot 7
Harold B. and Joyce D. Shaw	Lot 8
Jerry C. and Eva M. Mattox	Lot 9
Jeffrey S. and Judy A. Jumper	Lot 10
Aleeda E. Hayes	Lot 11
Harold L. and Audrey Gray	Lot 12
Frank E. and Virginia J. Post	Lot 13
William A. and Linda Auda	Lot 14
Anthony I. and Anne Seliski	Lot 15
Sa Salle and Bettie A. Christensen	Lot 16
Irvin P. and Julia M. Cox	Lot 17
Campos Gumaro and Dolores S. Diaz	Lot 18
Fred R. Crane	Lot 19
Axel F. Johnson	Lot 20
Cleo U. and Freeda M. Clark	Lot 21
Audrey L. and Kenneth R. King	Lot 22
Olen R. and Jeri Linda Gee	Lot 23
Allan L. and Charlotte A. Bowlin	Lot 24
Manuel A. Silva	Lot 25
J. Warren and Alma L. Leether	Lot 26

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Guy Benning

ADDRESS: 2408 Hemminger Way, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 1 of Block 6628 of Gregory Gardens No. 3 as per map
filed October 23, 1958 in Volume 19 of Maps, Page 8,
Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 060-0401-001)

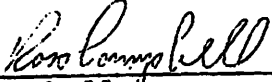
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

72.86 lineal feet of 2" A.C. resurfacing abutting said property in Block 6628 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Richard and Brenda Harrison

ADDRESS: 1422 Kingsbury Avenue, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 2 of Block 6628 of Gregory Gardens No. 3 as per map filed October 23, 1958 in Volume 19 of Maps, Page 8, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 060-0402-001)

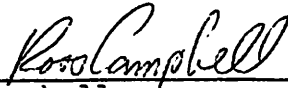
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

61 lineal feet of 2" A.C. resurfacing abutting said property in Block 6628 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Joe T. and Clara Guerrero

ADDRESS: 1418 Kingsbury Avenue, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 3 of Block 6628 of Gregory Gardens No. 3 as per map
filed October 23, 1958 in Volume 19 of Maps, Page 8,
Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 060-0403-001)


That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

61 lineal feet of 2" A.C. resurfacing abutting said property in Block 6628 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 19 77.



Ross Campbell
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN TO:

NAME: Raymond V. and Myrna Eredia

ADDRESS: 1414 Kingsbury Avenue, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 4 of Block 6628 of Gregory Gardens No. 3 as per map filed October 23, 1958 in Volume 19 of Maps, Page 8, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 060-0404-001)

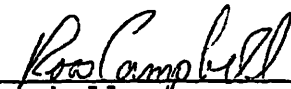
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

61 lineal feet of 2" A.C. resurfacing abutting said property in Block 6628 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



 Ross Campbell
 Superintendent of Streets
 City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Bob G. and Sandra E. Usrey

ADDRESS: 1410 Kingsbury Avenue, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 5 of Block 6628 of Gregory Gardens No. 3 as per map
filed October 23, 1958 in Volume 19 of Maps, Page 8,
Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 060-0405-001)

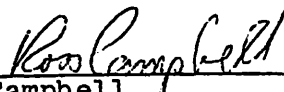
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

61 lineal feet of 2" A.C. resurfacing abutting said property
in Block 6628 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN TO:

NAME: Paul R. and Lynne A. Naber

ADDRESS: 1406 Kingsbury Avenue, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 6 of Block 6628 of Gregory Gardens No. 3 as per map filed October 23, 1958 in Volume 19 of Maps, Page 8, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 060-0406-001)


That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

62.94 lineal feet of 2" A.C. resurfacing abutting said property in Block 6628 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



 Ross Campbell
 Superintendent of Streets
 City of Modesto

NOTICE IS HEREBY GIVEN TO:

NAME: Les L. Prasad

ADDRESS: 1402 Kingsbury Avenue, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 7 of Block 6628 of Gregory Gardens No. 3 as per map filed October 23, 1958 in Volume 19 of Maps, Page 8, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 060-0407-001)


That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

61 lineal feet of 2" A.C. resurfacing abutting said property in Block 6628 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.


 Ross Campbell
 Superintendent of Streets
 City of Modesto

NOTICE IS HEREBY GIVEN TO:

NAME: Harold B. and Joyce D. Shaw

ADDRESS: 1322 Kingsbury Avenue, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 8 of Block 6628 of Gregory Gardens No. 3 as per map
filed October 23, 1958 in Volume 19 of Maps, Page 8
Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 060-0408-001)

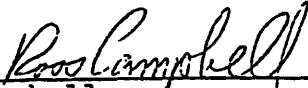
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

61 lineal feet of 2" A.C. resurfacing abutting said property in Block 6628 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Jerry C. and Eva M. Mattox

ADDRESS: 1318 Kingsbury Avenue, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 9 Block 6628 of Gregory Gardens No. 3 as per map
filed October 23, 1958 in Volume 19 of Maps, Page 8,
Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 060-0409-001)


That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

61 lineal feet of 2" A.C. resurfacing abutting said property in Block 6628 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 19 77.



Ross Campbell
Superintendent of Streets
City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Jeffrey S. and Judy A. Jumper

ADDRESS: 1314 Kingsbury Avenue, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 10 of Block 6628 of Gregory Gardens No. 3 as per map filed October 23, 1958 in Volume 19 of Maps, Page 8, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 060-0410-001)


That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

61 lineal feet of 2" A.C. resurfacing abutting said property in Block 6628 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Aleeda E. Hayes

ADDRESS: 1310 Kingsbury Avenue, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 11 of Block 6628 of Gregory Gardens No. 3 as per map filed October 23, 1958 in Volume 19 of Maps, Page 8, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 060-0411-001)

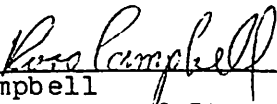
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

61 lineal feet of 2" A.C. resurfacing abutting said property in Block 6628 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Harold L. and Audrey Gray

ADDRESS: 1306 Kingsbury Avenue, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 12 of Block 6628 of Gregory Gardens No. 3 as per map filed October 23, 1958 in Volume 19 of Maps, Page 8, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 060-0412-001)

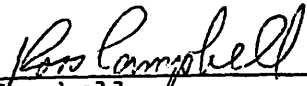
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

61 lineal feet of 2" A.C. resurfacing abutting said property in Block 6628 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 to said construction at 7:35 p.m. on the 22nd day of August, 19 77, in the City Council Chambers, located in the City Hall, 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 28th day of July, 19 77.



Ross Campbell
Superintendent of Streets
City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Frank E. and Virginia J. Post

ADDRESS: 2409 Uhlig Avenue, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 13 of Block 6628 of Gregory Gardens No. 3 as per map filed October 23, 1958 in Volume 19 of Maps, Page 8, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 060-0413-001)

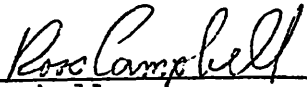
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

75.99 lineal feet of 2" A.C. resurfacing abutting said property in Block 6628 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 to said construction at 7:35 p.m. on the 22nd day of August, 19 77, in the City Council Chambers, located in the City Hall, 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 28th day of July, 19 77.



Ross Campbell
Superintendent of Streets
City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: William A. and Linda Auda

ADDRESS: 1313 Mount Vernon Drive, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 14 of Block 6628 of Gregory Gardens No. 3 as per map filed October 23, 1958 in Volume 19 of Maps, Page 8, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 060-0414-001)

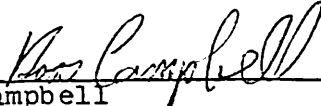
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

73.05 lineal feet of 2" A.C. resurfacing abutting said property in Block 6628 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Anthony I. and Anne Seliski

ADDRESS: 1317 Mount Vernon Drive, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 15 of Block 6628 of Gregory Gardens No. 3 as per map filed October 23, 1958 in Volume 19 of Maps, Page 8, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 060-0415-001)

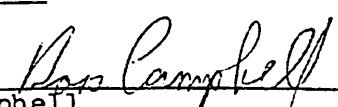
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

61 lineal feet of 2" A.C. resurfacing abutting said property in Block 6628 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: La Salle and Bettie A. Christensen

ADDRESS: 1321 Mount Vernon Drive, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 16 of Block 6628 of Gregory Gardens No. 3 as per map filed October 23, 1958 in Volume 19 of Maps, Page 8, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 060-0416-001)

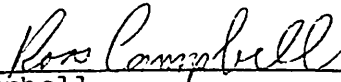
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

61 lineal feet of 2" A.C. resurfacing abutting said property in Block 6628 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 to said construction at 7:35 p.m. on the 22nd day of August, 19 77, in the City Council Chambers, located in the City Hall, 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 28th day of July, 19 77.



Ross Campbell
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN TO:

NAME: Irvin P. and Julia M. CoxADDRESS: 1325 Mount Vernon Drive, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 17 of Block 6628 of Gregory Gardens No. 3 as per map
filed October 23, 1958 in Volume 19 of Maps, Page 8,
Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 060-0417-001)

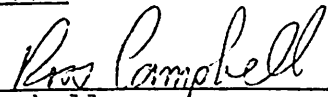
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

61 lineal feet of 2" A.C. resurfacing abutting said property in Block 6628 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Campos Gumaro and Dolores S. Diaz

ADDRESS: 1329 Mount Vernon Drive, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 18 of Block 6628 of Gregory Gardens No. 3 as per map filed October 23, 1958 in Volume 19 of Maps, Page 8, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 060-0418-001)


That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

61 lineal feet of 2" A.C. resurfacing abutting said property in Block 6628 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN TO:

NAME: Fred R. CraneADDRESS: 1333 Mount Vernon Drive, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 19 of Block 6628 of Gregory Gardens No. 3 as per map
filed October 23, 1958 in Volume 19 of Maps, Page 8,
Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 060-0419-001)

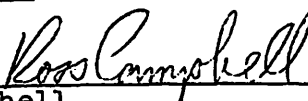
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

61 lineal feet of 2" A.C. resurfacing abutting said property in Block 6628 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 19 77.



Ross Campbell
Superintendent of Streets
City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Axel F. Johnson

ADDRESS: 1401 Mount Vernon Drive, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 20 of Block 6628 of Gregory Gardens No. 3 as per map filed October 23, 1958 in Volume 19 of Maps, Page 8, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 060-0420-001)


That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

63.94 lineal feet of 2" A.C. resurfacing abutting said property in Block 6628 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Cleo U. and Freeda M. Clark

ADDRESS: 1405 Mount Vernon Drive, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 21 of Block 6628 of Gregory Gardens No. 3 as per map filed October 23, 1958 in Volume 19 of Maps, Page 8, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 060-0421-001)


That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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 2" A.C. resurfacing abutting said property in Block 6628 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Audrey L. and Kenneth R. King

ADDRESS: 1409 Mount Vernon Drive, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 22 of Block 6628 of Gregory Gardens No. 3 as per map filed October 23, 1958 in Volume 19 of Maps, Page 8, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 060-0422-001)


That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

61 lineal feet of 2" A.C. resurfacing abutting said property in Block 6628 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 to said construction at 7:35 p.m. on the 22nd day of August, 19 77, in the City Council Chambers, located in the City Hall, 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 28th day of July, 19 77.



Ross Campbell
Superintendent of Streets
City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Olen R. and Jeri Linda Gee

ADDRESS: 1413 Mount Vernon Drive, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 23 of Block 6628 of Gregory Gardens No. 3 as per map filed October 23, 1958 in Volume 19 of Maps, Page 8, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 060-0423-001)


That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

61 lineal feet of 2" A.C. resurfacing abutting said property in Block 6628 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Allan L. and Charlotte A. Bowlin

ADDRESS: 1417 Mount Vernon Drive, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 24 of Block 6628 of Gregory Gardens No. 3 as per map filed October 23, 1958 in Volume 19 of Maps, Page 8, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 060-0424-001)

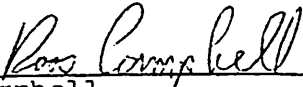
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

61 lineal feet of 2" A.C. resurfacing abutting said property in Block 6628 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN TO:

NAME: Manuel A. SilvaADDRESS: 1421 Mount Vernon Drive, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 25 of Block 6628 of Gregory Gardens No. 3 as per map filed October 23, 1958 in Volume 19 of Maps, Page 8, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 060-0425-001)


That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

61 lineal feet of 2" A.C. resurfacing abutting said property in Block 6628 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



 Ross Campbell
 Superintendent of Streets
 City of Modesto

NOTICE IS HEREBY GIVEN TO:

NAME: J. Warren and Alma L. LeetherADDRESS: 1425 Mount Vernon Drive, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 26 of Block 6628 of Gregory Gardens No. 3 as per map filed October 23, 1958 in Volume 19 of Maps, Page 8, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 060-0426-001)

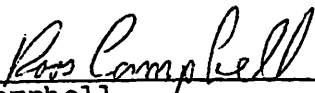
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

75.8 lineal feet of 2" A.C. resurfacing abutting said property in Block 6628 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



 Ross Campbell
 Superintendent of Streets
 City of Modesto

MODESTO CITY COUNCIL
RESOLUTION NO. 77-878

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
ALLEYS IN CERTAIN BLOCKS IN THE CITY OF MODESTO
(Block No. 6701) Briggsmore/Bispo - Tully/Winning)

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 August 3, 19 77, 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 22nd day of August, 19 77, at 7:35 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 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 Chapter 27, Part 3, of Division 7 of the Streets and Highways Code of the State of California.

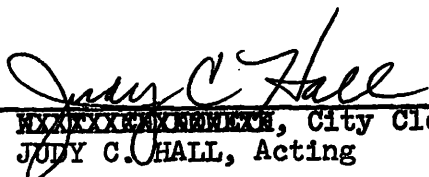
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of August, 1977, by Councilmember Elliott, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


~~XXXXXXXXXXXXXXXXXXXX~~, City Clerk
JUDY C. HALL, Acting

BLOCK 6701 - BRIGGSMORE/BISPO - TULLY/WINNING

Ricardo A. and S. Irene Carranza	Lot 1
Sody Veras	Lot 2
Eliel V. de Souza	Lot 3
Rachel M. Zenard	Lot 4
Gerald A. and Elizabeth A. Landes	Lot 5
Earl L. Bell	Lot 6
John R. and Alma B. Dryden	Lot 7
Frank J. and Edna Azevedo	Lot 8
John and Victoria Magaddino	Lot 9
Glen R. and Beverly Terryberry	Lot 10
Dixie Thollander	Lot 11
Carl Ross and Joann Costley	Lot 12
Ralph and Ardella M. Rea	Lot 13
David L. and Annita D. Graham	Lot 14
Cleveland J. Stockton & Sanders Construction Co.	Portion Block 6701

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Ricardo A. and S. Irene Carranza

ADDRESS: 1817 Winning Ave, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 1 of Block 6701 of Caroland Manor No. 1 as per map filed June 18, 1954 in Volume 18 of Maps, Page 2, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 059-3122-001)


That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

64.62 lineal feet of 2" A.C. resurfacing abutting said property in Block 6701 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 19 77.



Ross Campbell
Superintendent of Streets
City of Modesto

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.

NOTICE IS HEREBY GIVEN TO:

NAME: Sody VerasADDRESS: 1821 Winning Ave., Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 2 of Block 6701 of Caroland Manor No. 1
as per map filed June 18, 1954 in Volume 18
of Maps, Page 2, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 059-3123-001)


That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

65 lineal feet of 2" A. C. resurfacing abutting said property in Block 6701 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 to said construction at 7:35 p.m. on the 22nd day of August, 19 77, in the City Council Chambers, located in the City Hall, 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 28th day of July, 19 77.



Ross Campbell
Superintendent of Streets
City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Eliel V. de Souza

ADDRESS: 1204 L St., Newman, CA 95360

Who is the owner of record of property described as follows:

Lot 3 of Block 6701 of Caroland Manor No. 1 as per map filed June 18, 1954 in Volume 18 of Maps, Page 2, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 059-3124-001)


That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

65 lineal feet of 2" A.C. resurfacing abutting said property in Block 6701 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 to said construction at 7:35 p.m. on the 22nd day of August, 19 77, in the City Council Chambers, located in the City Hall, 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 28th day of July, 19 77.



Ross Campbell
Superintendent of Streets
City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Rachel M. Zenard

ADDRESS: 1901 Winning Ave., Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 4 of Block 6701 of Caroland Manor No. 1 as per map filed
June 18, 1954 in Volume 18 of Maps, Page 2, Stanislaus County Records

(Stanislaus County Assessor's Parcel No. 002-01 059-3125-001)


That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

65 lineal feet of 2" A. C. resurfacing abutting said property in Block 6701 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Gerald A. and Elizabeth A. Landes

ADDRESS: 1905 Winning Avenue, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 5 of Block 6701 of Caroland Manor No. 1 as per map
filed June 18, 1954 in Volume 18 of Maps, Page 2,
Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 059-3126-001)

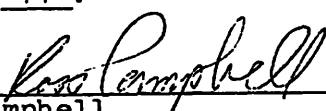
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

65 lineal feet of 2" A.C. resurfacing abutting said property in Block 6701 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 to said construction at 7:35 p.m. on the 22nd day of August, 19 77, in the City Council Chambers, located in the City Hall, 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 28th day of July, 19 77.



Ross Campbell
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN TO:

NAME: Earl L. BellADDRESS: 1909 Winning Avenue, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 6 of Block 6701 of Caroland Manor No. 1 as per map
filed June 18, 1954 in Volume 18 of Maps, Page 2,
Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 059-3127-001)

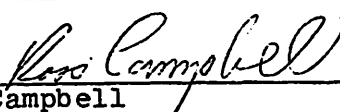
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

65 lineal feet 2" A.C. resurfacing abutting said property
in Block 6701 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN TO:

NAME: John R. and Alma B. DrydenADDRESS: 1220 Bispo Drive, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 7 of Block 6701 of Caroland Manor No. 1 as per map filed June 18, 1954 in Volume 18 of Maps, Page 2, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 059-3128-001)


That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

65.38 lineal feet of 2" A.C. resurfacing abutting said property in Block 6701 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 19 77.



 Ross Campbell
 Superintendent of Streets
 City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Frank J. and Edna Azevedo

ADDRESS: 1228 Bispo Drive, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 8 of Block 6701 of Caroland Manor No. 1
as per map filed June 18, 1954 in Volume 18 of Maps
Page 2, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 059 3129-001)

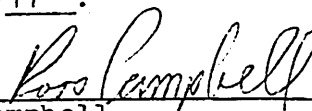
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

64.59 lineal feet of 2" A.C. resurfacing abutting said property in Block 6701 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 to said construction at 7:35 p.m. on the 22nd day of August, 19 77, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN TO:

NAME: John and Victoria MagaddinoADDRESS: 1910 Tully Road, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 9 of Block 6701 of Caroland Manor No. 1 as per map
filed June 18, 1954 in Volume 18 of Maps, Page 2,
Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 059-3130-001)


That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

65 lineal feet of 2" A.C. resurfacing abutting said property in Block 6701 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 to said construction at 7:35 p.m. on the 22nd day of August, 19 77, in the City Council Chambers, located in the City Hall, 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 28th day of July, 19 77.



Ross Campbell
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN TO:

NAME: Glen R. and Beverly Terryberry

ADDRESS: 1906 Tully Road, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 10 of Block 6701 of Caroland Manor No. 1 as per map filed June 18, 1954 in Volume 18 of Maps, Page 2, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 059-3131-001)

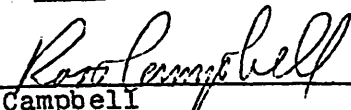
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

65 lineal feet of 2" A.C. resurfacing abutting said property in Block 6701 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 to said construction at 7:35 p.m. on the 22nd day of August, 19 77, in the City Council Chambers, located in the City Hall, 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 28th day of July, 19 77.



Ross Campbell
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN TO:

NAME: Dixie ThollanderADDRESS: 1902 Tully Road, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 11 of Block 6701 of Caroland Manor No. 1 as per map filed June 18, 1954 in Volume 18 of Maps, Page 2, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 059-3132-001)


That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

65 lineal feet of 2" A.C. resurfacing abutting said property in Block 6701 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN TO:

NAME: Carl Ross and Joann CostleyADDRESS: 4925 Mesa Drive, Oakdale, CA 95361

Who is the owner of record of property described as follows:

Lot 12 of Block 6701 of Caroland Manor No. 1 as per map
filed June 18, 1954 in Volume 18 of Maps, Page 2,
Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 059-3133-001)


That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

65 lineal feet of 2" A.C. resurfacing abutting said property in Block 6701 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN TO:

NAME: Ralph and Ardella M. ReaADDRESS: 1822 Tully Road, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 13 of Block 6701 of Caroland Manor No. 1 as per map
filed June 18, 1954 in Volume 18 of Maps, Page 2,
Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 059-3134-001)


That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

65 lineal feet of 2" A.C. resurfacing abutting said property in Block 6701 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 19 77.



Ross Campbell
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN TO:

NAME: David L. and Annita D. GrahamADDRESS: 1818 Tully Road, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 14 of Block 6701 of Caroland Manor No. 1 as per map filed June 18, 1954 in Volume 18 of Maps, Page 2, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 059-3135-001)

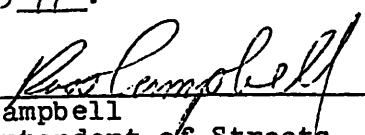
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

65.41 lineal feet of 2" A.C. resurfacing abutting said property in Block 6701 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 to said construction at 7:35 p.m. on the 22nd day of August, 19 77, in the City Council Chambers, located in the City Hall, 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 28th day of July, 19 77.



 Ross Campbell
 Superintendent of Streets
 City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Cleveland J. Stockton and Sanders Construction Company

ADDRESS: P. O. Box 3153, Modesto, CA 95353

Who is the owner of record of property described as follows:

Commencing at the Southwest corner of Lot 14 of Block 6701 of Caroland Manor No. 1 as per map filed June 18, 1954 in Volume 18 of Maps, Page 2, Stanislaus County Records, being the true point of beginning; thence South 190.06 feet; thence along a tangent curve 23.5 feet concave to the Northeast having a Radius of 15 feet; thence East 199.06 feet, thence North 185 feet; thence West 114 feet; thence North 20 feet; thence West 100 feet to the point of beginning.

(Stanislaus County Assessor's Parcel No. 002-01 059-3136-003)

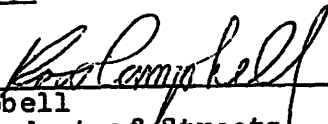
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

134 lineal feet of 2" A.C. resurfacing abutting said property in Block 6701 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 19 77.



Ross Campbell
Superintendent of Streets
City of Modesto

MODESTO CITY COUNCIL
RESOLUTION NO. 77-879

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
ALLEYS IN CERTAIN BLOCKS IN THE CITY OF MODESTO
(Block No. 6805) Enslin/La Villa Rose Ct. - Ralston/Bowen)

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 August 3, 1977, 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 22nd day of August, 1977, at 7:35 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 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 Chapter 27, Part 3, of Division 7 of the Streets and Highways Code of the State of California.

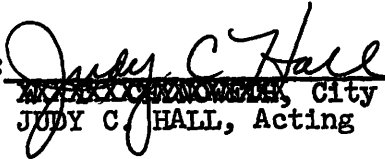
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of August, 1977, by Councilmember Elliott, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


~~XXXXXXXXXXXX~~, City Clerk
JUDY C. HALL, Acting

BLOCK 6805 - ENSLEN/LA VILLA ROSE CT. - RALSTON/BOWEN

Anne Welch	Lot 1 & South 5' Lot 2
Albert L. and Frances C. Nelson	North 52.8' Lot 2 and South 9.7' Lot 3
Gerald J. and Mary L. Marasovich	North 48.1' Lot 3 and South 14.4' Lot 4
Richard G. and Zella F. Waring	North 43.4' Lot 4 and South 19.1' Lot 5
Lewis C. and Betty Rash	North 38.7' Lot 5 and South 23.8' Lot 6
Robert R. and Marg. Hedgpeth	North 34' Lot 6 and South 28.5' Lot 7
Jeannette Westerink	North 29.3' Lot 7 and South 33.2' Lot 8
Merlin Duane and Beverly Dengerink	North 24.6' Lot 8 and South 37.9' Lot 9
William L. and Jean W. McSwain, Jr.	North 19.9' Lot 9 and South 42.6' Lot 10
Harold J. and Elizabeth Finley	North 15.2' Lot 10 and South 11' Lot 11
Helen Andritsis	North 10.5' Lot 11 and South 52' Lot 12
Nora Naraghi	Lot 13 and North 5.8' Lot 12
Paul E. and Opal Porter	Lot 14
Clarence A. & Doris M. Tallent	Lot 24
Donald L. and Dolores M. Miller	Lot 25
Helen R. Foletta	Lot 26
Stephen S. and Joyce G. Locke	Lot 27
Edward B. and Pauline H. Liljebblad	Lot 28
Robert V. and Violet M. Grandstaff	Lot 29
Kathryn L. Wahl	Lot 30
Lloyd E. and Marian Raymond	Lot 31

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Anne Welch

ADDRESS: 1941 Ralston Ct., Modesto, Ca. 95350

Who is the owner of record of property described as follows:

Lot 1 and the South 5 feet of Lot 2 of Block 6805 of La Villa Serena as per map filed March 11, 1954 in Volume 17 of Maps, Page 70, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 059-2336-001)

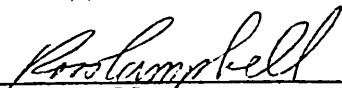
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

65 lineal feet of 2" A. C. resurfacing abutting said property in Block 6805 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN TO:

NAME: Albert L. and Frances C. Nelson

ADDRESS: 2006 Enslin Ave. Modesto, California 95350

Who is the owner of record of property described as follows:

The North 52.8 feet of Lot 2 and the South 9.7 feet of Lot 3 of Block 6805 of La Villa Serena as per map filed March 11, 1954 in Volume 17 of Maps, page 70, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 059-2337-001)


That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

57.8 lineal feet of 2" A. C. resurfacing abutting said property in Block 6805 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 to said construction at 7:35 p.m. on the 22nd day of August, 19 77, in the City Council Chambers, located in the City Hall, 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 28th day of July, 19 77.



 Ross Campbell
 Superintendent of Streets
 City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Gerald J. and Marv L. Marasovich

ADDRESS: 2010 Enslin Ave., Modesto, Ca. 95350

Who is the owner of record of property described as follows:

The North 48.1 feet of Lot 3 and the South 14.4 feet of Lot 4 of Block 6805 of La Villa Serena as per map filed March 11, 1954 in Volume 17 of Maps, Page 70, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 059-2338-001)

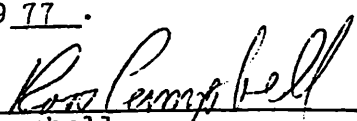
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

62.5 lineal feet of 2" A. C. resurfacing abutting said property in Block 6805 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 23th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Richard G. and Zella F. Waring

ADDRESS: 2014 Enslin Ave., Modesto, Ca. 95350

Who is the owner of record of property described as follows:

The North 43.4 feet of Lot 4 and the South 19.1 feet of Lot 5 of Block 6805 of La Villa Serena as per map filed March 11, 1954 in Volume 17 of Maps, Page 70, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 059-2339-001)


That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

57.8 lineal feet of 2" A. C. resurfacing abutting said property in Block 6805 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Lewis C. and Betty Rash

ADDRESS: 2018 Enslin Ave., Modesto, Ca. 95350

Who is the owner of record of property described as follows:

The North 38.7 feet of Lot 5 and the South 23.8 feet of Lot 6 of Block 6805 of La Villa Serena as per map filed March 11, 1954 in Volume 17 of Maps, Page 70, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 059-2340-001)

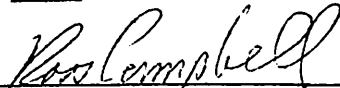
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

62.5 lineal feet of 2" A. C. resurfacing abutting said property in Block 6305 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Robert R. and Marg. Hedgpeth

ADDRESS: 17428 E. Keyes Road, Denair, Ca. 95316

Who is the owner of record of property described as follows:

The North 34 feet of Lot 6 and the South 28.5 feet of Lot 7 of Block 6805 of La Villa Serena as per map filed March 11, 1954 in Volume 17 of Maps, Page 70, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 059-2341-001)

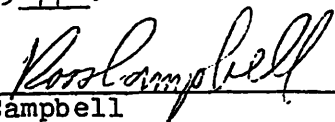
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

62.5 lineal feet of 2" A. C. resurfacing abutting said property in Block 6805 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California.

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Dated the 28th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Jeannette Westerink

ADDRESS: 2102 Enslin Ave., Modesto, Ca. 95350

Who is the owner of record of property described as follows:

The North 29.3 feet of Lot 7 and the South 33.2 feet of Lot 8 of Block 6805 of La Villa Serena as per map filed March 11, 1954 in Volume 17 of Maps, Page 70, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 059-2342-001)

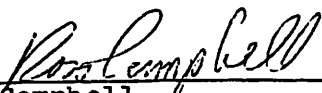
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62.5 lineal feet of 2" A. C. resurfacing abutting said property in Block 6805 in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications.

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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California.

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Dated the 28th day of July, 19 77.



Ross Campbell
Superintendent of Streets
City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Merlin Duane and Beverly Dengerink

ADDRESS: 2106 Enslan Ave, Modesto, Ca. 95350

Who is the owner of record of property described as follows:

The North 24.6 feet of Lot 8 and the South 37.9 feet of Lot 9 of Block 6805 of La Villa Serena as per map filed March 11, 1954 in Volume 17 of Maps, Page 70, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01-059-2343-001)


That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

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Dated the 28th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: William L. and Jean W. McSwain, Jr.

ADDRESS: 2110 Enslin Ave., Modesto, Ca. 95350

Who is the owner of record of property described as follows:

The North 19.9 feet of Lot 9 and the South 42.6 feet of Lot 10 of Block 6805 of La Villa Serena as per map filed March 11, 1954 in Volume 17 of Maps, Page 70, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 059-2344-001)


That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

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Dated the 28th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Harold J. and Elizabeth Finley

ADDRESS: 2114 Enslin Ave., Modesto, Ca. 95350

Who is the owner of record of property described as follows:

The North 15.2 feet of Lot 10 and the South 11 feet of Lot 11 of Block 6805 of La Villa Serena as per map filed March 11, 1954 in Volume 17 of Maps, Page 70, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 059-2345-001)

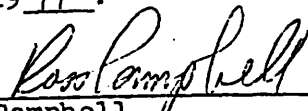
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Dated the 28th day of July, 19 77.



Ross Campbell
Superintendent of Streets
City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Helen Andritsis

ADDRESS: 2118 Enslin Ave., Modesto, Ca. 95350

Who is the owner of record of property described as follows:

The North 10.5 feet of Lot 11 and the South 52 feet of Lot 12 of Block 6805 of La Villa Serena as per map filed March 11, 1954 in Volume 17 of Maps, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 059-2346-001)

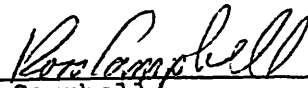
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

62.5 lineal feet of 2" A. C. resurfacing abutting said property in Block 6805 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Nora Naraghi
ADDRESS: P.O. Box 7, Escalon, Ca. 95320

Who is the owner of record of property described as follows:

Lot 13 and the North 5.8 feet of Lot 12 of Block 6805
of La Villa Serena as per map filed March 11, 1954 in
Volume 17 of Maps, Page 70, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 059-2347-001)


That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

62.6 lineal feet of 2" A. C. resurfacing abutting said property in Block 6805 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 to said construction at 7:35 p.m. on the 22nd day of August, 19 77, in the City Council Chambers, located in the City Hall, 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 28th day of July, 19 77.



Ross Campbell
Superintendent of Streets
City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Paul E. and Opal Porter

ADDRESS: 506 Bowen Avenue, Modesto, Ca. 95350

Who is the owner of record of property described as follows:

Lot 14 of Block 6805 of La Villa Serena as per map filed March 11, 1954 in Volume 17 of Maps, Page 70, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 059-2348-001)


That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

119.9 lineal feet of 2" A. C. resurfacing abutting said property in Block 6805 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 to said construction at 7:35 p.m. on the 2nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Clarence A. and Doris M. Tallent

ADDRESS: 2029 La Villa Rose Court, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 24 of Block 6805 of La Villa Serena as per map
filed March 11, 1954 in Volume 17 of Maps, Page 70,
Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 059-2328-001)

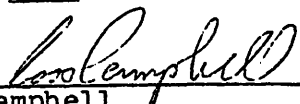
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

81 lineal feet of 2" A.C. resurfacing abutting said property in Block 6805 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 19 77.



Ross Campbell
Superintendent of Streets
City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Donald L. and Dolores M. Miller

ADDRESS: 2025 La Villa Rose Court, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 25 of Block 6805 of La Villa Serena as per map
filed March 11, 1954 in Volume 17 of Maps, Page 70,
Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 059-2329-001)


That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

106.83 lineal feet of 2" A.C. resurfacing abutting said property in Block 6805 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Helen R. Foletta

ADDRESS: 2021 La Villa Rose Court, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 26 of Block 6805 of La Villa Serena as per map
filed March 11, 1954 in Volume 17 of Maps, Page 70,
Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 059-2330-001)

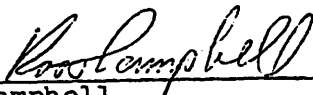
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

70 lineal feet of 2" A.C. resurfacing abutting said property in Block 6805 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Stephen S. and Joyce G. Locke

ADDRESS: 2017 La Villa Rose Court, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 27 of Block 6805 of La Villa Serena as per map
filed March 11, 1954 in Volume 17 of Maps, Page 70,
Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 059-2331-001)

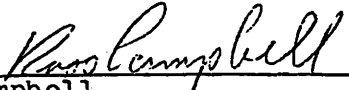
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

70 lineal feet of 2" A.C. resurfacing abutting said property in Block 6805 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Edward B. and Paulina H. Liljebblad

ADDRESS: 2013 La Villa Rose Court, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 28 of Block 6805 of La Villa Serena as per map
filed March 11, 1954 in Volume 17 of Maps, Page 70,
Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 059-2332-001)


That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

70 lineal feet of 2" A.C. resurfacing abutting said property in Block 6805 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Robert V. and Violet M. Grandstaff

ADDRESS: 2009 La Villa Rose Court, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 29 of Block 6805 of La Villa Serena as per map filed March 11, 1954 in Volume 17 of Maps, Page 70, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 059-2333-001)

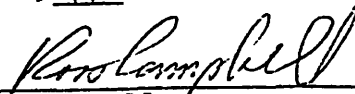
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

70 lineal feet of 2" A.C. resurfacing abutting said property in Block 6805 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN TO:

NAME: Kathryn L. WahlADDRESS: 2005 La Villa Rose Ct., Modesto, Ca. 95350

Who is the owner of record of property described as follows:

Lot 30 of Block 6805 of La Villa Serena
 as per map filed March 11, 1954 in Volume
 17 of Maps, Page 70, Stanislaus County
 Records.

(Stanislaus County Assessor's Parcel No. 002-07 059-2334-001)

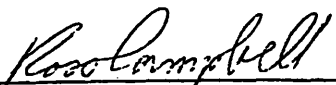
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

70 lineal feet of 2" A. C. resurfacing abutting said property in Block 6805 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 19 77.



 Ross Campbell
 Superintendent of Streets
 City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Lloyd E. and Marian Raymond

ADDRESS: 1945 Ralston Ct., Modesto, Ca. 95350

Who is the owner of record of property described as follows:

Lot 31 of Block 6805 of La Villa Serena as per map filed March 11, 1954 in Volume 17 of Maps, Page 70, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 059-2335-001)

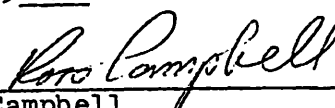
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

74.53 lineal feet of 2" A. C. resurfacing abutting said property in Block 6805 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

MODESTO CITY COUNCIL
RESOLUTION NO. 77-880

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
ALLEYS IN CERTAIN BLOCKS IN THE CITY OF MODESTO
(Block No. 6834) Sherwood/McHenry - Fleetwood/Leveland)

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 August 3, 1977, 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 22nd day of August, 1977, at 7:35 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 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 Chapter 27, Part 3, of Division 7 of the Streets and Highways Code of the State of California.

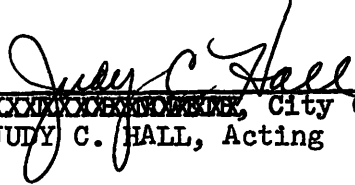
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of August, 1977, by Councilmember Elliott, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


~~XXXXXXXXXXXXXXXXXXXX~~, City Clerk
JUDY C. HALL, Acting

BLOCK 6834 - SHERWOOD/McHENRY - FLEETWOOD/LEVELAND

Wilson F. and Doris I. Bader	Lot 10
A. E. and Maida E. Ghilotti	Lot 11
Ernest K. and Lisle R. Gowdy	Lot 12
John D. Anderson	Lot 13
Frank H. and Dorothy M. Lowry	Lot 14
Raymond H. and Nancy S. Benefield	Lot 15
William M. and Vicki A. Schendel	Lot 16
Arthur G. and Betty J. Palmie	Lot 17
Charles K. and Helen F. Huston, Sr.	Lot 18
Rowland H. and La Vivian G. Gum	Lot 19
Carl J. and Janice R. Schuetze, Jr.	Lot 20
Charles F. and Loretta F. Hewitt	Lot 21
Zoe E. Gross	Lot 22
Ginnie T. Stocker	Lot 23
Elmo and Bertha Wilson, Sr.	Lot 24

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Wilson F. and Doris I. Bader

ADDRESS: 221 Fleetwood Drive, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 10 of Block 6834 of Northgate Subdivision No. 3 as per map filed September 12, 1960 in Volume 19 of Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 059-0515-001)


That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

169.27 lineal feet of 2" A.C. resurfacing abutting said property in Block 6834 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 to said construction at 7:30 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 19 77.



Ross Campbell
Superintendent of Streets
City of Modesto.

NOTICE IS HEREBY GIVEN TO:

NAME: A. E. and Maida E. Ghilotti

ADDRESS: 301 Fleetwood Drive, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 11 of Block 6834 of Northgate Subdivision No. 3 as per map filed September 12, 1960 in Volume 19 of Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 059-0514-001)

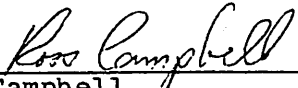
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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 2" A.C. resurfacing abutting said property in Block 6834 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 to said construction at 7:30 p.m. on the 22nd day of August, 19 77, in the City Council Chambers, located in the City Hall, 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 28th day of July, 19 77.



 Ross Campbell
 Superintendent of Streets
 City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Ernest K. and Lisle R. Gowdy

ADDRESS: 305 Fleetwood Drive, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 12 of Block 6834 of Northgate Subdivision No. 3 as per map filed September 12, 1960 in Volume 19 of Maps, Pate 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 059-0513-001)

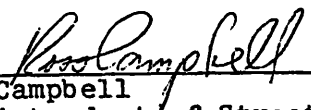
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

99.78 lineal feet of 2" A.C. resurfacing abutting said property in Block 6834 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 19 77.



Ross Campbell
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN TO:

NAME: John D. AndersonADDRESS: 309 Fleetwood Drive, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 13 of Block 6834 of Northgate Subdivision No. 3 as per map filed September 12, 1960 in Volume 19 of Maps, Page 48, Stanislaus County Records

(Stanislaus County Assessor's Parcel No. 002-07 059-0512-001)

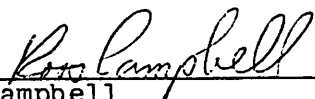
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

90.48 lineal feet of 2" A.C. resurfacing abutting said property in Block 6834 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 to said construction at 7:30 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



 Ross Campbell
 Superintendent of Streets
 City of Modesto

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Frank H. and Dorothy M. Lowry

ADDRESS: 313 Fleetwood Drive, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 14 of Block 6834 of Northgate Subdivision No. 3 as per map filed September 12, 1960 in Volume 19 of Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 059-0511-001)


That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

93 lineal feet of 2" A.C. resurfacing abutting said property in Block 6834 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 to said construction at 7:30 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 19 77.



Ross Campbell
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN TO:

NAME: Raymond H. and Nancy S. Benefield

ADDRESS: 317 Fleetwood Drive, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 15 of Block 6834 of Northgate Subdivision No. 3 as per map filed September 12, 1960 in Volume 19 of Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 059-0510-001)


That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

85.9 lineal feet of 2" A.C. resurfacing abutting said property in Block 6834 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 19 77.



Ross Campbell
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN TO:

NAME: William M. and Vicki A. SchendelADDRESS: 2602 Sherwood Drive, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 16 of Block 6834 of Northgate Subdivision No. 3 as per map filed September 12, 1960 in Volume 19 of Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 059-0509-001)

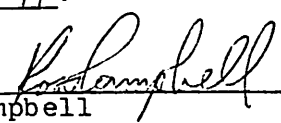
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

88.32 lineal feet of 2" A.C. resurfacing abutting said property in Block 6834 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 to said construction at 7:35 p.m. on the 22nd day of August, 19 77, in the City Council Chambers, located in the City Hall, 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 28th day of July, 19 77.



 Ross Campbell
 Superintendent of Streets
 City of Modesto

NOTICE IS HEREBY GIVEN TO:

NAME: Arthur G. and Betty J. PalmieADDRESS: 2606 Sherwood Drive, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 17 of Block 6834 of Northgate Subdivision No. 3 as per map filed September 12, 1960 in Volume 19 of Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 059-0508-001)

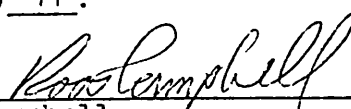
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

97.80 lineal feet of 2" A.C. resurfacing abutting said property in Block 6834 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



 Ross Campbell
 Superintendent of Streets
 City of Modesto

NOTICE IS HEREBY GIVEN TO:

NAME: Charles K. and Helen F. Huston, Sr.ADDRESS: 318 Leveland Avenue, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 18 of Block 6834 of Northgate Subdivision No. 3 as per map filed September 12, 1960 in Volume 19 of Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 059-0507-001)

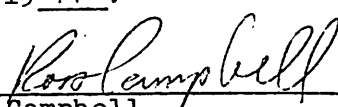
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

89.29 lineal feet of 2" A.C. resurfacing abutting said property in Block 6834 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 to said construction at 7:35 p.m. on the 22nd day of August, 19 77, in the City Council Chambers, located in the City Hall, 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 28th day of July, 19 77.



 Ross Campbell
 Superintendent of Streets
 City of Modesto

NOTICE IS HEREBY GIVEN TO:

NAME: Rowland H. and La Vivian G. Gum

ADDRESS: 314 Leveland Avenue, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 19 of Block 6834 of Northgate Subdivision No. 3 as per map filed September 12, 1960 in Volume 19 of Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 059-0506-001)

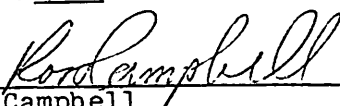
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

90.3 lineal feet of 2" A.C. resurfacing abutting said property in Block 6834 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN TO:

NAME: Carl J. and Janice R. Schuetze, Jr.

ADDRESS: 310 Leveland Avenue, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 20 of Block 6834 of Northgate Subdivision No. 3 as per map filed September 12, 1960 in Volume 19 of Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 059-0505-001)


That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

90 lineal feet of 2" A.C. resurfacing abutting said property in Block 6834 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 to said construction at 7:35 p.m. on the 22nd day of August, 19 77, in the City Council Chambers, located in the City Hall, 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 28th day of July, 19 77.



 Ross Campbell
 Superintendent of Streets
 City of Modesto

NOTICE IS HEREBY GIVEN TO:

NAME: Charles F. and Loretta F. Hewitt

ADDRESS: 306 Leveland Avenue, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 21 of Block 6834 of Northgate Subdivision No. 3 as per map filed September 12, 1960 in Volume 19 of Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 059-0504-001)


That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

90 lineal feet of 2" A.C. resurfacing abutting said property in Block 6834 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 to said construction at 7:35 p.m. on the 22nd day of August, 19 77, in the City Council Chambers, located in the City Hall, 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 28th day of July, 19 77.



Ross Campbell
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN TO:

NAME: Zoe E. Gross

ADDRESS: 302 Leveland Avenue, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 22 of Block 6834 of Northgate Subdivision No. 3
as per map filed September 12, 1960 in Volume 19 of
Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 059-0503-001)


That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

90 lineal feet of 2" A.C. resurfacing abutting said property
in Block 6834 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 to said construction at 7:35 p.m. on the 22nd day of August, 19 77, in the City Council Chambers, located in the City Hall, 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 28th day of July, 19 77.



Ross Campbell
Superintendent of Streets
City of Modesto.

OF REQUIRED ALLEY IMPROVEMENT AND HEARING

NOTICE IS HEREBY GIVEN TO:

NAME: Ginnie T. Stocker:

ADDRESS: 220 Leveland Avenue, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 23 of Block 6834 of Northgate Subdivision No. 2 as per map filed September 12, 1960 in Volume 19 of Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 059-0502-001)

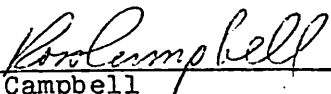
That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

90 lineal feet of 2" A.C. resurfacing abutting said property in Block 6834 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 to said construction at 7:35 p.m. on the 22nd day of August, 1977, in the City Council Chambers, located in the City Hall, 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 28th day of July, 1977.



Ross Campbell
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN TO:

NAME: Elmo and Bertha Wilson, Sr.ADDRESS: 216 Leveland Avenue, Modesto, CA 95350

Who is the owner of record of property described as follows:

Lot 24 of Block 6834 of Northgate Subdivision No. 3 as per map filed Spetember 12, 1960 in Volume 19 of Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-07 059-0501-001)


That a petition signed by over sixty (60%) percent of the property owners in your block, requesting the improvement of the alley abutting your property has been filed with the City Clerk. Pursuant to the requirement of California Streets and Highways Code Section 5876 and 5879, the Superintendent of Streets of the City of Modesto hereby notifies 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:

91.39 lineal feet of 2" A.C. resurfacing abutting said property in Block 6834 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 to said construction at 7:35 p.m. on the 22nd day of August, 19 77, in the City Council Chambers, located in the City Hall, 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 28th day of July, 19 77.



 Ross Campbell
 Superintendent of Streets
 City of Modesto

MODESTO CITY COUNCIL
RESOLUTION NO. 77-881

A RESOLUTION ACCEPTING THE BID OF THE FLINTKOTE COMPANY FOR ASPHALT CONCRETE SURFACING VARIOUS RESIDENTIAL ALLEYS, PROJECT NO. 6

WHEREAS, Resolution No. 77-778 , adopted by the Council of the City of Modesto on August 1, 1977 , approved the plans and specifications for the asphalt concrete surfacing various residential alleys, Project No. 6 and authorized the calling for bids, and

WHEREAS, the bids received for the asphalt concrete surfacing various residential alleys, Project No. 6 were opened at 11:10 A.M. on August 16, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of The Flintkote Co. in the amount of \$14,073.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of The Flintkote Co. in the amount of \$14,073.00

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 22nd day of August, 1977, by Councilmember Dunlap , who moved its adoption, which motion being duly seconded by Councilmember Elliott , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Judy C. Hall
~~REBECCA COOPER~~, City Clerk
JUDY C. HALL, Acting

MODESTO CITY COUNCIL
RESOLUTION NO. 77-882

A RESOLUTION ADOPTING PROCEDURES FOR IMPLEMENTING THE SCHOOL
SITE AND FACILITIES TAX OF THE CITY OF MODESTO.

WHEREAS, on August 22, 1977, the City Council introduced Ordinance
No. 1641-C.S., which ordinance will add Article 10 to Chapter 2 of Title VIII
of the Modesto Municipal Code, and

WHEREAS, said article establishes a tax to be known as the School
Site and Facilities Tax of the City of Modesto, and

WHEREAS, Section 8-2.1008 of said article provides that "the Council
shall by resolutions adopted from time to time set forth conditions to be required
and the procedures to be used in determining disbursement of and accounting for
monies from the School Site and Facilities Tax Fund", which fund is established
by said article,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the procedures attached hereto and titled "Procedures for Implementing
School Site and Facilities Tax" are hereby adopted.


The foregoing resolution was introduced at a regular meeting of the City
Council of the City of Modesto held on the 22nd day of August, 1977, by Council-
member Elliott, who moved its adoption, which motion being duly seconded by
Councilmember Siefkin, was upon roll call carried and the resolution adopted by
the following vote:

AYES: Councilmembers: Elliott, Lang, Mensinger, Siefkin

NOES: Councilmembers: Dunlap, Kullijian, Mayor Davies

ABSENT: Councilmembers: None

ATTEST:


~~XX~~
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

PROCEDURES FOR IMPLEMENTING SCHOOL SITE AND FACILITIES TAX

CONTENTS

- 1. Definitions**
- 2. Use of Tax Revenues**
- 3. Advisory Committee**
- 4. Procedures for Purchasing Land**
- 5. Procedures for Constructing, Purchasing or Leasing Classroom Buildings**

**Adopted by Modesto City Council Resolution No. 77-882
August 22, 1977**

DEFINITIONS

- (a) The term "school districts" includes all elementary school districts and the Modesto High School District of Stanislaus County located in whole or in part within the City of Modesto.
- (b) The term "construction" includes the erection of permanent, portable, or temporary classrooms, excluding all other on-site improvements or preparation and utility hookups.
- (c) The term "site improvements" includes only off-site improvements in the public right-of-way.

USE OF TAX REVENUES

Revenues resulting from this tax are to be used to provide a source of revenue for a limited period of time for the purchase of land for elementary, senior elementary, and high schools. In addition, tax revenues may be used to construct, purchase or lease temporary or permanent classroom facilities to meet school needs resulting from new population growth.

Revenues are not to be used for replacement, repair, renovation or remodeling of existing classroom facilities.

Funds may also be used for off-site improvements in the public right-of-way if funding priorities permit.

ADVISORY COMMITTEE

By September 12, 1977, each elementary school district shall appoint one of its elected officials (and one alternate elected official) to serve on the Advisory Committee established by Modesto Municipal Code Section 8-2.1010. The Modesto Board of Education representative shall represent both the Modesto City School District and the Modesto High School District. In addition, in accordance with said Section 8-2.1010, the Mayor, with the concurrence of the Council, shall appoint one Councilmember to serve as a nonvoting member of said Committee. The Mayor, with the concurrence of the Council, shall also appoint one person recommended by the home building industry to sit with the Committee as a nonvoting industry spokesperson to assist the Committee in making its recommendations. Four members shall constitute a quorum. A majority of four votes shall be necessary for the Committee to make recommendations. All Advisory Committee meetings shall be open to the public. The Committee shall annually elect a chairperson and vice chairperson, with terms of office from May 1 of each year to April 30 of the following year. The Committee may adopt any further rules and regulations necessary to conduct its meetings.

PROCEDURES FOR SITE ACQUISITION (FOR ELEMENTARY AND HIGH SCHOOL DISTRICTS)

By September 30, 1977, and March 1, of each following year, each school district shall submit the following information to the Advisory Committee:

- 1) Student capacity of each school in the district.
- 2) Projected annual enrollment districtwide for the next five years.
- 3) Existing enrollment at each school as of September, 1977 and the end of the sixth school calendar month each following year.
- 4) Number and type of portable units which could be placed on each existing site on an interim basis.
- 5) If a site is requested, a resolution of the governing board of the district designating the general location of the site.

Based on the annual information submitted by the school districts, estimates of revenues provided by the City, and other available pertinent information, the Advisory Committee shall prepare a list of priorities for expenditures for the following fiscal year to recommend to the City Council Public Projects Committee. Based on these recommendations and other available information, the Public Projects Committee shall make recommendations to the City Council as outlined in Modesto Municipal Code Section 8-2.1010.

If it is determined a site should be purchased in the following fiscal year, it is the responsibility of the school district and City to agree on the precise location. Once agreed upon and approved by the Planning Commission, the City Council shall authorize City staff to commence acquisition procedures.

The Advisory Committee shall include with its recommendations on expenditures recommendations on how, when, and under what circumstances title will pass from City to school district.

It is anticipated that tax revenues will be available each year for constructing, purchasing or leasing classroom buildings.

Based on the annual information submitted by the school districts, the estimates of revenue provided by the City, and other available pertinent information, the Advisory Committee shall recommend to the Public Projects Committee priorities for expenditures for the following fiscal year.

If it is determined that funds shall be spent for permanent construction the requisite funds shall be allocated to the appropriate school district. It shall be the responsibility of the district to handle all construction matters.

The Advisory Committee shall include with its recommendations on expenditures recommendations on who shall purchase, own and maintain any portable classroom facilities.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-883

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE REGENTS OF THE UNIVERSITY OF CALIFORNIA TO PROVIDE A BIOLOGICAL PEST CONTROL PROGRAM FOR THE CITY'S STREET TREES

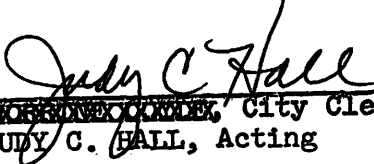
BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and The Regents of the University of California for providing a biological pest control program for the City's street trees be, and it is hereby approved.

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 August, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:


~~Worshipful~~ City Clerk
JUDY C. HALL, Acting

MODESTO CITY COUNCIL
RESOLUTION NO. 77-884

A RESOLUTION APPROVING THE FINAL MAP OF THE
OAKMONT NO. 3
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, FRIES AM CORPORATION, a California corporation,)

is (~~is~~) possessed of a tract of land situate in the City of Modesto, County of Stanislaus,
consisting of 10.242 acres, known as the Oakmont No. 3

Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of
the City of Modesto on the 19 day of April, 19 77, 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 Oakmont 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 22nd day of August, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:

Judy C. Hall
~~XXXXXXXXXXXX~~, City Clerk
JUDY C. WALL, Acting

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 77-885

A RESOLUTION APPROVING THE FINAL MAP OF THE
OAKMONT NO. 4
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, FRIES AM CORPORATION, a California corporation,

is (a) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 9.087 acres, known as the Oakmont No. 4 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 19 day of April, 1977, 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 Oakmont No. 4 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 22nd day of August, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:

Judy C. Hall
~~XXXXXXXXXXXX~~ City Clerk
JUDY C. HALL, Acting

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 77-886

A RESOLUTION APPROVING THE FINAL MAP OF THE
COLLEGE WEST NO. 2
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Alcal Financial Corporation, a corporation,

is (~~able~~) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 15.936 acres, known as the College West No. 2 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 5 day of April, 1977, 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 College West 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.

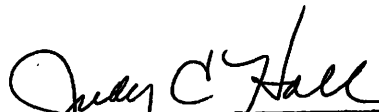
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of August, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


~~NEEDS TO BE SIGNED BY~~ City Clerk
JUDY C. HALL, Acting

(SEAL)

APPROVED AS TO FORM:

By


ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77-887

A RESOLUTION ACCEPTING IMPROVEMENTS IN EASTRIDGE NO. 5 SUBDIVISION
AND AUTHORIZING RELEASE OF SUBDIVISION BONDS

WHEREAS, Paul M. Zagaris and Liberty Zagaris, husband and wife, subdividers of Eastridge No. 5 subdivision, have filed Subdivision Bonds for faithful performance and labor and materials in the amount of \$140,000 and \$70,000 respectively to guarantee improvements in Eastridge No. 5 subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated August 17, 1977 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 Eastridge No. 5 Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Subdivision Bond for faithful performance in the amount of \$140,000 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the Subdivision Bond for labor and materials in amount of \$70,000 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 22nd day of August, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensing, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: 
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-888

A RESOLUTION AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE STATE DIVISION OF AERONAUTICS FOR FUNDING OF A FLY-IN PARKING APRON AT THE MODESTO CITY-COUNTY AIRPORT/HARRY SHAM FIELD

WHEREAS, funding is available for recreational fly-in activities from the State Division of Aeronautics Recreational Fly-in fund defined in Title 4, Subchapter 2.5, Article 1 of the State Aeronautics Act; and

WHEREAS, the costs of developing a fly-in access to the proposed Tuolumne River Regional Park, which includes providing an aircraft taxiway and parking apron from the airport to the park, has been estimated to be \$67,600 plus \$6,760 contingencies, for a total of \$74,360; and

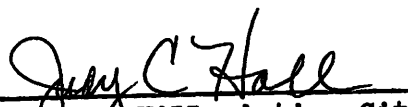
WHEREAS, the Council of the City of Modesto desires to submit an application to the State Division of Aeronautics, Airport Recreational Fund, for funding a fly-in access to the proposed Tuolumne River Regional Park.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Airport Manager be authorized to submit an application for funding to the State Division of Aeronautics for a fly-in parking apron at the Modesto City-County Airport/Harry Sham Field 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 22nd day of August, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger
NOES: Councilmembers: Kullijian, Siefkin and Mayor Davies
ABSENT: Councilmembers: None

ATTEST:


JUDY C. HALL, Acting City
Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-889

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
LEON L. PLANTE AND KATIE B. PLANTE FOR WATER SERVICE TO PROPERTY
AT 1321 CARPENTER

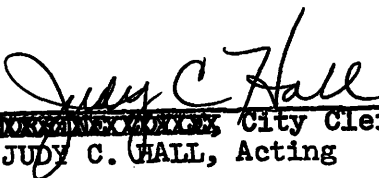
BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Leon L. Plante
and Katie B. Plante
for water service to property outside the City at 1321 Carpenter
be, and it is hereby approved.

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
August , 1977, by Councilmember Dunlap , who moved
its adoption, which motion being duly seconded by Councilmember
Elliott , was upon roll call carried and the resolution adopted
by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST:


~~XXXXXXXXXXXX~~ City Clerk
JUDY C. HALL, Acting

MODESTO CITY CLERK
RESOLUTION NO. 77-890

A RESOLUTION AUTHORIZING PAYMENT OF \$4,933.06 TO PAUL M. ZAGARIS, SUBDIVIDER OF EASTRIDGE NO. 5 SUBDIVISION, FOR STREET IMPROVEMENTS INSTALLED ON MIDDLEBORO PLACE ADJACENT TO A CITY PARK

WHEREAS, Paul M. Zagaris, subdivider of Eastridge No. 5 subdivision, installed the street improvements adjacent to the City Park on Middleboro Place in error while constructing improvements for his subdivision; and

WHEREAS, the City of Modesto received a letter dated June 15, 1977, from Mid-Valley Engineering giving the cost breakdown of the street improvements and requesting payment of \$4,933.06 to their client, Paul M. Zagaris; and

WHEREAS, the unit cost figures shown in the letter are considered reasonable for this type of work and staff recommends payment of \$4,933.06 to Paul M. Zagaris.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Modesto that authorization to pay to Paul M. Zagaris \$4,933.06 in payment for the street improvements adjacent to the City Park on Middleboro Place is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of August, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-891

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND J. H. KLEINFELDER AND ASSOCIATES FOR TESTING OF MISCELLANEOUS PROJECTS AT MODESTO CITY-COUNTY AIRPORT (FAA-ADAP Project No. 8-06-0153-05)

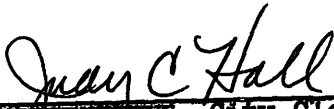
BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and J. H. Kleinfelder and Associates for testing of miscellaneous projects at Modesto City-County Airport be, and it is hereby approved.

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 22nd day of August, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:


~~WARRINECKE~~, City Clerk
JUDY C. HALL, Acting

MODESTO CITY COUNCIL
RESOLUTION NO. 77-892

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 30-3-9 OF THE ZONING MAP (P/C initiated)

WHEREAS, the Modesto City Planning Commission held a public hearing on August 2, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 30-3-9 of the Zoning Map to prezone to M-1 property located in the Kansas Avenue-Carpenter Road area the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-140 recommending to the Council that pre zoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 30-3-9 of the Zoning Map be set for September 19, 1977 at 4:05 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed pre zoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of August, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

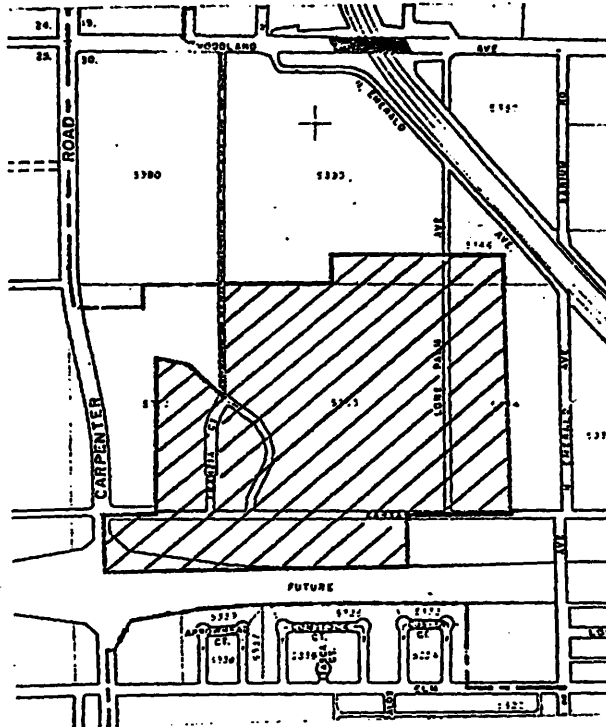
AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensing, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Judy C. Hall
~~XXXXXXXXXX~~ City Clerk
JUDY C. HALL, Acting

KANSAS-CARPENTER ZONING STUDY MAP JUNE 15, 1976



PROPOSED PREZONING
TO P-M-1



MODESTO CITY COUNCIL
RESOLUTION NO. 77-893

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$2,625 TO PROVIDE FUNDS TO REPLACE ROOF OF THE OLD "FIREHOUSE" AT 416 DOWNEY AVENUE

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

GENERAL FUND (101)

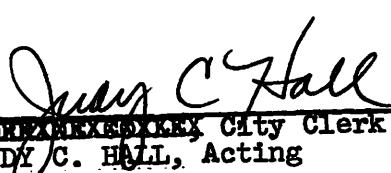
FROM: General Reserve (60-800-101)	\$2,625.00
TO: M & R Buildings & Grounds (224-350-101)	\$2,625.00

(At the May 24, 1977, Council meeting the Council directed staff to inspect and repair or replace the roof of the old Firehouse at 416 Downey Avenue as conditions warranted. This was not budgeted for)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of August, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:


~~XXXXXXXXXXXX~~ City Clerk
JUDY C. HALL, Acting

MODESTO CITY COUNCIL
RESOLUTION NO. 77-894

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$650 TO PROVIDE FUNDS NEEDED TO PURCHASE A VOLTAGE STABILIZER FOR MICROFILM CAMERAS AND EQUIPMENT

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

GENERAL FUND (101)

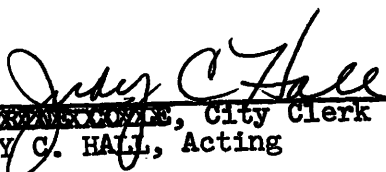
FROM: General Reserve (60-800-101)	\$650.00
TO: Microfilm Supplies, Mtc., & Outside Services (5508-110-101)	\$650.00

(Because of present continual fluctuations in electrical power, a voltage stabilizer is needed for microfilm cameras and equipment)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of August, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST:


~~NOREENE COOPER~~, City Clerk
JUDY C. HALL, Acting

MODESTO CITY COUNCIL
RESOLUTION NO. 77-895

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPEAL BY ALLEN GRANT, INC. TO PLANNING COMMISSION DECISION REGARDING REZONING OF PROPERTY ON ROSENITE BOULEVARD WEST OF CAPISTRANO DRIVE FROM P-D(77) TO P-O

BE IT HEREBY RESOLVED by the Council of the City of Modesto that October 3, 1977, at 4:15 P. P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of appeal by Allen Grant, Inc. to Planning Commission decision regarding rezoning of property on Rosenite Boulevard west of Capistrano Drive from P-D(77) to P-O.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of October, 1977, by Councilmember Dunlap, 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:	Dunlap, Elliott, Lang, Mensinger, Sierkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-896

A RESOLUTION REJECTING APPLICATION FOR LEAVE TO PRESENT LATE CLAIM ON BEHALF OF CLAIMANT, CURTIS BRUMLEY, RECEIVED IN THE OFFICE OF THE CITY CLERK, CITY OF MODESTO

WHEREAS, an application for leave to present late claim on behalf of claimant, Curtis Brumley, against the City of Modesto was received on August 22, 1977 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, Curtis Brumley, against the City of Modesto, received on August 22, 1977 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 6th day of September, 1977, by Council member Dunlap, 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:	Council members:	Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Council members:	None
ABSENT:	Council members:	Hulligan

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-897

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPEAL BY KATHERINE McMILLAN TO BOARD OF ZONING ADJUSTMENT DECISION REGARDING A CONDITIONAL USE PERMIT FOR A REST HOME AT THE CORNER OF WEST ROSEBURG AVENUE AND WELLESLEY WAY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that October 3, 1977, at 5:00 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of appeal by Katherine McMillan to Board of Zoning Adjustment decision regarding a conditional use permit for a rest home at the corner of West Roseburg Avenue and Wellesley Way.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of September, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davics
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-898

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPEAL BY STONE BROS. & ASSOCIATES TO PORTIONS OF THE PLANNING COMMISSION'S DECISION REGARDING ZONING OF PROPERTY WEST OF COFFEE ROAD AND NORTH OF SYLVAN AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that October 10, 1977, 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 appeal by Stone Bros. & Associates to portions of the Planning Commission's decision regarding zoning of property west of Coffee Road and north of Sylvan Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of September, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-899

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR COLLATOR-SORTER

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

SECTION 1. The plans and specifications for collator-sorter 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 4, 1977 at 2:15 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of September, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Lang, Mensinger,
Sierkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-900

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR GRACEADA PARK TENNIS COURT RESURFACING

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

SECTION 1. The plans and specifications for Graceada Park tennis court resurfacing

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 20, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of September, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-901

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR THE UPGRADING OF TENNIS COURT LIGHTING AT GRACEADA PARK

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

SECTION 1. The plans and specifications for the upgrading of tennis court lighting at Graceada 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 September 20, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of September, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Lang, Mensinger,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-902

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR REVISED STREET LIGHT CIRCUIT ON McHENRY AVENUE BETWEEN ORANGEBURG AVENUE AND BRIGGSMORE AVENUE

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

SECTION 1. The plans and specifications for revised street light circuit on McHenry Avenue between Orangeburg Avenue and Briggsmore Ave.

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 27, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of September, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Lang, Mensinger,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian

ATTEST: Norrine Coyne
NORRINE COYNE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-903

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF SUBTRUNK SEWER IN McHENRY AVENUE FROM UNION AVENUE TO CORALWOOD ROAD

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

SECTION 1. The plans and specifications for construction of subtrunk sewer in McHenry Ave. from Union Ave. to Coralwood Rd. 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 20, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the _____th day of September, 19____, by Councilmember Dunlap _____, 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: Dunlap, Elliott, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-904

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE CONSTRUCTION OF WATERLINES IN CONTINENTAL PLAZA, HILLSBORO EAST, AND LINCOLN SQUARE NO. 6

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

SECTION 1. The plans and specifications for the construction of waterlines in Continental Plaza, Hillsboro East, and Lincoln Square No. 6 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 20, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of September, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Lang, Mensinger,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-905

A RESOLUTION ACCEPTING THE BID OF GEORGE REED, INC. FOR RAISING MANHOLES AND VALVE BOXES IN McHENRY AVENUE, BETWEEN HELEN AVENUE AND LEVELAND LANE AND BETWEEN WARREN WAY AND UNION AVENUE

WHEREAS, Resolution No. 77-813 adopted by the Council of the City of Modesto on August 8, 1977, approved the plans and specifications for the raising of manholes and valve boxes in McHenry Ave. between Helen Ave. and Leveland Lane and between Warren Way & Union Ave. and authorized the calling for bids, and

WHEREAS, the bids received for the raising of manholes and valve boxes in McHenry Ave. between Helen Ave. and Leveland Lane and between Warren Way and Union Ave. were opened at 11:00 A.M. on August 23, 1977 and later tabulated by the Director of Public Works for the consideration of the Council. and

WHEREAS, the Director of Public Works has recommended that the bid of George Reed, Inc. in the amount of \$14,852.00 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 \$14,852.00 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 6th day of September, 1977 by Councilmember Dunlap 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 Dunlap, Elliott, Lang, Mensinger, Sierkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers Hullijian

ATTEST: *Laurie J. [Signature]*
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-906

A RESOLUTION ACCEPTING THE CONSTRUCTION OF PUBLIC IMPROVEMENTS - HOUSING TARGET AREA STAGE 2 (Lee Cain)

WHEREAS, a report has been filed by the Director of Public Works that the construction of Public Improvements - Housing Target Area Stage 2 has been completed by Lee Cain

in accordance with the contract agreement dated April 25, 1977.

NOW, THEREFORE, BE IT RESOLVED that the construction of Public Improvements - Housing Target Area Stage 2 be accepted from said contractor, Lee Cain

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$10,000.00 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 September, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-907

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WATERLINES IN SCOTT
ESTATES (Joe Martin)

WHEREAS, a report has been filed by the Director of Public
Works that the construction of waterlines in Scott Estates
has been completed by Joe Martin

in accordance with the contract agreement dated April 4, 1977.

NOW, THEREFORE, BE IT RESOLVED that the construction of water-
lines in Scott Estates
be accepted from said contractor, Joe Martin

that notice of completion be filed with the Recorder of Stan-
islaus County and that payment of amounts due in the amount of
\$15,000.00 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meet-
ing of the Council of the City of Modesto held on the 6th day
of September, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Lang, Mensinger,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijan

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-908

A RESOLUTION APPROVING A DEVELOPMENT PLAN
FOR PLANNED-DEVELOPMENT ZONE, P-D (166) _____.

WHEREAS, a verified application for an amendment to Section
11-3-8 of the Zoning Map was filed by T. M. I. Corporation
_____ on June 15, 1977, to
reclassify from Low Density Residential Zone, R-1,
to Planned-Development Zone, P-D, the following described property:

All that portion of Section 11, Township 3 South, Range 8
East, of the Mount Diablo Pase and Meridian described as
follows:

All of Parcel 2 of Maps filed July 3, 1974, in Volume 19,
at Page 56 in the Stanislaus County Records.

Contains: 19.76 net/gross acres.

WHEREAS, after public hearing held on July 19, 1977,
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 subject property is shown on the Modesto Urban Area General Plan map and on the adopted Zoning and Development Plan for the Pelandale Neighborhood as partially commercial and partially residential.
2. The commercial portion of the project is immediately adjacent to the Vintage Faire Regional Shopping Center.
3. The subject property has frontage on Sisk Road, a planned 4-lane frontage road adjacent to Freeway 99.
4. The residential portion of the project has a net dwelling unit density of 14-1/2 dwellings per acre, which density is specified in the adopted Pelandale Neighborhood Zoning and Development Plan.
5. Although a portion of the area proposed for commercial uses is located in the area shown on the General Plan Map as residential, this is more than offset by a larger area proposed for residential uses in the area shown on the General Plan Map as commercial.

WHEREAS, after a public hearing held on September 6, 1977, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of T. M. I. Corporation 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. 1643 -C.S. on the 6th day of September, 1977, reclassifying the above-described property from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D (166),

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 (166), is hereby approved in accordance with the plan titled "Motel Complex, Commercial and Multifamily Development", as amended in red on its face, stamped approved by the Planning Commission on July 19, 1977, and on file in the office of the Director of Planning and Community Development, subject to the following conditions:

1. That all development shall be in accordance with the above plan.
2. That prior to the issuance of a building permit, a landscaping and irrigation plan shall be submitted by the applicant and approved by both the Director of Planning and Community Development and the Director of Parks and Recreation. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved landscaping and irrigation plan. Irrigation shall be by underground sprinkler system. Screen landscaping shall be installed in the 10-foot wide landscaping strips along the east boundary of the commercial portion of the project and along the north boundary of the motel-restaurant portion of the project.
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 development shall be connected to the City of Modesto water and sewer facilities in accordance with the requirements of the Director of Public Works.
5. That all parking and driveway areas shall be improved in accordance with City standards including the provisions of Sections 10-2.1801, 10-2.1804, and 10-2.1808 of the Municipal Code. All drainage facilities shall be provided in accordance with the requirements of the Director of Public Works.

6. That the applicant shall install 14 fire hydrants and the pipeline system therefor in accordance with the requirements and to the specifications of the Fire Chief. Said hydrants shall be installed and operable prior to the occupancy of the premises.
7. 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 as determined by the Director of Planning and Community Development.
8. That the entire east and north property lines adjacent to residentially zoned property shall be developed with a 6-foot high masonry pilaster and board or masonry pilaster and grapestake fence meeting the standards of the City's adopted Wall and Fence Standards.
9. That all outdoor lighting within the P-D Zone shall be shielded from adjacent residential properties in accordance with the requirements of the City Engineer.
10. That no operations conducted on the commercial portion of the project 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 commercial portion of the project shall be soundproofed in accordance with the requirements of the Director of Public Works.
11. That the loading dock areas of the commercial structure and the motel-restaurant complex shall not be used for outside storage of any type of material.
12. That upon demand by the City, the developer shall dedicate an additional 12 feet of street right-of-way to complete Sisk Road to a major street standard.
13. That the developer shall improve Sisk Road to major street standards in accordance with the requirements of the Director of Public Works.
14. That the northerly public street be dedicated and improved to City standards as a 60-foot wide collector street except that the westerly 300 feet of this street shall be dedicated and improved to a 70-foot width to allow for a left turn lane.
15. That public utility easements as required by the utility companies serving the development shall be dedicated.
16. That street barricades shall be constructed by the developer at the end of all dead-end streets as required by the City Engineer pursuant to improvement plans.
17. That sanitary sewer extension plans to serve the project shall be prepared by the developer's engineer and shall be in accordance with the specifications of the City Engineer.
18. That one freestanding identification sign a maximum of 28 feet high and 150 square feet in area shall be permitted to identify the motel-restaurant complex. All other signs within the commercial and motel-restaurant portion of the project shall comply with the H-1 zone sign regulations. Any signs proposed for the residential portion of the project shall comply with the sign regulations of the R-2 zone.
19. That in order to provide for adequate fire suppression support for the two fourplex single-story residential structures along the north property line, which structures are more than 150 feet from a paved street or accessway, the developer shall accomplish either of the following:
 - a. Provide standard automatic fire extinguishing systems in said two structures in accordance with the requirements of the Fire Chief; or

- b. Provide a hard surface fire access lane meeting the requirements of the Fire Chief to give adequate fire department access to the above two fourplex structures.
20. That prior to the issuance of a building permit, the developer shall submit street improvement plans prepared by a registered Civil Engineer for approval by the City Engineer.
21. That prior to the issuance of a building permit for any development, the developer shall pay to the City of Modesto the cost of planting street trees every 40 feet along the public streets, the total number to be determined by the Director of Public Works.
22. That all public improvements shall be installed prior to occupancy of the premises or by October 1, 1980, whichever occurs first.
23. That in the residential portion of the project, all utilities shall be underground including T.V. reception facilities. No antennas shall be permitted.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D (166) :

That the construction program shall be accomplished in three phases as follows:

Phase I to include the motel-restaurant complex with construction to begin on or before October 1, 1979, and be completed on or before October 1, 1980.

Phase II to include the 60,000 square foot commercial structure with construction to begin on or before October 1, 1980, and be completed on or before October 1, 1981.

Phase III to include the 208 multiple-family residential units with construction to begin on or before October 1, 1981, and be completed on or before October 1, 1983.

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 reclassifying the above-described property to Planned-Development Zone, P-D (166) 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 September, 1977, by Councilmember Elliott, 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: **Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies**

NOES: Councilmembers: **None**

ABSENT: Councilmembers: **Kullijian**

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Edward L. Johnson*
EDWARD L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By *William J. Davis*
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO 77-909

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 11-3-8 OF THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY THEREON. (T.M.I. CORPORATION)

WHEREAS, on September 6, 1977, the City Council introduced Ordinance No. 1643 -C.S. giving approval to a project relating to an amendment to Section Map 11-3-8 of the Zoning Map of the City of Modesto, reclassifying certain property located thereon from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D,

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 delcaration 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 11-3-8 of the Zoning Map of the City of Modesto, reclassifying certain property located thereon from Low Density Residential Zone, R-1, to Planned Development Zone, P-D

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of September, 1977, by Councilmember Elliott, 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: Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian

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. 77-910

A RESOLUTION DENYING THE APPEAL OF SIGN DESIGNS INC. FILED ON BEHALF OF JOHN BETTENCOURT TO THE DECISION OF THE BOARD OF ZONING ADJUSTMENT DENYING A REQUEST FOR A FREESTANDING SIGN TO ADVERTISE AND IDENTIFY A USED CAR LOT AND OFFICE BUILDING ON THE EAST SIDE OF McHENRY AVENUE, SOUTH OF MEILY WAY IN THE CITY OF MODESTO, AND AFFIRMING THE DECISION OF THE BOARD OF ZONING ADJUSTMENT.

WHEREAS, an application for a conditional use permit in the H-1 Zone for a used car lot and office building at the southeast corner of McHenry Avenue and Meily Way and for a freestanding sign to identify said uses was filed by John Bettencourt on May 5, 1977, and

WHEREAS, at the time of approval of the conditional use permit a request for a freestanding sign under Section 10-2.3510(b)(4) of the Modesto Municipal Code was excluded from consideration due to an inadvertent omission from the legal notice of public hearing, and

WHEREAS, John Bettencourt, the applicant, therefore consented that the Board of Zoning Adjustment proceed with the conditional use permit application for the used car lot and office building with the express intention of pursuing sign approval at the subsequent Board of Zoning Adjustment meeting, and

WHEREAS, a public hearing was reset on the application for a conditional use permit for the freestanding sign for June 23, 1977, and

WHEREAS, Section 10-2.2904(a) of the Modesto Municipal Code authorizes the granting of conditional use permits in the H-1 Zone by the Board of Zoning Adjustment after public hearing, and

WHEREAS, a public hearing was held by the Board of Zoning Adjustment on June 23, 1977, in the City Council Chambers, City Hall, 801 - 11th Street, Modesto, California, at which time the Board of Zoning Adjustment by Resolution No. 733 denied the application of John Bettencourt for a conditional use permit in the H-1 Zone for a freestanding sign to advertise and identify a used car lot and office building on the east side of McHenry Avenue, south of Meily Way in the City of Modesto, for the reason that the applicant failed to show that the proposed use or occupancy cannot adequately be identified by other signs permitted in the H-1 Zone as required by Section 10-2.3510(b)(4) of the Modesto Municipal Code, and

WHEREAS, Sign Designs Inc, filed an appeal on behalf of John Bettencourt with the City Clerk of the City of Modesto on July 7, 1977, to the decision of the Board of Zoning Adjustment denying his request for a conditional use permit in the H-1 Zone to allow a freestanding sign to advertise and identify a used car lot and office building on the east side of McHenry Avenue, south of Meily Way in the City of Modesto, and

WHEREAS, said matter 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 4:05 o'clock p.m. on September 6, 1977, at which time evidence both oral and documentary was taken and introduced,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal to the decision of the Board of Zoning Adjustment denying a request for a conditional use permit in the H-1 Zone to allow a freestanding sign to advertise and identify a used car lot and office building on the east side of McHenry Avenue, south of Meily Way in the City of Modesto is hereby denied for the reason that the applicant has failed to show that the proposed use or occupancy cannot be adequately identified by other signs permitted in the H-1 Zone as required by Section 10-2. 3510(b)(4) of the Modesto Municipal Code.

BE IT FURTHER RESOLVED that the decision of the Board of Zoning Adjustment denying the request for a conditional use permit in the H-1 Zone to allow a freestanding sign to advertise and identify a used car lot and office building on the east side of McHenry Avenue, south of Meily Way in the City of Modesto is hereby affirmed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of September, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: Lang
ABSENT: Councilmembers: Kullijian

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. 77-911

A RESOLUTION APPROVING A DEVELOPMENT PLAN
FOR PLANNED-DEVELOPMENT ZONE, P-D (164).

WHEREAS, a verified application for an amendment to Section
9-3-9 of the Zoning Map was filed by Dennis Cummins
on April 18, 1977, to
reclassify from Low Density Residential Zone, R-1, and Highway Frontage Zone, H-1,
to Planned-Development Zone, P-D, the following described property:

R-1 to P-D

All that portion of the Northwest quarter of the Southwest quarter of
Section 9, Township 3 South, Range 9 East, M. D. B. & M. described
as follows:

Parcel No. 1

Beginning at a point 2 chains South $9^{\circ} 53'$ East and South $89^{\circ} 23'$
East, 6.35 chains from quarter corner common to Sections 8 and 9, in
Township and Range aforesaid; thence South $0^{\circ} 53'$ East, 3 chains;
thence North $89^{\circ} 23'$ West, 3.65 chains to center line of ditch, thence
North $0^{\circ} 53'$ West along center line of ditch 3 chains to the point of
beginning. Excepting therefrom the westerly 5.9' thereof.

Parcel No. 2

Beginning at a point on the section line between Sections 8 and 9
which point is 5 chains South $0^{\circ} 53'$ East from the quarter corner
common to Sections 8 and 9, in Township 3 South, Range 9 East, M.D.B.
& M.; thence running South $89^{\circ} 23'$ East, a distance of 10 chains to a
point; thence running South $0^{\circ} 53'$ East, a distance of 3 chains to a
point; thence running North $89^{\circ} 23'$ West, a distance of 10 chains to
the point of intersection with the section line common to said Sections
8 and 9; thence running North $0^{\circ} 53'$ West, a distance of 3 chains to the
point of beginning. Excepting therefrom the West 425 feet thereof.

Parcel No. 3

The east 61.50 feet of the following described property

Beginning at the quarter corner common to Sections 8 and 9, Township and
Range aforesaid; thence running South $89^{\circ} 23'$ East along the East and
West quarter section line through said Section 9, a distance of 10
chains to a point; thence running South $0^{\circ} 53'$ East, a distance of 2
chains to a point; thence running north $89^{\circ} 23'$ West a distance of 10
chains to the intersection with the section line between Sections 8
and 9; thence North $0^{\circ} 53'$ West along the Section line between Sections
8 and 9, a distance of 2 chains to the point of beginning. Including also
all that portion of Sylvan Avenue located between the north line of the
above described property and the centerline of said Sylvan Avenue.

Parcel No. 4

The East 38.5 feet of the West 65 feet of the East 155 feet of the following:

Commencing at a point 553.5 feet East of the quarter corner common

to Sections 8 and 9 Township 3 South, Range 9 East, being the Northwest corner of the land described in the Deed to Annie A. Christian, recorded September 7, 1945 as Instrument No. 15765; thence South and along the West line of the land described in the Deed to said Christian, a distance of 132 feet to the Southwest corner of said Christian land; thence running North $89^{\circ} 23'$ West and parallel with the North line of the Southwest quarter of said Section 9, a distance of 553.5 feet to the West line of said Section 9; thence running North along the West line of said Section 9, a distance of 132 feet to the quarter corner common to said Sections 8 and 9; thence East 553.5 feet to the point of commencement. Including also all that portion of Sylvan Avenue located between the north line of the above described property and the centerline of said Sylvan Avenue

1-1 to 2-1

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

Parcel No. 1

The westerly 5.9 feet of the following described property

Beginning at a point 2 chains South $9^{\circ} 53''$ East and South $89^{\circ} 23'$ East, 6.35 chains from quarter corner common to Sections 8 and 9, in Township and Range aforesaid; thence South $0^{\circ} 53'$ East, 3 chains; thence North $89^{\circ} 23'$ West, 3.65 chains to center line of ditch, thence North $6^{\circ} 50'$ West along center line of ditch 3 chains to the point of beginning.

Parcel No. 2

The westerly 25 feet of the following described property

Beginning at a point on the section line between Sections 8 and 9, which point is 5 chains South $0^{\circ} 53'$ East from the quarter corner common to Sections 8 and 9, in Township 3 South, Range 9 East, M. D. B. & M.; thence running South $89^{\circ} 23'$ East, a distance of 10 chains to a point; thence running South $0^{\circ} 53'$ East, a distance of 3 chains to a point; thence running North $89^{\circ} 23'$ West, a distance of 10 chains to the point of intersection with the section line common to said Sections 8 and 9; thence running North $0^{\circ} 53'$ West, a distance of 3 chains to the point of beginning. Excepting therefrom the West 400 feet thereof.

Parcel No. 3

The westerly 26.5 feet or the west 65 feet of the East 155 feet of the following:

Commencing at a point 553.5 feet East of the quarter corner common to Sections 8 and 9 Township 3 South, Range 9 East, being the Northwest corner of the land described in the Deed to Annie A. Christian, recorded September 7, 1945, as Instrument No. 15765; thence South and along the West line of the land described in the Deed to said Christian,

a distance of 132 feet to the Southwest corner of said Christian land; thence running North 89° 23' West and parallel with the North line of the Southwest quarter of said Section 9, distance of 553.5 feet to the West line of said Section 9; thence running North along the West line of said Section 9, a distance of 132 feet to the quarter corner common to said Sections 8 and 9; thence East 553.5 feet to the point of commencement. Including also all that portion of Sylvan Avenue located between the north line of the above described property and the centerline of Sylvan Avenue.

WHEREAS, after public hearing held on June 21, 1977, 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 is adjacent to the McHenry Avenue commercial strip.
2. The proposed land use would be a good buffer between the commercial area to the west and the single-family residential area to the east.
3. A solid 6-foot high decorative masonry wall would be installed along the property's south boundary lines and a 7-foot high masonry pilaster and wood fencing would be installed along the property's east boundary line each with screen landscaping in order to protect the adjacent residentially zoned areas,

WHEREAS, after a public hearing held on September 6, 1977, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Dennis Cummins 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. 1644 -C.S. on the 6th day of September, 1977, reclassifying the above-described property from Low Density Residential Zone, R-1, and Highway Frontage Zone, H-1, to Planned Development Zone, P-D (164),

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(164), is hereby approved in accordance with the plan titled "Community Athletic Facility", as amended in red on its face,

stamped approved by the Planning Commission on June 21, 1977, and on file in the office of the Director of Planning and Community Development, subject to the following conditions:

1. That all development shall be in accordance with the above plan and that a revised plot plan including necessary changes as required by the Director of Planning and Community Development shall be submitted prior to sending this application to the City Council.
2. That prior to the issuance of a building permit, a landscaping and irrigation plan shall be submitted by the applicant for approval by both the Director of Planning and Community Development and the Director of Parks and Recreation. The landscaping and the irrigation system shall be installed and maintained in accordance with the approved landscaping and irrigation plan. Irrigation shall be by underground sprinkler system. Screen landscaping shall be planted adjacent to the masonry wall along the south and east boundaries of the project.
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 development shall be connected to the City of Modesto water and sewer facilities in accordance with the requirements of the Director of Public Works.
5. That all parking and driveway areas shall be improved to City standards including the provisions of Section 10-2.1801, 10-2.1804, and 10-2.1808 of the Municipal Code. All drainage facilities shall be provided in accordance with the requirements of the Director of Public Works.
6. That the applicant shall install one fire hydrant and the pipeline system in accordance with the requirements and to the specifications of the Fire Chief. Said hydrant shall be installed prior to the occupancy of the premises.
7. That all trash shall be contained within buildings or in fully enclosed trash enclosures as approved by the Director of Planning and Community Development. If a trash enclosure is used, it shall be constructed of the same building materials used in the main buildings or as approved by the Director of Planning and Community Development.
8. That one freestanding identification sign shall be permitted to identify the project. Said freestanding sign shall not exceed 12 square feet in area or 6 feet in height. All additional signs within the P-D Zone shall comply with the sign requirements of the H-1 Zone.
9. That all outdoor lighting shall be shielded from adjacent residential areas in accordance with the requirements of the City Engineer.
10. 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 sound-proofed in accordance with the requirements of the Director of Public Works and shall not be located closer than 40 feet to adjacent residentially zoned properties.
11. That prior to occupancy of the premises, the 6-foot high decorative masonry wall shown on the plot plan on the south boundary of the property and the 7-foot high masonry pilaster and wood fence on the east boundary line of the property shall be constructed.
12. That the emergency access driveway to the alley as shown on the plot plan shall have a chain link gate with slats and shall be used for emergency fire access only.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D(164) _____:

That the construction program be accomplished in three phases as follows:

Phase I to include 9,800 square feet of racquetball courts, the first floor of the health facilities structure, and the exercise course with construction to begin on or before September 1, 1978, and be completed on or before September 1, 1979.

Phase II to include the family activity area including the lawn game area and the platform tennis courts, the family pool and deck area, and the second floor of the health facilities structure with construction to begin on or before September 1, 1979, and be completed on or before September 1, 1980.

Phase III to include the additional racquetball court area and the fenced handball court area with construction to begin on or before September 1, 1980, and be completed on or before September 1, 1981.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-mentioned development plan shall be made in accordance with the provisions of Section 10-2.2705 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 reclassifying the above-described property to Planned-Development Zone, P-D(164) _____ 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 September, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

William Trice
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 77-912

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 9-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON.

WHEREAS, on September 6, 1977, the City Council introduced Ordinance No. 1644-C. S. giving approval to a project relating to an amendment to Section Map 9-3-9 of the Zoning Map to reclassify from Low Density Residential Zone, R-1, and Highway Frontage Zone, H-1, to Planned Development Zone, P-D(164), and

WHEREAS, the City of Modesto Environmental Assessment Committee reviewed said project which review resulted in a requirement to prepare an Environmental Impact Report, and

WHEREAS, the applicant filed an appeal to the Environmental Assessment Committee's Environmental Impact Report requirements, and at its meeting on May 9, 1977, the City Council found and determined by Resolution No. 77-479 that an Environmental Impact Report was not required, and

WHEREAS, by said Resolution No. 77-479 adopted on May 9, 1977, the City Council directed the City Clerk to file a certified copy of said resolution with the Stanislaus County Clerk as a negative declaration that the proposed rezoning would not have a significant effect on the environment,

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 9-3-9 of the Zoning Map to reclassify from Low Density Residential Zone, R-1, and Highway Frontage Zone, H-1, to Planned Development Zone, P-D(164).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of September, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian

(SEAL)

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

APPROVED AS TO FORM: Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77-913

A RESOLUTION APPROVING AN AGREEMENT BETWEEN THE CITY OF MODESTO AND THE SENIOR OPPORTUNITY SERVICE PROGRAM FOR A GRANT FOR PROVIDING TRANSPORTATION AND ESCORT SERVICE IN MODESTO FOR THOSE OVER AGE SIXTY.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and the Senior Opportunity Service Program for a grant for providing transportation and escort service in Modesto for those over age sixty from July 1, 1977 through December 31, 1977 in the amount of \$2,700.00 and continuing thereafter from month to month in the amount of \$450.00 a month until terminated, 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 September, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Lang, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-914

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND PUBLIC EMPLOYEES' RETIREMENT SYSTEM TO DO AN ACTUARIAL STUDY TO DETERMINE THE COST OF AMENDING THE CITY'S P.E.R.S. CONTRACT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Public Employees' Retirement System for an actuarial study to determine the cost of amending the City's P.E.R.S. contract 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 September, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Lang, Mensinger, Sierkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kulligian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-915

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$753 TO PROVIDE FUNDS FOR THE P.E.R.S. TO DO AN ACTUARIAL STUDY FOR THE CITY OF MODESTO

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

GENERAL FUND (101)

FROM: General Reserve (60-800-101)	\$753.00
TO: Special Services (421-100-101)	\$753.00

(For the Public Employees' Retirement System to do an actuarial study for the City of Modesto)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of September, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember [redacted], was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Sicchin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-916

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF MODESTO AND MR. AND MRS. PERRY NICHOLS AND ACCEPTING GRANT DEED FOR THE PURCHASE OF 0.11+ ACRES OF RIGHT OF WAY NEEDED FOR EVERGREEN/ANGELA TO CARVER PROJECT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the right of way agreement between the City of Modesto and Mr. and Mrs. Perry Nichols for the purchase of 0.11+ acres of right of way needed for Evergreen/Angela to Carver Project is hereby approved.

BE IT FURTHER RESOLVED that the City Manager and City Clerk are hereby authorized and directed to execute said right of way agreement on behalf of the City of Modesto and the City Clerk authorized to record said Grant Deed 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 6th day of September, 1977, by Councilmember Dunlap, 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:	Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Kullijian

ATTEST: *Norrine Coyne*
NORRINE COYNE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-917

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND EDWARD AND VELMA JOHNSON FOR THE PURCHASE OF A 0.66+ ACRE PERMANENT EASEMENT AND A 0.40+ ACRE TEMPORARY EASEMENT, AND ACCEPTING EASEMENT DEED, FOR THE SCENIC-SONOMA STORM DRAIN

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Edward and Velma Johnson for the purchase of a 0.66+ acre permanent easement and a 0.40+ acre temporary easement for the Scenic-Sonoma Storm Drain is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized and the City Clerk authorized to record said Easement Deed 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 6th day of September, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-918

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$6,134 TO PROVIDE FUNDS NEEDED FOR THE PURCHASE OF EASEMENTS FOR THE SCENIC SONOMA STORM DRAIN

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

SPECIAL FUND FOR CAPITAL OUTLAY (321)

FROM: General Reserve (800-321)	\$6,134.00
TO: Storm Drain/South (6014-410-321)	\$6,134.00

(To purchase easements needed for the Scenic Sonoma Storm Drain. Storm drainage acreage fees to cover the cost of this easement have been deposited in the Scenic Sonoma Storm Drain Fund (Reserve Account).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of September, 1977, by Councilmember Dunlap, 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:	Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-919

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND Laverne E. Paul, ET UX, AND ACCEPTING GRANT DEED, FOR THE ACQUISITION OF THEIR PROPERTY AT 621 SOUTH SUNSET, MODESTO, CALIFORNIA (Del Webb Soccer Field)

BE IT RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Laverne E. Paul, et ux, for the acquisition of their property at 621 South Sunset, Modesto, California, for use as an addition to Del Webb Soccer Field is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized and the City Clerk authorized to record said Grant Deed 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 6th day of September, 1977, by Councilmember Dunlap, 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:	Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Kullijian

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-920

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND IVIA J. SPILLMAN, AND ACCEPTING GRANT DEED, FOR THE ACQUISITION OF HER PROPERTY AT 617 SOUTH SUNSET, MODESTO, CALIFORNIA (Del Webb Soccer Field)

BE IT RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Ivia J. Spillman for the acquisition of her property at 617 South Sunset, Modesto, California, for use as an addition to Del Webb Soccer Field is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized and the City Clerk authorized to record said Grant Deed 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 6th day of September, 1977, by Councilmember Dunlap, 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:	Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-921

A RESOLUTION AUTHORIZING PURCHASE ORDER TO RETAIN TAWALIMNI ENGINEERING TO PERFORM SURVEYING HORIZONTAL AND VERTICAL CONTROL AT THE WASTEWATER TREATMENT PLANT OXIDATION PONDING SITE

BE IT RESOLVED by the Council of the City of Modesto that authorization for a purchase order to retain Tawalimni Engineering to perform surveying horizontal and vertical control at the Wastewater Treatment Plant Oxidation Ponding Site 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 September, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Hullijian

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-922

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND BONNIE MIHELIS FOR SEWER SERVICE TO PROPERTY AT 1508 E. COOLIDGE AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Bonnie Mihelis for sewer service to property outside the City at 1508 E. Coolidge 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 September, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Lang, Mensinger,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian

ATTEST: Norrine Coyne
NORRINE COYNE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-923

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
ARNOLD C. DICKENS AND HELEN J. DICKENS FOR WATER SERVICE TO PROPERTY
OUTSIDE THE CITY AT 553 LINCOLN AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Arnold C. Dickens
and Helen J. Dickens
for water service to property outside the City at 553 Lincoln Ave.
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
September , 1977, by Councilmember Dunlap , 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:	Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-924

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND STATE OF CALIFORNIA, DEPARTMENT OF TRANSPORTATION, FOR TRAFFIC SIGNALS ON BRIGGSMORE/CARPENTER OVERPASS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and State of California, Department of Transportation for traffic signals on Briggsmore/Carpenter Overpass (no cost to the City for installing - City to share in maintenance and energy costs on a 50%-50% basis) 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 September, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-925

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
GREAT WESTERN SAVINGS AND LOAN ASSOCIATION FOR CUSTODIAL SERVICES
FOR DEFERRED COMPENSATION PLAN

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Great Western
Savings and Loan Association
for custodial services for the City's Deferred Compensation Plan
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
September, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Lang, Mensinger,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-926

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON REQUEST OF CITY HALL CONTRACTOR, R. G. FISHER, TO SUBSTITUTE MASONRY SUBCONTRACTOR

BE IT HEREBY RESOLVED by the Council of the City of Modesto that September 12, 1977 , at 7:55 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of request of City Hall Contractor, R. G. Fisher, to substitute masonry subcontractor.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of September , 1977, by Councilmember Dunlap , 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: Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-927

A RESOLUTION ACCEPTING IMPROVEMENTS IN ALMOND TREE NO. 1 SUBDIVISION
AND AUTHORIZING RELEASE OF SUBDIVISION BONDS

WHEREAS, Richard W. Rawe and Beverly Rawe, husband and wife, and William G. Snyder and June F. Snyder, husband and wife, subdividers of Almond Tree No. 1 subdivision, have filed Subdivision Bonds for faithful performance and labor and materials in the amount of \$120,000 and \$60,000 respectively to guarantee improvements in Almond Tree No. 1 subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated August 29, 1977 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 Almond Tree No. 1 Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Subdivision Bond for faithful performance in the amount of \$120,000 upon recording of notice of completion.
3. The City Clerk is hereby authorized to release the Subdivision Bond for labor and materials in amount of \$60,000 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 6th day of September, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Lang, Mensinger,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-928

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED
TERRITORY FROM THE McHENRY-DRY CREEK
FIRE PROTECTION DISTRICT IN STANISLAUS COUNTY.

WHEREAS, a portion of the McHenry-Dry Creek
Fire Protection District in Stanislaus County was annexed to the
City of Modesto as Coffee-Coolidge Addition
by Ordinance No. 1635-C. S. adopted on August 8,
1977, and said addition officially became a part of the City of
Modesto on August 16, 1977, 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 McHenry-Dry Creek
Fire Protection District in Stanislaus County. Said withdrawal to
be effective at 12:00 midnight on December 31, 1977.

BE IT FURTHER RESOLVED that the City Clerk be, and he is
herby 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 6th day of September, 1977, by Councilman Dunlap, who moved its adoption, which motion being duly seconded by Councilman Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

BY William L. Johnson
WILLIAM L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

BY Alfred S. ...
Public Works Department.

All that real property in the State of California, County of Stanislaus, 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 a point on the existing City Limits as established by a Southern line and an Eastern line of MEMORIAL HOSPITAL NORTH ADDITION (261), as per description filed November 9, 1970, as Instrument 36348, Stanislaus County Records, said point being common with the corner of Sections 15, 16, 21 and 22;

1. thence along the North line of Section 22 and a Southern line of said ADDITION (261), North $89^{\circ} 52' 00''$ East, 274.00 feet;
2. thence leaving the existing City Limits along the center line of 66.00 foot Water Street, South $99^{\circ} 27' 00''$ East, 659.20 feet;
3. thence along the center line of 60.00 foot East Coolidge Avenue, South $89^{\circ} 55' 00''$ East, 274.66 feet, to an Eastern line of ADDITION (261);
4. thence along the West line of Section 22 and an Eastern line of said ADDITION (261), North $99^{\circ} 27' 00''$ West, 658.96 feet, to the point of beginning, containing 4.146 Acres, more or less.

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 judgment 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. 162.

SECTION 4. 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 date 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) 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) The southeast corner of the annexation at the east line of Coffee Road.
- (2) The northeast corner of the annexation at the north line of East Coffee Street.
- (3) The northwest corner of the annexation at the west line of Water Street.

Said posting shall be made not earlier than the sixtieth (60th) nor later than the thirtieth (30th) day prior to the date fixed for the hearing. Not earlier than sixty (60) 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 shown upon such roll, or (b) as such owner is otherwise known to the City Clerk 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. 117, 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 6th day of September, 1977, by Councilman Dunlap, who moved its adoption, which motion being duly seconded by Councilman Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elynn L. Johnson
ELYNN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By Alfred Johnson
Public Works Department

All that real property in the State of California, County of Stanislaus, 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 a point on the existing City Limits as established by a Southern line and an Eastern line of MEMORIAL HOSPITAL NORTH ADDITION (261), as per description filed November 9, 1970, as Instrument 36348, Stanislaus County Records, said point being common with the corner of Sections 15, 16, 21 and 22;

1. thence along the North line of Section 22 and a Southern line of said ADDITION (261), North $89^{\circ} 52' 00''$ East, 274.00 feet;
2. thence leaving the existing City Limit, along the center line of 50.00 foot Water Street, South $00^{\circ} 27' 00''$ East, 659.20 feet;
3. thence along the center line of 60.00 foot East Coolidge Avenue, South $89^{\circ} 58' 00''$ East, 274.00 feet, to an Eastern line of ADDITION (261);
4. thence along the West line of Section 22 and an Eastern line of said ADDITION (261), North $00^{\circ} 27' 00''$ East, 658.96 feet, to the point of beginning, containing 4.146 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 September 6, 1977, 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 Councilman Dunlap, seconded by Councilman Lang, and adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Lang, Mensinger, Sicfkin, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Kullijian

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: September 7, 1977

Norrine Coyle
City Clerk of the City of Modesto,
California
NORRINE COYLE

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-930

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED
TERRITORY FROM THE Empire
FIRE PROTECTION DISTRICT IN STANISLAUS COUNTY.

WHEREAS, a portion of the Empire
Fire Protection District in Stanislaus County was annexed to the
City of Modesto as El Vista-Elis Addition
by Ordinance No. 1634-C. S. adopted on August 8,
1977, and said addition officially became a part of the City of
Modesto on August 16, 1977, 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 Empire
Fire Protection District in Stanislaus County. Said withdrawal to
be effective at 12:00 midnight on December 31, 1977.

BE IT FURTHER RESOLVED that the City Clerk be, and he is
herby 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 6th day of September, 1977, by Councilman Dunlap, who moved its adoption, which motion being duly seconded by Councilman Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Lang, Mensinger,
Siefkin, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Kullijian

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 J. ...
Public Works Department

EL VISTA-ELLIS ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northeast quarter of Section 27, 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 Northeaster corner of MORAN ADDITION (102), as per description filed December 24, 1959, as Instrument 43098, Stanislaus County Records;

1. thence along the existing City Limits on the Northern line of said ADDITION (102), North $89^{\circ} 45' 30''$ West, 616.66 feet;
2. thence leaving the existing City Limits North $0^{\circ} 13' 30''$ East, 14.00 feet;
3. thence North $12^{\circ} 10' 00''$ East, 52.16 feet;
4. thence North $00^{\circ} 36' 00''$ West, 83.20 feet;
5. thence North $89^{\circ} 48' 00''$ West, 9.00 feet;
6. thence North $00^{\circ} 36' 00''$ West, 181.50 feet, to a Southwestern corner of DRY CREEK ADDITION (197), as per description filed October 26, 1966, as Instrument 37059, Stanislaus County Records;
7. thence along a Southern boundary of said ADDITION (197), South $89^{\circ} 48' 00''$ East, 609.92 feet;
8. thence along an Eastern line of said ADDITION (197), South $00^{\circ} 35'$ East, 330.00 feet, to the point of beginning, containing 4.612 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-931

A RESOLUTION DETERMINING THAT THE PUBLIC INTEREST AND CONVENIENCE REQUIRE THAT 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. (EL VISTA - ELLIS ADDITION)

WHEREAS, there has been annexed to the City of Modesto on August 16, 1977, certain territory known as El Vista - Ellis Addition, and

WHEREAS, the inclusion of the area contained in El Vista - Ellis Addition to the Modesto Municipal Sewer District No. 1 of the City of Modesto is required by the public interest and convenience,

AND, WHEREAS, IT IS RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The public interest and convenience require that that certain area hereinafter described (hereinafter to be annexed) be annexed to the Modesto Municipal Sewer District No. 1 (hereinafter the "district") under the Community Facilities Law of 1911, California Health and Safety Code Sections 4500, et seq., herein called the "law" pursuant to Article 10 of the California Constitution.

SECTION 2. A general description of the boundaries of the area proposed to be annexed to the district is set forth herein and made a part hereof as though set forth in full as follows:

SECTION 3. The area proposed to be annexed to the Modesto Municipal Sewer District No. 1 is hereby declared to be a part of Modesto Municipal Sewer District No. 1 annexation No. 117.

SECTION 4. The Council hereby declares that the area proposed to be annexed to the district will be benefited by such annexation.

SECTION 5. A meeting shall be held on Monday, October 17, 1977, at the hour of 4:00 P.M., in hereby named as the time and the City Council Chambers, City Hall, 801 Hill Street, Modesto, California, as hereby named as the place for the hearing by the Council of the City of Modesto 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 judgment 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. 161.

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) 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) The northeast corner of the annexation at the west line of El Vista Avenue.
- (2) The north line of the annexation at the east line of Oakshire Avenue.
- (3) The west line of the annexation at the south line of Ellis Street.

Said posting shall be made not earlier than the sixtieth (60th) nor later than the thirtieth (30th) day prior to the date fixed for the hearing. Not earlier than sixty (60) 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 shown upon such roll, or (b) as such owner is otherwise known to the City Clerk 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. 101, 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 6th day of September, 1977, by Councilman Dunlap, who moved its adoption, which motion being duly seconded by Councilman Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Kullijian

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 Public Works Department
Public Works Department

All that real property in the State of California, County of Stanislaus, being a portion of the Northern quarter of Section 27, 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 Northeast corner of EORAN ADDITION (102), as per description filed December 24, 1959, as Instrument 43995, Stanislaus County Records;

1. thence along the existing City Limits on the Northern line of said ADDITION (102), North $89^{\circ} 45' 30''$ West, 616.66 feet;
2. thence leaving the existing City Limits North $0^{\circ} 13' 30''$ East, 14.00 feet;
3. thence North $10^{\circ} 19' 09''$ East, 52.16 feet;
4. thence North $6^{\circ} 35' 00''$ West, 81.20 feet;
5. thence North $5^{\circ} 41' 00''$ West, 51.00 feet;
6. thence North $5^{\circ} 31' 00''$ West, 181.50 feet, to a Southwestern corner of said GRANT ADDITION (177), as per description filed October 26, 1955, as Instrument 37555, Stanislaus County Records;
7. thence along a line bearing midway of said ADDITION (197), South $60^{\circ} 40' 09''$ East, 311.66 feet;
8. thence along a line bearing of said ADDITION (197), South $60^{\circ} 36' 12''$ East, 311.66 feet, to the point of beginning, containing 4.612 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 September 6, 1977, 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 Councilman Dunlap, seconded by Councilman Lang, and adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies

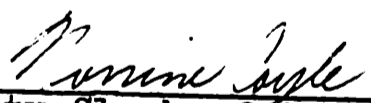
NOES: Councilmen: None

ABSENT: Councilmen: Kulligian

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: September 7, 1977


Norrine Coyle
City Clerk of the City of Modesto,
California
NORRINE COYLE

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-932

A RESOLUTION APPROVING THE FINAL MAP OF THE
NORTH HAMPTON PARK NO. 4
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, JOE H. TIDWELL and LOIS TIDWELL, husband and wife
and JAMES B. JOHNSTON and SHIRLEY L. JOHNSTON, husband and wife

is (are) possessed of a tract of land situate in the City of Modesto, County of Stanislaus,
consisting of 13.325 acres, known as the North Hampton Park No. 4
Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of
the City of Modesto on the 26th day of October, 1976, 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 Hampton Park No. 4 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 6th day of September, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Lang, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian

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. 77-933

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 16-3-9 OF THE ZONING MAP (Modesto Christian Estates, Inc.)

WHEREAS, the Modesto City Planning Commission held a public hearing on August 16, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 16-3-9 of the Zoning Map to rezone from R-1 to P-D to permit construction of a 150-dwelling unit senior citizens housing project, property located on the south side of Norwegian Avenue, opposite Gordon Avenue, opposite Gordon Avenue, opposite Gordon Avenue, the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-154 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 16-3-9 of the Zoning Map be set for October 3, 1977 at 4:10 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of September, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

All that portion of Section 16, Township 3 South, Range 9 East of the M.D.B. & M., described as follows:

Beginning at the northwest corner of the 35.386 acre parcel shown on the map filed in Book 21 of Parcel Maps, at page 81, in the Stanislaus County Records, also being the true point of beginning; thence Southerly along the West line of said parcel a distance of 440.0 feet; thence Easterly along a line that is parallel with the North line of said parcel a distance of 696.0 feet; thence Northerly along a line that is parallel with the said West line a distance of 440.0 feet to the point of intersection with the said North line; thence Westerly along the said North line a distance of 696.0 feet to the point of beginning.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-934

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 27-3-9 OF THE ZONING MAP (Land Bank Financial Services and Richard Brehmer)

WHEREAS, the Modesto City Planning Commission held a public hearing on August 16, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 27-3-9 of the Zoning Map to rezone from R-1 to P-D to allow a 28-unit 2-story apartment on property located at the Northwest corner of Scenic Drive and Rose Avenue the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-156 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 27-3-9 of the Zoning Map be set for October 3, 1977 at 4:05 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of September, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Lang, Mensinger,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

All that portion of Lot 38 of Broughton Colony Tract, as per Map filed March 17, 1904 in Vol. 1 of Maps, page 78, Stanislaus County Records, described as follows:

COMMENCING at a 3/4 inch pipe marking the North quarter corner of Section 27, Township 3 South, Range 9 East, M.D.B. & M., said pipe also being the Northeast corner of Lot 38 aforesaid; running thence South 0° 37' 47" East along the East line of said Lot 38, a distance of 175.00 feet to the Southeast corner of the property conveyed to Calvary Luthern Church of Modesto, a corporation, by Deed recorded July 11, 1956 in Vol. 1374 of Official Records, page 391, and being the true point of beginning of this description; thence North 89° 51' 30" West along the South line of said Calvary Luthern Church of Modesto property, a distance of 281.80 feet, more or less, to the Northeast corner of the property conveyed to U. Z. Brannon, et ux, by Deed recorded January 30, 1961, in Vol. 1659 of Official Records, page 492; thence South 0° 23' East along East line of said Brannon property, a distance of 90.00 feet to the Northwest corner of the property conveyed to W. Lester McDowell, a married man, by Deed recorded March 24, 1964 in Vol. 1934 of Official Records, page 85; thence along the boundary line of said McDowell property, South 89° 51' 30" East, 64.00 feet and South 9° 38' East, 224.57 feet to the Southeast corner of said McDowell property and being on the Northerly line of a 50 foot County Road known as Scenic Drive; thence North 73° 47' East along the North line of said Scenic Drive, a distance of 187.67 feet, more or less, to the Southeast corner of said Lot 38; thence North 0° 37' 47" West along the East line of said Lot 38, a distance of 257.61 feet, more or less, to the true point of beginning.

Including also the Northerly 25.00 feet of Scenic Drive immediately adjacent to the above described property.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-935

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 9-3-9 OF THE ZONING MAP (Stone Bros.)

WHEREAS, the Modesto City Planning Commission held a public hearing on August 16, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 9-3-9 of the Zoning Map to rezone from R-1 to P-0, R-2, R-3, and P-D to allow one and two story zero lot line single-family residential subdivision, property located on the west side of Coffee Road and on the north side of Sylvan Avenue the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-152 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 9-3-9 of the Zoning Map be set for October 10, 1977 at 7:30 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of September, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

All that certain real property situate in the Southeast Quarter of the Northeast Quarter of Section 9, 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:

R-1 to R-3

BEGINNING at the Southwest corner of said Southeast Quarter of the Northeast Quarter of Section 9; thence South $89^{\circ} 20' 50''$ East along South line of said Northeast Quarter and the centerline of Sylvan Avenue 530.34 feet; thence North $0^{\circ} 39' 10''$ East 221.90 feet; thence Northerly 123.61 feet along a tangent curve concave to the West, having a radius of 500.00 feet and a central angle of $14^{\circ} 09' 51''$; thence North $89^{\circ} 16'$ West 523.96 feet to the West line of said Southeast Quarter of the Northeast Quarter of Section 9; thence South $0^{\circ} 48' 40''$ East along said West line 345.10 feet to the point of beginning.

Containing 4.22 acres (gross)

R-1 to P-0

COMMENCING at the southwest corner of said Southeast Quarter of the Northeast Quarter of Section 9; thence South $89^{\circ} 20' 50''$ East along South line of said Northeast Quarter and the centerline of Sylvan Avenue 530.34 feet to the point of beginning of this description; thence North $0^{\circ} 39' 10''$ East 221.90 feet; thence Northerly 123.61 feet along a tangent curve concave to the West, having a radius of 500.00 feet and a central angle of $14^{\circ} 09' 51''$; thence South $89^{\circ} 16'$ East 546.65 feet; thence South $0^{\circ} 48'$ East 94.91 feet to the Northwest corner of Parcel 1 as shown on map filed in Book 24 of Parcel Maps at page 7, Stanislaus County Records; thence South $0^{\circ} 39' 10''$ West along the West line of said Lot 1 and Southerly extension thereof 248.62 feet to said centerline of Sylvan Avenue; thence North $89^{\circ} 20' 50''$ West along said centerline 533.86 feet to the point of beginning.

Containing 4.23 acres (gross)

R-1 to P-0

BEGINNING at the Northwest corner of Parcel 1, as shown on map filed in Book 24 of Parcel Maps at page 7, Stanislaus County records; thence North $0^{\circ} 48'$ West 298.98 feet to the South line of Block 12446 in Sylvan Meadows, according to the Official Map thereof filed for record in Volume 24 of Maps at page 55, Stanislaus County Records; thence South $89^{\circ} 16'$ East along said South line 28.63 feet to the West line of Lot 43 in said Block 12446; thence North $0^{\circ} 48'$ West along said West line of Lot 43 and the Northerly extension thereof a distance of 770.28 feet to the Northwest corner of Lot 38 in Block 12447 of said Sylvan Meadows; thence South $89^{\circ} 16'$ East along the North line of said Lot 38 and the Easterly extension thereof, a distance of 220.08 feet to the centerline of Coffee Road; thence South $0^{\circ} 48'$ East along said centerline a distance of 1062.60 feet; thence South $89^{\circ} 12'$ West along the North line of said Parcel 1 and the Easterly extension thereof a distance of 248.62 feet to the point of beginning.

Containing 5.58 acres (gross)

R-1 to P-D

BEGINNING at the Southwest corner of Block 12445 in Sylvan Meadows, according to the Official Map thereof filed for record in Volume 24 of Maps at page 55, Stanislaus County records; thence South $89^{\circ} 16'$ East along the South line of said Sylvan Meadows a distance of 1070.65 feet; thence South $0^{\circ} 48'$ East 204.07 feet; thence North $89^{\circ} 16'$ West 1070.61 feet to a point on the West line of said Southeast Quarter of the Northeast Quarter of Section 9; thence North $0^{\circ} 48' 40''$ West along said West line 204.08 feet to the point of beginning.

Containing 5.01 acres (gross)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-936

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 23-3-9 OF THE ZONING MAP (Gary Davis)

WHEREAS, the Modesto City Planning Commission held a public hearing on August 16, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 23-3-9 of the Zoning Map to prezone to P-D(170) to permit construction of a tennis club, property located on the north side of Scenic Drive east of Oakdale Road

the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-153 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 23-3-9 of the Zoning Map be set for October 10, 1977 at 7:40 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of September, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

All that portion of Lot 4 of Elbert Tract, according to the Official Map thereof filed in the office of the Recorder of Stanislaus County, California, on January 21, 1908 in Volume 3 of Maps, at page 28, more particularly described as follows, to wit:

COMMENCING at the northwest corner of said Lot 4 at the center of the irrigation ditch; thence South $74^{\circ} 58'$ East, 3.13 chains along the center of said irrigation ditch, and along the boundary of said Lot 4; thence South $0^{\circ} 45'$ East 11.55 chains to the center of the County Road; and South boundary line of said Lot 4; thence North $67^{\circ} 13'$ West 3.28 chains along the center of said County Road, and South boundary of said Lot 4; thence North $0^{\circ} 45'$ West, 11.11 chains along the West boundary line of said Lot 4 to the point of commencement.

Parcel No. 2

The North 463.24 feet of the following described property:

All that portion of the Southwest quarter of the Southwest quarter of Section 23, in Township 3 South, Range 9 East, Mount Diablo Base and Meridian, bounded and particularly described as follows:

BEGINNING at a point North $89^{\circ} 17'$ East 491.92 feet from a point on the Section line between Sections 22 and 23, above Township and Range, and 876.48 feet North of the Southwest corner of said Section 23; said point being the Northeast corner of land conveyed to Gerald H. Graham and wife, by Deed recorded August 29, 1932 in Volume 479 of Official Records, at page 29, as Instrument No. 8367, running thence South along the East line of said Graham's property 701.05 feet to the center line of County Road; thence South 74° East along center line of said County Road, a distance of 82 feet to a point; thence North and parallel with the East line of land of said Graham, a distance of 254 feet to a point; thence at right angles East 78.5 feet to a point on the East line of land conveyed to George Darby and wife, by Deed recorded December 20, 1933 in Volume 511 of Official Records at page 251, as Instrument No. 8896; thence North along the East line of land of said George Darby and wife, 463.24 feet to the Northeast corner of land of said George Darby and wife, thence West along the North line of land of said George Darby and wife a distance of 153.92 feet to the point of beginning.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-937

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$5,000 TO PROVIDE FUNDS NEEDED FOR INSPECTION, WORK BY CITY FORCES, AND CONTINGENCIES AT PUMP STATION 16

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

GENERAL FUND (101)

FROM: General Reserve (60-300-101)	\$5,000.00
TO: Renew Pump Station 16 (6819-500-101)	\$5,000.00

(Pump Station 16 is under construction and the \$5,000 is needed for inspection, work by City forces, and contingencies. \$5,024 was in the account on June 30, 1977. However, the amount was transferred to the General Reserve instead of being carried over)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of September, 1977, by Councilmember Dunlap, 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:	Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-938

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR FURNISHING SIX ROLL-OVER PROTECTION CAGES

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

SECTION 1. The plans and specifications for furnishing six roll-over protection cages 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 11, 1977 at 2:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of September, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-939

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR FURNISHING OFFICE FURNITURE

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

SECTION 1. The plans and specifications for furnishing office furniture

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 4, 1977 at 2:30 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of September, 1977, by Councilmember Dunlap, 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:	Dunlap, Elliott, Kullijian, Lang, Siefkin, Vice Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-940

A RESOLUTION ACCEPTING THE BID OF JOE MARTIN FOR CONSTRUCTION OF WATER-
LINES IN PERSIAN TERRACE NO. 2 AND WESTRIDGE NO. 1

WHEREAS, Resolution No. 77-866 , adopted by the Council of the
City of Modesto on August 22, 1977 , approved the plans and speci-
fications for the construction of waterlines in Persian Terrace No. 2
and Westridge No. 1

and authorized the calling for bids, and

WHEREAS, the bids received for the construction of waterlines in
Persian Terrace No. 2 and Westridge No. 1
were opened at 11:00 A.M. on September 6, 1977 and later tabulated
by the Director of Public Works for the consideration of the
Council, and

WHEREAS, the Director of Public Works has recommended that
the bid of Joe Martin in the amount of \$131,585.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of Joe Martin in the amount of \$131,585.00

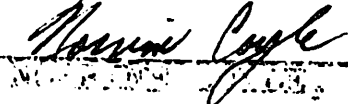
be accepted and the execution of a contract for the completion of the
project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 12th day of September ,
1977, by Councilmember Dunlap , 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: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST: 
Mervin Coyle, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-941

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 9-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO TO PREZONE CERTAIN PROPERTY LOCATED THEREON. (WILBUR F. EARLEY - WEST SIDE OF COFFEE ROAD, SOUTHWEST OF THORSON AVENUE)

WHEREAS, on September 12, 1977, the City Council adopted Ordinance No. 1646 -C.S. giving approval to a project relating to an amendment to Section 9-3-9 of the Zoning Map of the City of Modesto, to prezone certain property located thereon to Medium Density Residential Zone, R-2

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 delcaration 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 9-3-9 of the Zoning Map of the City of Modesto, to prezone certain property located thereon 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 12th day of September, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Sierkin, Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

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 77-942

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 OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (BILLY K. LENSER, M.D. -EAST SIDE OF McHENRY BETWEEN E. COOLIDGE AVENUE AND GRANGER AVENUE)

WHEREAS, on September 12, 1977, the City Council adopted Ordinance No. 1647 -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, reclassifying certain property located thereon from Medium-High Density Residential Zone, R-3, to Professional Office Zone, P-O, 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 delcaration 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, reclassifying certain property located thereon from Medium-High Density Residential Zone, R-3, to Professional Office Zone, P-O

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of September, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

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. 77-943

A RESOLUTION APPROVING SUBSTITUTION OF SUBCONTRACTOR BY R. G. FISHER CO., CONTRACTOR FOR CITY HALL EXPANSION PROJECT

WHEREAS, the City of Modesto has contracted with R. G. Fisher Co. for City Hall Expansion project; and

WHEREAS, a portion of the contract involves masonry work to match the red brick on the existing exterior of City Hall; and

WHEREAS, Valley Masonry, 2500 18th Avenue, Kingsburg, California, was originally submitted as the subcontractor for the masonry work; and

WHEREAS, Valley Masonry has been unable to reach an agreement with a supplier and obtain the brick.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the substitution of Thomas Masonry, 3901 Brickit Court, Ceres, California 95307, as subcontractor for the masonry work to match the red brick on the existing exterior of City Hall, replacing Valley Masonry.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of September, 1977, by Councilmember Elliott, 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:	Dunlap, Elliott, Kullijian, Lang, Siefkin, Vice Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-944

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON ADOPTION OF
RECORDS MANAGEMENT MANUAL

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that September 29, 1977 , at 7:40 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 adoption of records
management manual.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 12th day of
September , 1977 , by Councilmember Dunlap , 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: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Vice Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-945

AMENDMENT TO

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND FREDRICKSEN, DELAMARE, AND FULTZ FOR EXTRA WORK TO REVISE PLANS AND SPECIFICATIONS TO ECONOMIC DEVELOPMENT ADMINISTRATION (EDA) REQUIREMENTS AND TO UPDATE CHARGE RATES, DRYDEN TRUNK SEWER

BE IT HEREBY RESOLVED by the Council of the City of Modesto amendment to that the/agreement between the City of Modesto and Fredricksen, Delamare, and Fultz

for extra work to revise plans and specifications to Economic Development Administration (EDA) requirements and to update charge rates, Dryden Trunk Sewer be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said/agreement amendment to 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 September , 1977, by Councilmember Dunlap , 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:	Dunlap, Elliott, Kullijian, Lang, Siefkin, Vice Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Davies

ATTEST: *Norine Coyne*
NORINE COYNE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-946

A RESOLUTION APPROVING THE FINAL MAP OF THE
RANDY PARK
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Joe Randy and Mary V. Randy, husband and wife, and

Mark Randy and Mary Randy, husband and wife

is (are) possessed of a tract of land situate in the City of Modesto, County of Stanislaus,
consisting of 7.435 acres, known as the Randy Park
Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of
the City of Modesto on the 17 day of November, 1976, 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 Randy Park 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 September, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Siefkin,
Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Slwyn L. Johnson
SLWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77-947

A RESOLUTION FIXING THE TIME AND PLACE FOR A PUBLIC HEARING IN THE MATTER OF GRANTING LICENSE FOR THE COLLECTION OF SWILL IN THE CITY OF MODESTO

WHEREAS, application was filed with the City Clerk for license to collect swill within the City by American Hog Farm on August 19, 1977; and

WHEREAS, Section 5-5.16 of the Modesto Municipal Code provides that no license to collect swill shall be granted by the Council except after a public hearing on said application; and

WHEREAS, said application complies with the provisions of Section 5-5.16 of said Code.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that 4:20 P.M., Monday, October 3, 1977, in the Council Chambers of the City is hereby fixed as the time and place for a public hearing upon said application for license to collect swill within the City.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of September, 1977, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Dunlap , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensingher, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-948

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR IMPROVEMENT OF HAHN DRIVE CROSSING AT M.I.D. LATERAL NO.
7

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

SECTION 1. The plans and specifications for improvement of Hahn
Drive crossing at M.I.D. Lateral No. 7

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 11, 1977 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 at its next
regular meeting.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 19th day of
September 1977, by Councilmember Lang, who moved
its adoption, which motion being duly seconded by Councilmember
Dunlap, was upon roll call carried and the resolution adopted
by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-949

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF THE EAST EXTENSION OF A BOX CULVERT AT DALE ROAD AND M.I.D. LATERAL NO. 7

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

SECTION 1. The plans and specifications for construction of the east extension of a box culvert at Dale Road and M.I.D. Lateral No. 7 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 11, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of September, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensingher, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-950

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE IMPROVEMENT OF ORGANEBURG AVENUE AT MODESTO IRRIGATION DISTRICT LATERAL NO. 4

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

SECTION 1. The plans and specifications for improvement of Orangeburg Avenue at M.I.D. Lateral 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 October 11, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of September, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-951

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE CONSTRUCTION OF SEWER EXTENSION EAST OF POUST AVENUE IN PROPOSED CHAPPARAL PLACE

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

SECTION 1. The plans and specifications for the construction of sewer extension east of Poust Avenue in proposed Chapparal Place 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 4, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of September, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-952

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING A SOUND SYSTEM FOR CITY HALL

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

SECTION 1. The plans and specifications for furnishing a sound system for City 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 September 28, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of September, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-953

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WOODROW PARK LIGHTING
(Ferrero Electric Inc.)

WHEREAS, a report has been filed by the Director of Public Works that the construction of Woodrow Park lighting has been completed by Ferrero Electric Inc.

in accordance with the contract agreement dated March 21, 1977.

NOW, THEREFORE, BE IT RESOLVED that the construction of Woodrow Park lighting be accepted from said contractor, Ferrero Electric Inc.

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$7,746.00 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 September, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyze
NORRINE COYZE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-954

A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE NEW STAIRWAY AT
FIRE STATION NO. 1 (Brown Sheet Metal)

WHEREAS, a report has been filed by the Director of Public Works that the construction of the new stairway at Fire Station No. 1

has been completed by Brown Sheet Metal

in accordance with the contract agreement dated June 13, 1977.

NOW, THEREFORE, BE IT RESOLVED that the construction of the new stairway at Fire Station No. 1

be accepted from said contractor, Brown Sheet Metal

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$4,526.40 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 19th day of September, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-955

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WATERLINES IN PARK PLACE NO. 2, PARK PLACE NO. 3 AND JANET DRIVE (Western Pipeline)

WHEREAS, a report has been filed by the Director of Public Works that the construction of waterlines in Park Place No. 2, Park Place No. 3 and Janet Drive has been completed by Western Pipeline

in accordance with the contract agreement dated April 18, 1977.

NOW, THEREFORE, BE IT RESOLVED that the construction of waterlines in Park Place No. 2, Park Place No. 3 and Janet Drive be accepted from said contractor, Western Pipeline

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$34,423.00 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 September, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

A RESOLUTION OVERRULING THE DECISION OF THE BOARD OF ZONING ADJUSTMENT DENYING A CONDITIONAL USE PERMIT IN THE H-1 ZONE TO CHEVRON USA, INC. TO ALLOW AN EXISTING FREESTANDING POLE SIGN TO BE RAISED TO 50 FEET HIGH TO ADVERTISE AND IDENTIFY AN EXISTING SERVICE STATION ON THE NORTHEAST SIDE OF SISK ROAD WEST OF BRIGGSMORE AVENUE IN THE CITY OF MODESTO.

WHEREAS, an application for a conditional use permit in the H-1 Zone to allow an existing freestanding pole sign to be raised to 50 feet high to advertise and identify an existing service station on the northeast side of Sisk Road, west of Briggsmore Avenue was filed by Chevron USA, Inc. on June 23, 1977, and

WHEREAS, Section 10-2.3510(b)(3) of the Modesto Municipal Code provides that the Board of Zoning Adjustment may grant a conditional use permit in the H-1 zone for a freestanding sign higher than 35 feet located on property within 200 feet of the Freeway 99 right-of-way if the applicant can show that a bridge over freeway 99 or ramps thereto, obstruct visibility of said sign to the northbound and southbound lanes of Freeway 99, and

WHEREAS, Section 10-2.1904(a) of the Municipal Code authorizes the Board of Zoning Adjustment to grant conditional use permits after public hearing, and

WHEREAS, a public hearing was held by the Board of Zoning Adjustment on July 23, 1977, 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, at said public hearing above referred to, the Board of Zoning Adjustment, by Resolution No. 740, found and determined that the applicant had failed to demonstrate that visibility of the subject sign is obstructed from the northbound and southbound traffic lanes of Freeway 99 by an overcrossing bridge or ramps thereto as required by Section 10-2.3510(b)(3) of the Modesto Municipal Code, and that the request for a conditional use permit in the H-1 Zone to allow an existing freestanding pole sign to be raised to 50 feet high to advertise and identify an existing service station on the northeast side of Sisk Road, west of Briggsmore Avenue in the City of Modesto, as requested by Chevron USA, Inc. should be denied, and

WHEREAS, an appeal was filed by Chevron USA, Inc. with the City Clerk of the City of Modesto on August 9, 1977, to the decision of the Board of Zoning Adjustment denying its request for a conditional use permit in the H-1 Zone to

allow an existing freestanding pole sign to be raised to 50 feet high to advertise and identify an existing service station on the northeast side of Sisk Road, west of Briggsmore Avenue, 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 o'clock p.m. on September 19, 1977 and

WHEREAS, at said meeting said Council, after hearing evidence both oral and documentary, found and determined that the appeal filed by Chevron USA, Inc. to the decision of the Board of Zoning Adjustment denying its request for a conditional use permit in the H-1 Zone to allow an existing freestanding pole sign to be raised to 50 feet high to advertise and identify an existing service station on the northeast side of Sisk Road west of Briggsmore Avenue in the City of Modesto should be granted for the following reasons, and that the decision of the Board of Zoning Adjustment should be overruled:

1. The existing Chevron service station is a freestanding use located on property within 200 feet of Freeway 99 right-of-way.
2. The service station cannot be adequately identified by wall or canopy signs for motorists travelling northbound on Freeway 99 because of the Carpenter Road-Briggsmore Avenue overpass and off-ramp thereto.
3. The applicant set up a "target" sign in two locations proving:
 - (a) The site considered by the Board of Zoning Adjustment was in fact not blocked by the overpass and off-ramp and appropriately should not have been approved for a 50 foot high sign.
 - (b) The second site, in front of the proposed use adjacent to Sisk Road is blocked by said overpass and off-ramp unless erected to a height of 50 feet.
 - (c) The proposed sign will not visually block an existing Shell Service Station sign to the north.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal of Chevron USA, Inc. to the decision of the Board of Zoning Adjustment denying its request for a conditional use permit in the H-1 Zone to allow an existing freestanding pole sign to be raised to 50 feet high to advertise and identify an existing service station on the northeast side of Sisk Road West of Briggsmore Avenue in the City of Modesto be, and is hereby, granted and the decision of the Board of Zoning Adjustment as set forth in its Resolution No. 740 is overruled.

BE IT FURTHER RESOLVED that a conditional use permit in the H-1 zone to allow an existing freestanding pole sign to be raised to 50 feet high to advertise and identify an existing service station on the northeast side of Sisk

Road west of Briggsmore Avenue in the City of Modesto be and is hereby granted,
subject to the following conditions:

1. That the subject sign shall be located as shown on the plan titled "Company Oper. SS #6397 U.S. Hwy. #99 & Prescott, Modesto, California" as amended in red on its face, stamped approved by the City Council on September 19, 1977, and on file in the office of the Director of Planning and Community Development.
2. That the subject sign shall be the only freestanding sign on the premises and any other existing freestanding signs shall be removed.
3. That the applicant shall record with the Recorder of Stanislaus County a notice in a form approved by the City of Modesto that this conditional use permit has conditions affecting the use of the above described property. Copies of the approved form are available at the Modesto Department of Planning and Community Development.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of September, 1977, by Councilmember Kullijian, 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: Dunlap, Elliott, Kullijian, Lang, Siefkin, Mayor Davies

NOES: Councilmembers: None


ABSENT: Councilmembers: Mensinger

ATTEST:


NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:


ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77- 957

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 30-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (KANSAS AVENUE-CARPENTER ROAD - PLANNING COMMISSION INITIATED)

WHEREAS, on September 19, 1977, the City Council introduced Ordinance No. 1648 -C. S. giving approval to a project relating to an amendment to Section Map 30-3-9 of the Zoning Map to prezone certain property to Light Industrial Zone, M-1, and

WHEREAS, the City Council certifies that it reviewed and considered the Final Environmental Impact Report 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 to prezone certain property to Light Industrial Zone, M-1.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of September, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mayor Davies
NOES: Councilmembers: Mensinger, Siefkin
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. 77- 958

A RESOLUTION ESTABLISHING A FEE OF \$10.00 TO BE PAID WHEN A REQUEST FOR A CONTINUANCE OF A PUBLIC HEARING IS MADE BY AN APPLICANT FOR A REZONING, PREZONING, CONDITIONAL USE PERMIT, UNCLASSIFIED USE PERMIT OR VARIANCE.

WHEREAS, pursuant to the provisions of Articles 20 and 21 of Chapter 2 of Title X of the Modesto Municipal Code, the City holds public hearings on requests for rezonings, prezonings, conditional use permits, unclassified use permits and variances, and

WHEREAS, applicants for said rezonings, prezonings, conditional use permits, unclassified use permits and variances periodically request the Council to continue said public hearings, and

WHEREAS, such a continuance can cause inconvenience to other persons interested in the public hearing unless they are notified thereof, and

WHEREAS, by motion adopted on September 12, 1977, the Council announced its intention of not considering any such request for a continuance unless the request is received in writing by the City Clerk in time to be placed on the agenda for consideration by the City Council at the meeting preceding the meeting for which the public hearing is scheduled, and

WHEREAS, if the Council determines that such a request for a continuance will be granted, notice thereof will be mailed to interested parties, and

WHEREAS, this Council deems it appropriate that the cost of such notices should be borne by the applicant who requests such a continuance,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that whenever the applicant for a rezoning, prezoning, conditional use permit, unclassified use permit or variance requests a continuance of a public hearing by the City Council, which, if granted by the Council, will require notices to be mailed to interested parties to inform them of such continuance, that the applicant shall pay to the City Clerk at the time of making such request the sum of \$10.00; provided, however, that if the Council does not grant the request for a continuance and notices are not mailed to interested parties, that said \$10.00 shall be refunded to the applicant.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of September, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

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. 77-959

A RESOLUTION ACKNOWLEDGING RECEIPT OF A COPY OF NOTICE OF INTENTION TO CIRCULATE A PETITION FOR THE ANNEXATION OF INHABITED TERRITORY TO THE CITY OF MODESTO (SUTTER-COLORADO ADDITION) WITH ACCOMPANYING STATEMENT, AND AN AFFIDAVIT OF PUBLICATION THEREOF AND APPROVING THE CIRCULATION OF A PETITION.

WHEREAS, on September 6, 1977, there was filed with the City Clerk of the City of Modesto a copy of Notice of Intention to Circulate a Petition for the Annexation of Inhabited Territory to the City of Modesto (Sutter-Colorado Addition) with accompanying statement, under the Annexation Act of 1913, as amended, together with an affidavit of publication showing that said notice and statement were published on September 2, 1977, in The Modesto Bee, and

WHEREAS, the Annexation Act of 1913, as amended, provides that the legislative body may within fifteen (15) days after such filing adopt a resolution acknowledging receipt of the notice and accompanying statement and approving the circulation of the petitions,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the receipt of said notice with accompanying statement and affidavit be, and the same is hereby acknowledged, and that approval be, and is hereby given for the circulation of the petition for annexation of that certain territory designated as the Sutter-Colorado Addition, twenty-one (21) days after the publication of said notice and statement, provided the petition contains a request that the question to be submitted to the electors residing in the territory proposed to be annexed shall be whether the territory shall be annexed to and incorporated in and made a part of the City of Modesto, and the property therein subjected to taxation after annexation equally with the property within the City, to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the first publication of the notice of the election.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of September, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

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. 77-960

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF MODESTO AND RAYMOND AND MARY G. BIEDENWEG, AND ACCEPTING GRANT DEED, FOR THE PURCHASE OF 2310+ SQUARE FEET OF THEIR PROPERTY NEEDED FOR ORANGEBURG AVENUE RIGHT OF WAY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the right of way agreement between the City of Modesto and Raymond and Mary G. Biedenweg for the purchase of 2310+ square feet of their property needed for Orangeburg Avenue right of way is hereby approved.

BE IT FURTHER RESOLVED that the City Manager and City Clerk are hereby authorized and directed to execute said right of way agreement on behalf of the City of Modesto and the City Clerk authorized to record said Grant Deed 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 19th day of September, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-961

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF MODESTO AND JAMES C. AND EVA B. MANSELL, AND ACCEPTING GRANT DEED, FOR THE PURCHASE OF 4174+ SQUARE FEET OF THEIR PROPERTY NEEDED FOR ORANGEBURG AVENUE RIGHT OF WAY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the right of way agreement between the City of Modesto and James C. and Eva B. Mansell for the purchase of 4174+ square feet of their property needed for Orangeburg Avenue right of way is hereby approved.

BE IT FURTHERRESOLVED that the City Manager and City Clerk are hereby authorized and directed to execute said right of way agreement on behalf of the City of Modesto and the City Clerk authorized to record said Grant Deed 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 19th day of September, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensingher, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-962

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
MODESTO CITY SCHOOL DISTRICT OF STANISLAUS COUNTY FOR AFTER-SCHOOL
RECREATION PROGRAM

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Modesto City
School District of Stanislaus County

for after-school Recreation Program commencing on or about October
3, 1977 and extending to on or about May 26, 1978 (District to pay
City \$9,298 for 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 19th day of
September , 1977, by Councilmember Lang , who moved
its adoption, which motion being duly seconded by Councilmember
Dunlap , was upon roll call carried and the resolution adopted
by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensing, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-963

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND SYLVAN UNION SCHOOL DISTRICT FOR AFTER-SCHOOL RECREATION PROGRAM

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Sylvan Union School District

for After-School Recreation Program commencing on or about October 3, 1977 and extending to on or about May 26, 1978 (District to pay City \$1,693 for 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 19th day of September, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyne
NORRINE COYNE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-964

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED
TERRITORY FROM THE MC HENRY-DRY CREEK
FIRE PROTECTION DISTRICT IN STANISLAUS COUNTY.

WHEREAS, a portion of the McHenry-Dry Creek
Fire Protection District in Stanislaus County was annexed to the
City of Modesto as Scenic Bend Addition
by Ordinance No. 1631-C.S. adopted on August 1,
1977, and said addition officially became a part of the City of
Modesto on August 31, 1977, 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 McHenry-Dry Creek
Fire Protection District in Stanislaus County. Said withdrawal to
be effective at 12:00 midnight on December 31, 1977.

BE IT FURTHER RESOLVED that the City Clerk be, and he 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 19th day of September, 1977, by Councilman Lang, who moved its adoption, which motion being duly seconded by Councilman Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: 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 *Koral Campbell*
Public Works Department

SCENIC BEND ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Southeast quarter of Section 23 and the Northeast quarter of Section 26, 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 Southeastern corner of SONOMA NO. 3 ADDITION (285), as per description filed April 26, 1972, as Instrument 16760, Stanislaus County Records, said point being on the center line of 50.00 foot Scenic Bend;

1. thence along the Eastern line of said ADDITION (285), North $00^{\circ} 45' 00''$ West, 1073.56 feet, to a Southwestern corner of SCENIC-LAKEWOOD ADDITION (332), as per description filed May 30, 1975, as Instrument 46313, Stanislaus County Records;
2. thence along a Southern line of said ADDITION (332), North $67^{\circ} 29' 00''$ East, 225.80 feet;
3. thence along a Western line of said ADDITION (332), South $00^{\circ} 45' 00''$ East, 467.30 feet, to a Southwestern corner of said ADDITION (332);
4. thence leaving the existing City Limits, South $00^{\circ} 45' 00''$ East, 533.68 feet, to the Northern line of 50.00 foot Scenic Bend;
5. thence South $60^{\circ} 20' 20''$ East, 25.00 feet, to the center line of said 50.00 foot Scenic Bend;
6. thence along the center line of said 50.00 foot Scenic Bend, South $29^{\circ} 39' 40''$ West, 81.92 feet, to a point on the existing City Limits as established by a Western line of LINCOLN NO. 3 ADDITION (340), as per description filed February 4, 1976, as Instrument 35053, Stanislaus County Records;
7. thence continuing along said center line of 50.00 foot Scenic Bend and a Western line of said ADDITION (340), South $29^{\circ} 39' 40''$ West, 37.95 feet;
8. thence along a Southern line of said ADDITION (340), South $53^{\circ} 56' 04''$ East, 146.52 feet;
9. thence leaving the existing City Limits along the center line of Dry Creek, South $26^{\circ} 18' 40''$ West, 50.50 feet;
10. thence continuing along the center line of Dry Creek, South $38^{\circ} 54' 10''$ West, 208.85 feet;
11. thence South $63^{\circ} 48' 10''$ West, 145.64 feet;
12. thence South $00^{\circ} 45' 00''$ West, 38.55 feet, to the Southeastern corner of the property conveyed to Jack E. Goodwin, et ux, by deed recorded January 6, 1977, as Instrument 35756, Stanislaus County Records;
13. thence along the Southern line of said Goodwin property, South $54^{\circ} 02' 09''$ West, 134.78 feet;
14. thence leaving the centerline of Dry Creek along the Western line of said Goodwin property, North $00^{\circ} 45' 00''$ West, 435.73 feet, to a point on the Southern boundary of said ADDITION (285), said point also being on the center line of 50.00 foot Scenic Bend;
15. thence along said center line and Southern line of said ADDITION (285), South $88^{\circ} 52' 45''$ East, 110.05 feet, to the point of beginning, containing 7.730 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-965

A RESOLUTION DETERMINING THAT THE PUBLIC INTEREST AND CONVENIENCE REQUIRE THAT 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. (SCENIC BEND ADDITION)

WHEREAS, there has been annexed to the City of Modesto on August 31, 19 77, certain territory known as Scenic Bend Addition, and

WHEREAS, the inclusion of the area contained in Scenic Bend Addition 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 Scenic Bend Addition (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. 163.

SECTION 4. The Council hereby declares that the area proposed to be annexed to the district will be benefited by such annexation.

SECTION 5. Monday, November 7, 19 77, at the hour of 4:00 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 judgment 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. 163.

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) 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) The west line of the annexation at Scenic Bend.
- (2) The east line of the annexation at Scenic Bend.
- (3) The east line of the annexation at Scenic Drive.

Said posting shall be made not earlier than the sixtieth (60th) nor later than the thirtieth (30th) day prior to the date fixed for the hearing. Not earlier than sixty (60) 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 shown upon such roll, or (b) as such owner is otherwise known to the City Clerk 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. 163, 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 19th day of September, 1977, by Councilman Lang, who moved its adoption, which motion being duly seconded by Councilman Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: 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 Kenneth L. Johnson
Public Works Department

SCENIC BEND ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Southeast quarter of Section 23 and the Northeast quarter of Section 26, 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 Southeastern corner of SONOMA NO. 3 ADDITION (285), as per description filed April 26, 1972, as Instrument 16760, Stanislaus County Records, said point being on the center line of 50.00 foot Scenic Bend;

1. thence along the Eastern line of said ADDITION (285), North $00^{\circ} 45' 00''$ West, 1073.56 feet, to a Southwestern corner of SCENIC-LAKEWOOD ADDITION (332), as per description filed May 30, 1975, as Instrument 46313, Stanislaus County Records;
2. thence along a Southern line of said ADDITION (332), North $67^{\circ} 29' 00''$ East, 225.80 feet;
3. thence along a Western line of said ADDITION (332), South $00^{\circ} 45' 00''$ East, 467.30 feet, to a Southwestern corner of said ADDITION (332);
4. thence leaving the existing City Limits, South $00^{\circ} 45' 00''$ East, 533.68 feet, to the Northern line of 50.00 foot Scenic Bend;
5. thence South $60^{\circ} 20' 20''$ East, 25.00 feet, to the center line of said 50.00 foot Scenic Bend;
6. thence along the center line of said 50.00 foot Scenic Bend, South $29^{\circ} 39' 40''$ West, 81.92 feet, to a point on the existing City Limits as established by a Western line of LINCOLN NO. 3 ADDITION (340), as per description filed February 4, 1976, as Instrument 35053, Stanislaus County Records;
7. thence continuing along said center line of 50.00 foot Scenic Bend and a Western line of said ADDITION (340), South $29^{\circ} 39' 40''$ West, 37.95 feet;
8. thence along a Southern line of said ADDITION (340), South $53^{\circ} 56' 04''$ East, 146.52 feet;
9. thence leaving the existing City Limits along the center line of Dry Creek, South $26^{\circ} 18' 40''$ West, 50.50 feet;
10. thence continuing along the center line of Dry Creek, South $38^{\circ} 54' 10''$ West, 208.85 feet;
11. thence South $63^{\circ} 48' 10''$ West, 145.64 feet;
12. thence South $00^{\circ} 45' 00''$ West, 38.55 feet, to the Southeastern corner of the property conveyed to Jack E. Goodwin, et ux, by deed recorded January 6, 1977, as Instrument 35756, Stanislaus County Records;
13. thence along the Southern line of said Goodwin property, South $54^{\circ} 02' 09''$ West, 134.78 feet;
14. thence leaving the centerline of Dry Creek along the Western line of said Goodwin property, North $00^{\circ} 45' 00''$ West, 435.73 feet, to a point on the Southern boundary of said ADDITION (285), said point also being on the center line of 50.00 foot Scenic Bend;
15. thence along said center line and Southern line of said ADDITION (285), South $88^{\circ} 52' 45''$ East, 110.05 feet, to the point of beginning, containing 7.730 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 September 19, 1977, 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:

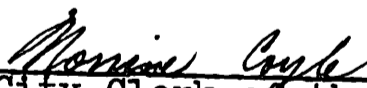
At said meeting said resolution was introduced upon motion of Councilman Lang, seconded by Councilman Dunlap, and adopted by the following vote:

AYES:	Councilmen:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmen:	None
ABSENT:	Councilmen:	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: September 20, 1977



City Clerk of the City of Modesto,
California
NORRINE COYLE

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-966

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
RAFAELA G. LOYA FOR SEWER SERVICE TO PROPERTY OUTSIDE THE CITY AT
1322 GARDEN AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Rafaela G. Loya
for sewer service to property outside the City at 1322 Garden Ave.
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
September , 1977, by Councilmember Lang , who moved
its adoption, which motion being duly seconded by Councilmember
Dunlap , was upon roll call carried and the resolution adopted
by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensing, Siefkin,, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-967

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
ROBERT LE COUVE AND KAREN B. LE COUVE FOR SEWER SERVICE TO PROPERTY
OUTSIDE THE CITY AT 504 GREENWICH LANE

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Robert LeCouve
and Karen B. Le Couve
for sewer service to property outside the City at 504 Greenwich 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 19th day of
September , 1977, by Councilmember Lang , who moved
its adoption, which motion being duly seconded by Councilmember
Dunlap , was upon roll call carried and the resolution adopted
by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensing, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyze
NORRINE COYZE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-968

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND WOLVERINE BUILDING SERVICE FOR SEWER SERVICE TO PROPERTY OUTSIDE THE CITY AT 1313 GARDEN AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Wolverine Building Service for sewer service to property outside the City at 1313 Garden Ave. 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 September, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-969

A RESOLUTION AMENDING THE FINAL BUDGET OF THE CITY OF MODESTO FOR FISCAL YEAR 1977-78 TO APPROPRIATE MONIES TO PROVIDE FOR THE PURCHASE OF A PARKING GARAGE AT THE SOUTHWEST CORNER OF 11TH AND K STREETS IN THE CITY OF MODESTO.

WHEREAS, the City Council by Resolution No. 77-864 adopted on August 15, 1977, exercised an option to purchase certain real property consisting of a parking garage located at the southwest corner of 11th and K Streets in the City of Modesto, and

WHEREAS, an appropriation must be established in the City of Modesto Final Budget for Fiscal Year 1977-78 to finance said purchase, and

WHEREAS, existing reserves in the Parking Fund (Fund 209) are currently insufficient to provide for the total acquisition costs of said property,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that \$80,100.00 be transferred as a loan from the Special Fund for Capital Outlays (Fund 321) to the Parking Fund (Fund 209) to be repaid as surplus fund balances in the Parking Fund (Fund 209) become available.

BE IT FURTHER RESOLVED that the Final Budget of the City of Modesto for Fiscal Year 1977-78 be amended as follows:

<u>Fund 209</u>			Current	Revised
<u>Account</u>	<u>Title</u>	<u>Department</u>	<u>Appropriation</u>	<u>Adjust</u> <u>Appropriation</u>
60	General Reserve	570	\$ 60,560.	(\$ 60,560.) -0-
5101-00	11th/K Parking Lot	570	\$ 400.	\$140,660. \$141,060.

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 19th day of September, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

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

A RESOLUTION APPROVING THE FINAL MAP OF THE
PRESCOTT HOMES
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, DANJIM, a partnership,

is (are) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 10.241 acres, known as the Prescott Homes Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 17 day of May, 1977, 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 Prescott Homes 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 19th day of September, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

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. 77-971

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND STATE OF CALIFORNIA, DEPARTMENT OF TRANSPORTATION, SUPPLEMENT NO. 3 TO THE MASTER LOCAL AGENCY-STATE AGREEMENT FOR FEDERAL-AID PROJECTS, FOR MODIFICATION OF TRAFFIC SIGNALS ON BRIGGSMORE AT COLLEGE AND AT TULLY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and State of California, Department of Transportation, Supplement No. 3 to the Master Local Agency-State Agreement for Federal-Aid Projects for modification of Traffic Signals on Briggsmore at College and at Tully 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 September, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-972

A RESOLUTION AMENDING THE FINAL BUDGET OF THE AIRPORT FUND (FUND 230) OF THE CITY OF MODESTO FOR THE FISCAL YEAR 1977-78.

WHEREAS, the City of Modesto received a grant from the Federal Aviation Administration for construction projects at the Modesto City-County Airport/Harry Sham Field in fiscal year 1976-77, and

WHEREAS, said construction projects were not completed by the end of fiscal year 1976-77, and

WHEREAS, monies were not reappropriated in the Airport Fund (Fund 230) of the Final Budget of the City of Modesto for Fiscal Year 1977-78 to complete said construction projects, and

WHEREAS, financing for completion of said projects is available as part of the original grant agreement,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Airport Fund (Fund 230) of the Final Budget of the City of Modesto for Fiscal Year 1977-78 be amended as follows:

1. Revenue now estimated in Account No. 255, FAA Grant, be increased \$57,664 from \$162,000.00 to \$219,664.00.

2. Appropriations for capital expenditures in the following capital accounts be increased \$57,664.00 as follows:

<u>Account</u>	<u>Current</u>	<u>Increase</u>	<u>Amended Budget</u>
6038-230	\$ -0-	\$620.00	\$620.00
6494-230	\$ -0-	\$759.00	\$759.00
6497-230	\$ -0-	\$11,519.00	\$11,519.00
6498-230	\$ -0-	\$ 6,426.00	\$ 6,426.00
6499-230	\$ -0-	\$ 3,420.00	\$ 3,420.00
6481-230	\$16,951.00	\$17,969.00	\$34,920.00
	\$16,951.00	\$40,713.00	\$57,664.00

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 19th day of September, 1977, by Councilmember

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

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
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. 77-973

A RESOLUTION APPROVING SALE OF EXCESS LAND IN BLOCK 6080 TO MR. AND MRS. VIRGIL DANIEL

WHEREAS, the City of Modesto owns a parcel of land in Block 6080 shown on the attached map marked Exhibit A, attached hereto and made a part hereof; and

WHEREAS, said land is surplus to the needs of the City of Modesto, formerly a well site acquired with the purchase of the Bumgardner Water Company, Inc. in 1966; and

WHEREAS, the well on this parcel has been abandoned; and

WHEREAS, the adjoining property owners, Mr. and Mrs. Virgil Daniel, have offered the City of Modesto \$100.00 for the parcel, have offered to install sidewalks on the portion of the property facing Del Vale Avenue, and have offered to pay all recording costs; and

WHEREAS, the Director of Public Works has recommended that the sale of the excess parcel to Mr. and Mrs. Virgil Daniel for \$100.00, plus offer to install sidewalks on the portion of the property facing Del Vale Avenue and offer to pay all recording costs, be approved.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the sale of excess land in Block 6080 as indicated on the attached map marked "Exhibit," to Mr. and Mrs. Virgil Daniel for the sum of \$100.00, plus offer to install sidewalks on the portion of the property facing Del Vale Avenue, plus all recording costs.

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute said grant deed.

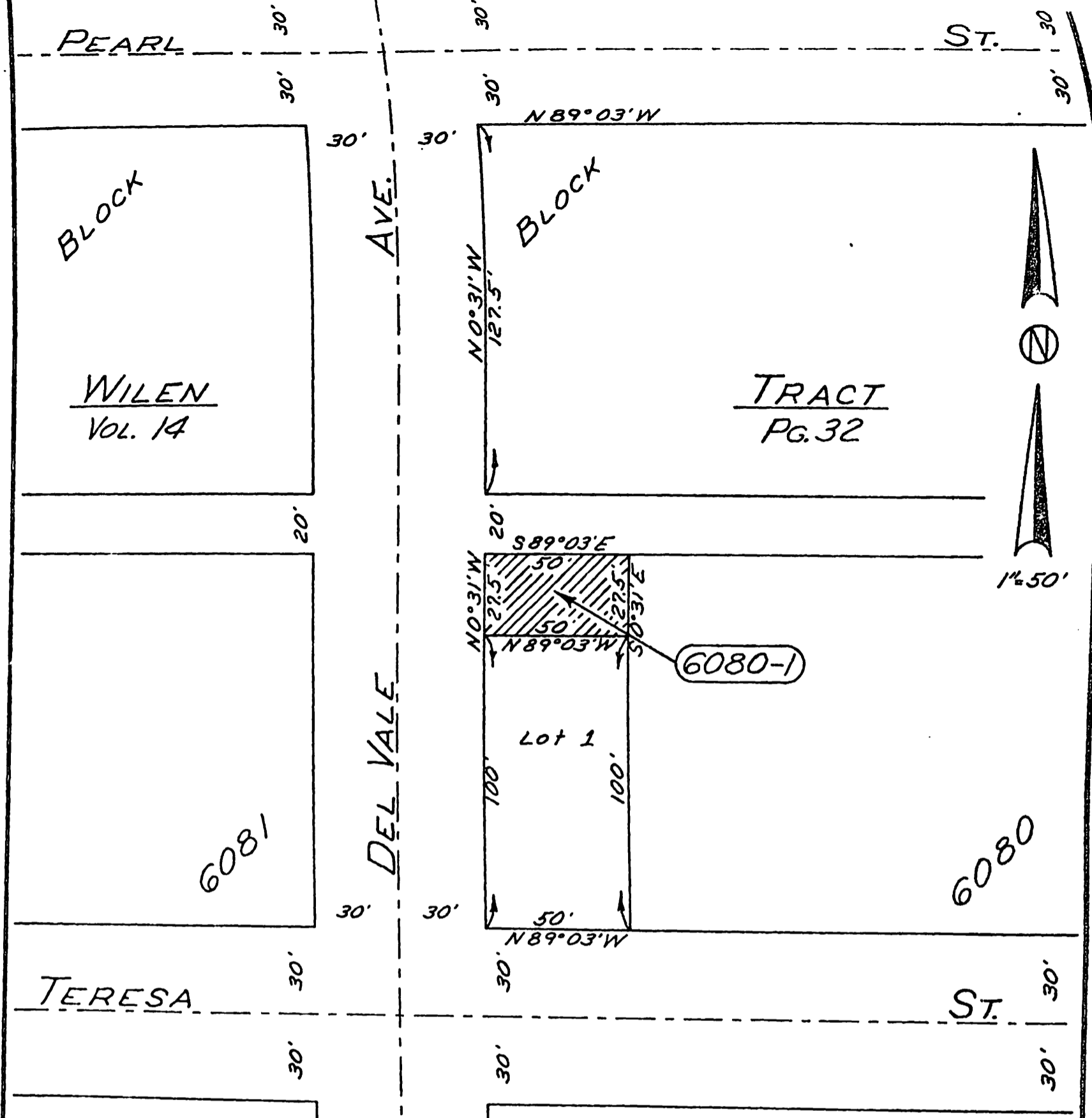
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of September, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk



RECOMMENDED BY <i>Al Kaufman</i>			DATE	BY
AL KAUFMAN R.E. 6743				
CITY OF MODESTO DEPARTMENT OF PUBLIC WORKS			FLD. BK. & PG.	
ANDREW R. CAMPBELL, DIRECTOR <i>Andrew R. Campbell</i> R.E. 10606			W. O. NO.	
DATE June 24, 1976	DRAWN J. Christiansen	CHECKED M. Jones	FILE NUMBER 4-A-544	
DISPOSE OF EXCESS PROPERTY IN BLOCK 6080 LD 76-C				

EXHIBIT "A"

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

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-974

A RESOLUTION ACCEPTING IMPROVEMENTS IN SCOTT ESTATES SUBDIVISION
AND AUTHORIZING RELEASE OF SUBDIVISION BONDS

WHEREAS, James Horn Construction Company, a corporation, sub-
dividers of Scott Estates Subdivision, has filed Subdivision Bonds
for faithful performance and labor and materials in the amount of
\$456,200 and \$228,100 respectively to guarantee improvements in
Scott Estates Subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated
September 14, 1977 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 Scott Estates Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Subdivision
Bond for faithful performance in the amount of \$456,200 upon recorda-
tion of notice of completion.
3. The City Clerk is hereby authorized to release the Subdivision
Bond for labor and materials in amount of \$228,100 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 19th day of Septem-
ber, 1977, by Councilmember Lang , who moved its adoption,
which motion being duly seconded by Councilmember Dunlap , was
upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-975

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
DECISION RESEARCH INSTITUTE TO CONDUCT AN OPINION SURVEY REGARDING
COMMUNITY CENTER

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Decision Re-
search Institute

~~for~~ to conduct an opinion survey regarding Community 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 19th day of
September , 1977, by Councilmember Lang , who moved
its adoption, which motion being duly seconded by Councilmember
Elliott , was upon roll call carried and the resolution adopted
by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: Kullijian

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-976

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ROBERT SCHOETTLER, CONVENTION CENTER CONSULTANT, TO CONDUCT A USE AND FEASIBILITY STUDY FOR THE PROPOSED COMMUNITY CENTER

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Robert Schoettler, Convention Center Consultant for conducting a use and feasibility study for the proposed Community 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 19th day of September, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger,
Siefkin, Mayor Davies
NOES: Councilmembers: Kullijian
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-977

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$13,000 TO PROVIDE FUNDS NEEDED FOR THE ENGAGEMENT OF A USE STUDY CONSULTANT AND OPINION RESEARCH COMPANY

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

GENERAL FUND (101)

FROM:	General Reserve (60-800-101)	\$13,000.00
TO:	Use Study/Comm. Ctr. (235-03-650-101)	5,000.00
	Opinion Survey/Comm. Ctr. (235-04-650-101)	8,000.00

(To appropriate funds for the engagement of a use study consultant and opinion research company as authorized by the City Council at their September 7, 1977, meeting: Use Study Consultant \$5,000, Opinion Survey \$8,000)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of September, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	Kullijian
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-978

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND BEARD LAND IMPROVEMENT COMPANY FOR THE ACQUISITION OF TWO AVIGATION EASEMENTS CONTAINING 18143+ SQUARE FEET AND 2586+ SQUARE FEET FOR THE MODESTO CITY-COUNTY AIRPORT/HARRY SHAM FIELD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Beard Land Improvement Company for the acquisition of two avigation easements containing 18143+ square feet and 2586+ square feet for the Modesto City-County Airport/Harry Sham Field is hereby approved.

BE IT FURTHER RESOLVED that the City Manager and City Clerk are hereby authorized and directed to execute said agreement on behalf of the City of Modesto and the City Clerk authorized to record said Easement Deeds 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 19th day of September, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-979

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
WILLARD S. HALL FOR THE CARETAKING OF THE MCHENRY MANSION

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Willard S. Hall
for the caretaking of the McHenry Mansion

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
September , 1977, by Councilmember Lang , who moved
its adoption, which motion being duly seconded by Councilmember
Dunlap , was upon roll call carried and the resolution adopted
by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-980

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 8-3-9 OF THE ZONING MAP (Rule Development)

WHEREAS, the Modesto City Planning Commission held a public hearing on September 6, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 8-3-9 of the Zoning Map to rezone from R-2 to P-D to permit construction of a 236 unit multiple-family residential complex, freestanding commercial buildings, and professional offices, property located at the northeast corner of Standiford ~~the following described property:~~ Avenue and Tully Road the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-164 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 8-3-9 of the Zoning Map be set for October 17, 1977 at 4:10 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of September, 1977, by Councilmember Siefkin, 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: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyne
NORRINE COYNE, City Clerk

All that certain real property situate in a portion of the South one-half of the Northwest quarter of Section 8, 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 West quarter corner of said Section 8, said corner being at the intersection of the center lines of Standiford Avenue and Tully Road; thence North $1^{\circ} 13' 30''$ West along said center line of Tully Road, a distance of 969.50 feet; thence South $89^{\circ} 39' 17''$ East along the South line of Hollywood Park No. 1, recorded in Volume 25 of Maps, Page 85, Stanislaus County Records, a distance of 1040.74 feet to the center line of Colonial Drive; thence Southerly along the future center line of said Colonial Drive the following courses: South $1^{\circ} 13' 30''$ East 1.64 feet to a tangent curve, concave to the West; thence Southerly 151.94 feet along said curve, having a radius of 1000.00 feet and a central angle of $8^{\circ} 42' 19''$, to a compound curve, concave to the East; thence continuing Southerly 151.96 feet along said curve, having a radius of 1000.00 feet and a central angle of $8^{\circ} 42' 24''$, to a tangent line; thence South $1^{\circ} 13' 35''$ East 256.11 feet to a tangent curve concave to the East; thence Southerly 159.46 feet along said curve, having a radius of 1000.00 feet and a central angle of $9^{\circ} 08' 11''$, to a compound curve, concave to the West; thence continuing Southerly 189.88 feet along said curve, having a radius of 1000.00 feet and a central angle of $10^{\circ} 52' 46''$, to a tangent line; thence South $0^{\circ} 31' 00''$ West 65.00 feet to the aforementioned center line of Standiford Avenue; thence North $89^{\circ} 29' 00''$ West along said center line, a distance of 1040.74 feet to the point of beginning.

CONTAINING **22 91** Acres Gross

MODESTO CITY COUNCIL
RESOLUTION NO. 77-981

A RESOLUTION SETTING TIME AND PLACE FOR HEARING THE RECOMMENDATION OF THE PLANNING COMMISSION FOR CERTAIN AMENDMENTS AND ADDITIONS TO THE ZONING REGULATIONS (TITLE X) (OMNIBUS NO. 3)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that October 3, 1977 , at 5:05 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 recommendation of the Planning Commission for certain amendments and additions to the Zoning Regulations (Title X) (Omnibus No. 3).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of September , 1977, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Dunlap , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-982

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 7-3-9 OF THE ZONING MAP (John Paoluccio)

WHEREAS, the Modesto City Planning Commission held a public hearing on September 6, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 7-3-9 of the Zoning Map to rezone from R-1 to P-0, property located on the west side of Tully Road and on the north side of Higbee Drive

the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-165 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 7-3-9 of the Zoning Map be set for October 17, 1977 at 4:15 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of September, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensingher, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

ALL that portion of the Southeast quarter of the Southeast quarter of Section 7, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows, to wit:

BEGINNING at a point on the quarter quarter section line North 89°41' West 45.00 feet from the Northeast corner of the Southeast quarter of the Southeast quarter of said Section 7, and being on the West line of Tully Road and being also on the North line of the land conveyed to J.P. Sousa et. ux. by Deed recorded June 13, 1952, as Instrument No. 13696; thence North 89°41' West along said quarter quarter section line, a distance of 209.00 feet; thence South 1°23' East parallel with the West line of said Tully Road, a distance of 149.00 feet; thence South 89°41' East parallel with the North line hereof a distance of 70.00 feet; thence North 1°23' West 65.00 feet; thence South 89°41' East 139.00 feet to the West line of said Tully Road; thence North 1°23' West along last mentioned line 84.00 feet to the point of beginning.

Including also the Westerly 45.00 feet of Tully Road and the northerly 25.00 feet of Higbee Drive, all being immediately adjacent to the above described property.

Containing 0.508 acre net.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-983

A RESOLUTION SETTING TIME AND PLACE FOR HEARING THE RECOMMENDATION OF THE PLANNING COMMISSION TO GRANT AN UNCLASSIFIED USE PERMIT TO THE BIG VALLEY GRACE COMMUNITY CHURCH FOR UTILIZATION OF CHURCH FACILITIES FOR A PAROCHIAL SCHOOL

BE IT HEREBY RESOLVED by the Council of the City of Modesto that October 17, 1977 , at 4:20 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 recommendation of the Planning Commission to grant an unclassified use permit to the Big Valley Grace Community Church for utilization of church facilities for a parochial school, property located at the northeast corner of Columbine Drive and Standiford Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of September , 1977, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Dunlap , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-984

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION TO THE CITY OF MODESTO OF UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED AS PARADISE-ROUSE ADDITION AND GIVING NOTICE OF TIME AND PLACE FOR HEARING PROTESTS THERETO.

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

1. That, pursuant to the provisions of the Annexation of Uninhabited Territory Act of 1939, as amended, a petition signed by owners of not less than one-fourth (1/4) of the land in the hereinafter described territory by area and by assessed value as shown on the last equalized assessment roll of the County of Stanislaus was filed with the Council of the City of Modesto on September 13, 1977, requesting annexation of the hereinafter described territory to said City.
2. That the territory which the petitioners request be annexed to the City of Modesto and which said City and its Council propose to annex, is situate in the County of Stanislaus, State of California, hereby designated as Paradise-Rouse Addition, and described as attached hereto and made a part hereof as though set forth in full herein.
3. That the matter of the proposed annexation to the City of Modesto of said territory has been referred to the Stanislaus County Local Agency Formation Commission for its consideration and approval, and said Stanislaus County Local Agency Formation Commission did on August 24, 1977, approve the annexation of said uninhabited territory to the City of Modesto pursuant to the Government Code.
4. That no change in school district boundaries shall be effected by reason of the annexation of the hereinafter described area to the City of Modesto.
5. NOTICE IS HEREBY GIVEN that the 14th day of November 1977 at the hour of 7:30 o'clock P.M. of said day, in the Council Chambers at the City Hall, located at 801 11th Street in the City of Modesto, be and the same is hereby fixed as the time and place for considering said petition, 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. The protest must be in writing, may be filed at any time before the hour set for hearing objections to the proposed annexation, and shall state the name or names of the owner or owners of property affected and the description and area of such property, in general terms.

6. The City Clerk shall cause a copy of this resolution to be published at least twice, but not oftener than once a week in The Modesto Bee, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto and shall also cause a copy of this resolution to be published in the Ceres Courier, being a newspaper of general circulation published outside the City of Modesto but in the County of Stanislaus. Said publications shall be completed at least twenty (20) days prior to the date set for the hearing.

7. The City Clerk of the City of Modesto shall also cause written notice of such proposed annexation to be mailed to each person to whom land within the territory proposed to be annexed is assessed on the last equalized assessment roll available on the date the proceedings were initiated, at the address shown on said assessment roll or as known to said Clerk, and to any person who has filed his name and address and the designation of the land in which he has any interest, either legal or equitable, with said Clerk. Said notices shall be mailed not less than twenty (20) days before the public hearing on the proposed annexation.

8. In the event any land within the territory proposed to be annexed is owned by the County of Stanislaus, the City Clerk is directed to cause written notice of such proposed annexation to be mailed to the Board of Supervisors of the County, such notice to be given not less than twenty (20) days before the public hearing on the proposed annexation.

9. In the event there is, upon the land proposed to be annexed, a structural improvement owned, being acquired or leased by a county fire protection district, the City Clerk is directed to cause written notice of such proposed annexation to be mailed to the governing body of such district, such notice to be sent not less than ten (10) days before the public hearing on the proposed annexation.

10. 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 19th day of September, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

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 Ross Campbell
Public Works Department

PARADISE-ROUSE ADDITION

All that real property in the State of California, County of Stanislaus, being portions of the Northeast quarter of Section 6, Township 4 South, Range 9 East, and the Southeast quarter 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 the Southernmost point of the GANT ADDITION (138), as per description filed October 18, 1962, as Instrument 39842, Stanislaus County Records, said point being the Northwestern corner of PARADISE CENTER NO. 2 ADDITION (92), as per description filed April 14, 1959, as Instrument 10647, Stanislaus County Records, said point also being the Northernmost point of NAVON ADDITION (110), as per description filed June 29, 1960, as Instrument 18294, Stanislaus County Records, said point also being on the Southeastern line of 66.00 foot Paradise Road;

1. thence along the Northwestern line of said ADDITION (110) and Southeastern line of said 66.00 foot Paradise Road, South $49^{\circ} 17' 00''$ West, 379.47 feet, to the Westernmost point of said ADDITION (110), said point being the Southeastern corner of said 66.00 foot Paradise Road and 60.00 foot Chicago Avenue, said point also being on the boundary of PARADISE CENTER ADDITION (80), as per description filed May 21, 1958, as Instrument 12573, Stanislaus County Records;
2. thence along a Northwestern line of said ADDITION (80) and continuing along said Southeastern line of 66.00 foot Paradise Road, South $49^{\circ} 17' 00''$ West, 957.23 feet;
3. thence continuing along the boundary of said ADDITION (80) South $89^{\circ} 05' 00''$ West, 12.50 feet;
4. thence South $49^{\circ} 17' 00''$ West, 111.66 feet, to the Western line of said ADDITION (80);
5. thence along said Western line, South $01^{\circ} 00' 00''$ East, 375.45 feet, to the Southwestern corner of said ADDITION (80);
6. thence along the Southern line of said ADDITION (80), North $89^{\circ} 00' 00''$ East, 190.00 feet, to a Northwestern corner of HUDSON-UCCELLO ADDITION (51), as per description filed August 28, 1953, as Instrument 21233, Stanislaus County Records;
7. thence along the boundary of said ADDITION (51), South $01^{\circ} 00' 00''$ East, 164.00 feet;
8. thence South $89^{\circ} 00' 00''$ West, 190 feet;
9. thence South $01^{\circ} 00' 00''$ East, 696.32 feet, to the Southwestern corner of said ADDITION (51), said Southwestern corner being on the Northern line of 60.00 foot Rouse Avenue;
10. thence along the Southern line of said ADDITION (51) and said Northern line of 60.00 foot Rouse Avenue, North $89^{\circ} 00' 00''$ East, 290.35 feet, to the Northwestern corner of KAZMIR COURT ADDITION (245), as per description filed December 1, 1969 as Instrument 39361, Stanislaus County Records;
11. thence along the Western line of said ADDITION (245), said Western line being 20.00 feet East of the West line of 30.00 foot Yvonne Lane and its Northerly extension, South $00^{\circ} 27' 00''$ East, 768.93 feet, to the Southeastern corner of the property conveyed to Silas W. Green, et ux, by deed recorded October 1, 1974, as Instrument 13077, Stanislaus County Records;

12. thence leaving the existing City Limits along a Southern line of said Green property, South $82^{\circ} 19' 50''$ West, 489.20 feet, to the Southwestern corner of said Green property;
13. thence along a Western line of said Green property and its Northerly extension, North $00^{\circ} 21' 46''$ West, 796.40 feet, to the center line of 60.00 foot Rouse Avenue;
14. thence along said center line of 60.00 foot Rouse Avenue, South $89^{\circ} 00' 00''$ West, 444.20 feet, to the Southerly extension of the Western line of the property conveyed to Gary Gervasoni, et ux, by deed recorded November 27, 1973, as Instrument 20853, Stanislaus County Records;
15. thence along said Western line and its Southerly extension of said Gervasoni property, North $01^{\circ} 27' 34''$ West, 397.08 feet, to the Southeastern corner of the property conveyed to Gary E. Bright, et us, by deed recorded February 27, 1968, as Instrument 6180, Stanislaus County Records;
16. thence along the Southern line of said Bright property, South $86^{\circ} 55' 55''$ West, 127.05 feet, to the Southwestern corner of said Bright property;
17. thence along the Western line of said Bright property and its Northerly extension, North $00^{\circ} 47' 09''$ West, 267.65 feet, to the center line of 66.00 foot Paradise Road;
18. thence along said center line, North $49^{\circ} 17' 00''$ East, 2459.81 feet, to a point on the existing City Limits as established by the intersection of the center line of 66.00 foot Paradise Road at the Western boundary of said ADDITION (138);
19. thence along the existing City Limits on said Western boundary of ADDITION (138), South $03^{\circ} 37' 30''$ East, 41.37 feet, to the point of beginning, containing 26.635 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-985

A RESOLUTION OF THE MODESTO CITY COUNCIL PROTESTING
THE EXECUTION OF AN OPEN SPACE CONTRACT APPLICATION
NO. 78-3079 (H. NARAGHI - NORTHWEST CORNER OF ROSELLE and
FLOYD AVENUES)

WHEREAS, an Open Space Contract Application has been referred
to the City of Modesto by the County of Stanislaus, and

WHEREAS, the effect of said application on the City of Modesto
has been fully considered, and

WHEREAS, the City staff has recommended that the City protest
the execution of said Open Space Contract,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City
of Modesto that it does hereby protest the execution of an Open Space Contract
on Application No. 78-3079 (H. Naraghi - and Floyd Avenues
Northwest corner of Roselle

BE IT FURTHER RESOLVED that this protest be filed with the
Stanislaus County Board of Supervisors and the Stanislaus County Local Agency
Formation Commission and the Local Agency Formation Commission is hereby
requested to hold a hearing and consider this protest as provided for in
Section 51243.5 of the Government 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 19th day of September,
1977, by Councilmember Lang, who moved its
adoption, which motion being duly seconded by Councilmember Dunlap,
was upon roll call carried and the resolution adopted by the
following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
~~W. J. P. CHAMBERLAIN~~, City Clerk
NORRINE COYLE

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 77-986

A RESOLUTION REAPPOINTING RAY EWING TO CITIZENS HOUSING & COMMUNITY DEVELOPMENT COMMITTEE, DON BERNARD TO HOUSING MAINTENANCE & COUNSELING SUBCOMMITTEE, AND TOM HARRIS AND MARIAN TURNER TO THE USERS COMMITTEE OF THE CITIZENS HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE FOR TERMS ENDING JUNE 30, 1981

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 reappointed to the following committees as indicated below for terms ending June 30, 1981:

Ray Ewing
625 Mamilane
Modesto, CA 95351

Citizens Housing and Community Development Committee

Don Bernard
305 Walnut St.
Modesto, CA 95351

Housing Maintenance and Counseling Subcommittee

Tom Harris
914 - 11th St.
Modesto, CA 95354

Users Committee of the Citizens Housing and Community Development Committee

Marian Turner
318 Pine Street
Modesto, CA 95351

" " " " " "

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the reappointed members of the above listed committees and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of September, 1977, by Councilmember Kullijian, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-987

A RESOLUTION APPOINTING BESSIE BRESCIANI (REPLACING GORDON NUTSON) TO SEAT 6 OF THE REHABILITATION LOAN POOL SUBCOMMITTEE, AND DOUG OLIVER TO THE USERS COMMITTEE OF THE CITIZENS HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE AND TO SEAT 7 (REPLACING PAUL GREEN) OF THE REHABILITATION LOAN POOL SUBCOMMITTEE FOR TERMS ENDING JUNE 30, 1981

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 following committees as indicated below for terms ending June 30, 1981:

Bessie Bresciani (Seat 6) P. O. Box 2528 Modesto, CA	Rehabilitation Loan Pool Subcommittee
--	---------------------------------------

Doug Oliver (Seat 7) 302 Walnut Modesto, CA 95351	Rehabilitation Loan Pool Subcommittee, and Users Committee of the Citizens Housing and Community Development Committee
---	---

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed members of the above listed committees and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of September, 1977, by Councilmember Mensinger, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-988

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPEAL OF MID-VALLEY ENGINEERING TO THE DECISION OF THE CITY OF MODESTO'S ENVIRONMENTAL ASSESSMENT COMMITTEE CONCERNING P-D APPLICATION AT THE SOUTHWEST CORNER OF DALE ROAD AND PELANDALE AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that October 17, 1977 , at 4:25 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of appeal of Mid-Valley Engineering to the decision of the City of Modesto's Environmental Assessment Committee concerning P-D application at the southwest corner of Dale Road and Pelandale Avenue.

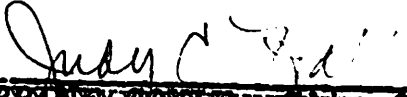
The foregoing resolution was introduced at ^{adjourned} ~~an~~ regular meeting of the Council of the City of Modesto held on the 29th day of September , 19 77 , by Councilmember Dunlap , who moved its adoption, which motion being duly seconded by Councilmember Lang , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


~~NORRINE COYLE, City Clerk~~
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-989

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF WATERLINES IN GLENBROOK, LAKEWOOD PARK AND PIONEER VILLAGE NO. 1

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

SECTION 1. The plans and specifications for construction of waterlines in Glenbrook, Lakewood Park and Pioneer Village No. 1 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 18, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at ^{adjourned} ~~an~~ regular meeting of the Council of the City of Modesto held on the 29th day of September, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST:

Judy C. Hall
~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-990

A RESOLUTION ACCEPTING THE BID OF VALLEY ELECTRIC FOR FURNISHING 100 HIGH PRESSURE SODIUM LIGHT BALLASTS

WHEREAS, Resolution No. 77-865, adopted by the Council of the City of Modesto on August 22, 1977, approved the plans and specifications for the furnishing of 100 high pressure sodium light ballasts and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of 100 high pressure sodium light ballasts were opened at 2:00 P.M. on September 13, 1977 and later tabulated by the Director of Finance for the consideration of the Council, and

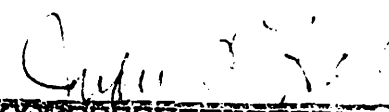
WHEREAS, the Director of Finance has recommended that the bid of Valley Electric at an estimated cost of \$4,756.75 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Valley Electric at an estimated cost of \$4,756.75 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 29th day of September 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST:


~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-991

A RESOLUTION ACCEPTING THE BID OF CAMELLIA VALLEY SUPPLY FOR FURNISH-
ING WATER QUALITY CONTROL STORM FLOW BYPASS EQUIPMENT

WHEREAS, Resolution No. 77-812, adopted by the Council of the
City of Modesto on August 8, 1977, approved the plans and speci-
fications for the furnishing of Water Quality Control storm flow by-
pass equipment
and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of Water Quality
Control storm flow bypass equipment
were opened at 2:00 P.M. on August 30, 1977 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 Camellia Valley Supply at an estimated cost of \$21,495.63
be accepted as the lowest responsible bid.


NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of Camellia Valley Supply at an estimated cost of \$21,495.63
be accepted and the execution of a contract for the completion of the
project by the City's designated officials be authorized.

adjourned

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 29th day of September
1977, by Councilmember Dunlap, 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:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:


~~XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX~~
JUDY C. HALL, Acting City
Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-992

A RESOLUTION ACCEPTING THE BID OF ABC UNDERGROUND FOR CONSTRUCTION OF
SUBTRUNK SEWER IN MCHENRY AVENUE FROM UNION AVENUE TO CORALWOOD ROAD

WHEREAS, Resolution No. 77-903 , adopted by the Council of the
City of Modesto on September 6, 1977 , approved the plans and speci-
fications for the construction of subtrunk sewer in McHenry Ave. from
Union Ave. to Coralwood Road
and authorized the calling for bids, and

WHEREAS, the bids received for the construction of subtrunk sewer
in McHenry Ave. from Union Ave. to Coralwood Road
were opened at 11:15 A.M. on September 20, 1977 and later tabulated
by the Director of Public Works for the consideration of the
Council, and

WHEREAS, the Director of Public Works has recommended that
the bid of ABC Underground in the amount of \$43,602.50
be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of ABC Underground in the amount of \$43,602.50
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 an ^{adjourned} regular meeting of
the Council of the City of Modesto held on the 29th day of September
1977, by Councilmember Dunlap , 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: | Dunlap, Elliott, Kullijian, Lang,
Mensingher, Siefkin, Mayor Davies |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: Judy C. Hall
~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~
JUDY C. HALL, Acting City
Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-993

A RESOLUTION ACCEPTING THE BID OF GEORGE REED, INC. FOR THE GRACEADA PARK TENNIS COURT RESURFACING

WHEREAS, Resolution No. 77-900 , adopted by the Council of the City of Modesto on September 6, 1977 , approved the plans and specifications for the Graceada Park tennis court resurfacing

and authorized the calling for bids, and

WHEREAS, the bids received for the Graceada Park tennis court resurfacing were opened at 11:05 A.M. on September 20, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

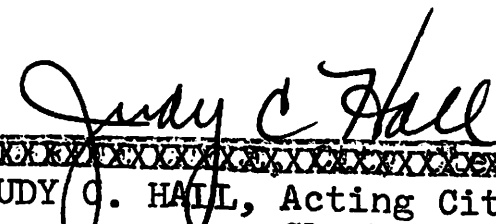
WHEREAS, the Director of Public Works has recommended that the bid of George Reed, Inc. in the amount of \$14,985.00 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of George Reed, Inc. in the amount of \$14,985.00 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 an ^{adjourned} regular meeting of the Council of the City of Modesto held on the 29th day of September , 1977, by Councilmember Dunlap , 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:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:


~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-995

A RESOLUTION APPROVING POSTPONEMENT OF BID OPENING DATE FOR 5 MID-SIZED BUSES FROM OCTOBER 4, 1977, TO NOVEMBER 2, 1977 AT 2:00 P.M.

WHEREAS, Resolution No. 77-776 adopted by the City Council on August 1, 1977, approved the plans and specifications and authorized the call for bids for five new buses to be opened October 4, 1977 at 2:00 P.M.; and

WHEREAS, potential bidders have taken exception to or asked for clarification on 113 items and more staff time is required to clear them; and

WHEREAS, the staff has recommended that the bid opening date be delayed from October 4, 1977, to November 2, 1977 at 2:00 P.M.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that postponement of the bid opening date for 5 mid-sized buses from October 4, 1977, to November 2, 1977 at 2:00 P.M. is hereby approved.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 29th day of September, 1977, by Councilmember Dunlap , 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: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-996

A RESOLUTION APPROVING A DEVELOPMENT PLAN
FOR PLANNED-DEVELOPMENT ZONE, P-D(161).
(JAMES PRICE)

WHEREAS, a verified application for an amendment to Sections 8-3-9 and 17-3-9 of the Zoning Map was filed by James Price on March 15, 1977, 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 the Southeast quarter of Section 8, and the Northeast quarter of Section 17, 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 Northwest corner of Parcel 1, as shown on the map filed in Book 11 of Parcel Maps, at Page 1, Stanislaus County Records; thence South 0°52'20" East, along the West line of said Parcel 1, a distance of 561.78 feet to a point on the center line of Rumble Road, a 60.00 foot wide public road, said point also being on a curve; thence in a Westerly direction 50.51 feet along said curve being concave to the North from which a radial line bears North 12°40'08" West, thru a central angle of 2°13'35" having a radius of 1300.00 feet to a point to which a radial line bears South 10°26'33" East; thence South 10°26'33" East, along said radial line, a distance of 30.00 feet to the Northwest corner of Parcel 1A, as shown on the map filed in Book 14 of Parcel Maps, at Page 85, Stanislaus County Records; thence along the Westerly boundary of said Parcel 1A the following two courses; 1) South 10°10'21" West, 263.72 feet; 2) South 0°47'40" East, 631.26 feet to a point on the centerline of Leveland Lane; thence North 88°54'50" West, along said center line of Leveland Lane, a distance of 762.36 feet to an intersection with the center line of Sherwood Avenue; thence along the center line of Sherwood Avenue the following four courses; 1) North 1°05'10" East, 538.06 feet to a tangent curve; 2) thence in a Northeasterly direction 580.21 feet along said tangent curve being concave to the Southeast through a central angle of 36°56'15" having a radius of 900.00 feet to a point of reverse curve; 3) thence in a Northasterly direction 611.05 feet along said reverse curve being concave to the Northwest through a central angle of 38°54'02" having a radius of 900.00 feet to a point of tangency, 4) thence North 0°52'37" West, 0.99 feet to an intersection with the Westerly prolongation of the South line of Northwood Manor, as shown on the map filed in Book 22 of Maps, at Page 59, Stanislaus County Records; thence South 88°59'10" East, along said Westerly prolongation of the South line of Northwood Manor and the South line of Northwood Manor, a distance of 441.24 feet; thence South 0°52'20" East, 159.00 feet to the point of beginning.

Containing 24.889 acres

WHEREAS, after public hearing held on April 19, 1977, 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 with its overall R-2 Zone dwelling unit density is compatible with the surrounding land uses.
2. The proposed P-D Zone would act as a good buffer between the single-family residential area to the west and the McHenry Avenue commercial strip.
3. All of the proposed structures on the periphery of the proposed project adjacent to existing residences would be only one story in height.
4. Access to the adjacent streets would be limited to four driveways.

WHEREAS, said matter was set for a public hearing before the City Council to be held on May 23, 1977, at 7:30 p.m., and thereafter continued to June 13, 1977, at 7:30 p.m., July 25, 1977, at 7:40 p.m., September 26, 1977, at 7:30 p.m., and September 29, 1977, at 7:30 p.m., in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, and

WHEREAS, during said public hearing the applicant, James Price, submitted a modified plan for consideration by the Council, and

WHEREAS, based on the evidence, both oral and documentary, taken and introduced at said public hearing, the Council found and determined that the modified plan of James Price for a Planned-Development Zone should be granted as consonant with public necessity, convenience and general welfare for the following reasons:

1. The proposed P-D Zone with its overall dwelling unit density of 11.8 dwelling units per acre (which is only slightly more than R-1 Zone density) is compatible with the surrounding land uses.
2. The proposed P-D Zone would act as a good buffer between the single-family residential area to the west and the McHenry Avenue commercial strip.
3. The modified plan provides for a more compatible development opposite directly fronting single-family residences along Leveland Lane and Sherwood Avenue.

and

WHEREAS, the Council has introduced Ordinance No. 1650 - C.S. on the 29th day of September, 1977, reclassifying the above described property from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D(161),

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(161), is hereby approved in accordance with the plan titled "Stoneybrook-Hartford Place", as amended in red on its face stamped and approved by the City Council on September 29, 1977, and on file in the office of the Director of Planning and Community Development, subject to the following conditions:

1. That all development shall be in accordance with the plot plan titled "Stoneybrook - Hartford Place" as amended in red on its face, stamped approved by the City Council on September 29, 1977, and on file in the office of the Director of Planning and Community Development.
2. That the developer shall install 9 on-site fire hydrants in accordance with the specifications of the Fire Chief prior to construction of any structures.
3. That all parking and driveway areas shall be improved in accordance with City standards including the provisions of Sections 10-2.1801, 10-2.1804, and 10-2.1808 of the Municipal Code. The drainage facilities for the parking areas shall be approved by the Director of Public Works.
4. That prior to the issuance of a building permit, a landscaping and irrigation plan shall be submitted by the applicant for approval by both the Director of Planning and the Director of Parks and Recreation. The landscaping and irrigation system shall be installed and maintained in accordance with the approved landscaping and irrigation plans. Irrigation shall be by underground sprinkler system.
5. That all landscaping, fences and walls shall be maintained and that the premises shall be kept free of weeds, trash and other debris.
6. That the development shall be connected to the City water and sanitary sewer facilities in accordance with the requirements of the Director of Public Works.
7. That all utilities shall be underground including TV reception facilities. No antennas shall be permitted.
8. That prior to the recording of a final subdivision map for any development in the condominium section south of Rumble Road, the developer shall submit evidence, satisfactory to the City Attorney, that there has been created a homeowners association to guarantee "greenbelt" improvement and maintenance in the condominium section in accordance with the approved plans.
9. A multiple family housing project sign, each such sign not exceeding twelve (12) square feet in area or six (6) feet in height shall be permitted at each driveway entrance to the project, except the recreational vehicle storage area driveway. The developer shall install a STOP sign adjacent to each driveway exit from the project near the driveway's intersection with a public street. All remaining signs shall comply with the R-2 Zone sign provisions.
10. That building plans for the project shall indicate a standard detail for adequate storage for garbage and garden refuse. Said storage areas shall be screened from view from any public street, and shall be subject to approval of the Director of Planning and Community Development. Each condominium home shall have such a storage unit provided in accordance with the plans approved by the Director of Planning and Community Development.
11. That prior to the issuance of a building permit, the developer shall pay the City of Modesto the cost of planting 92 street trees.
12. That prior to the issuance of a building permit the developer shall dedicate 10 feet of right-of-way for the widening of Leveland Lane.
13. That the developer shall improve to City of Modesto collector street standards the following streets: Rumble Road, Sherwood Avenue, and Leveland Lane.
14. That prior to the issuance of a building permit, the developer shall dedicate 10-foot wide public utility easements along the frontages of Rumble Road, Sherwood Avenue, and Leveland Lane.

15. That the required public street improvements shall be installed prior to the occupancy of any structures on the premises, or by June 1, 1979, whichever occurs first.
16. That all outdoor lighting shall be shielded from adjacent residential properties in accordance with the requirements of the City Engineer.
17. That prior to the issuance of a building permit for any development, the developer shall submit street improvement plans prepared by a registered civil engineer for approval by the City Engineer.
18. That prior to the issuance of a building permit, if the required public street improvements have not been installed, a cash deposit, savings and loan certificate, surety bond, or other instrument of credit in an amount to be determined by the City Engineer, shall be filed with the City Clerk to guarantee installation of public improvements by June 1, 1979, or prior to occupancy, whichever occurs first.
19. That the developer shall construct a 6-foot high decorative masonry wall along the north property line adjacent to the "Stoneybrook" project.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D(161):

The construction program shall be accomplished in five phases as follows:

Phase I, to include 36 condominium units and the recreational area with construction to commence on or before June 1, 1978, and be completed by June 1, 1979.

Phase II, to include the entire 164 rental apartment units, with construction to commence on or before June 1, 1978, and be completed by June 1, 1980.

Phase III, to include 18 condominium units with construction to commence on or before June 1, 1979, and be completed by June 1, 1980.

Phase IV, to include 19 condominium units with construction to commence on or before June 1, 1980, and be completed by June 1, 1981.

Phase V, to include the remaining 27 condominium units and the recreational vehicle storage area with construction to commence on or before June 1, 1981, and be completed by June 1, 1982.

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 reclassifying the above-described property to Planned-Development Zone, P-D(161) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 29th day of September, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 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 John L. Gray
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 77-997

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 SECTIONS 8-3-9 AND 17-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (JAMES PRICE)

WHEREAS, on July 25, 1977, the City Council

introduced Ordinance No. 1650-C.S. giving approval to a project relating to an amendment to Sections 8-3-9 and 17-3-9 of the Zoning Map of the City of Modesto, reclassifying certain property located thereon from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(161),

_____ , 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 delcaration 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 Sections 8-3-9 and 17-3-9 of the Zoning Map of the City of Modesto, reclassifying certain property located thereon from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(161)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 29th day of September, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:

Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 77-998

A RESOLUTION ADOPTING A RECORDS MANAGEMENT MANUAL AND RECORD 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 Files Management Manual adopted by this Council by Resolution No. 61-181 on the 1st day of May, 1961, and

WHEREAS, a new Records Management Manual has been prepared with a new retention and destruction schedule, and

WHEREAS, notice of the intention to adopt a revised retention and destruction schedule for all records of the City of Modesto, including specific notice of the five (5) year retention period for exonerated and unfounded complaints received by the Police Department, was published in the Modesto Bee, the official newspaper of the City of Modesto, on September 16, 1977, and a public hearing was held by this Council on September 29, 1977, at 7:30 p.m. at which time all interested persons were given an opportunity to appear and be heard,

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

1. The "Records Management Manual for the City of Modesto" dated September, 1977, including the "City of Modesto Record Retention Schedule", which is a part thereof, copies of which are on file in the office of the City Clerk, is hereby adopted and supersedes the Files Management Manual and the City of Modesto Record Retention Schedule adopted by Resolution No. 61-181 on May 1, 1961.
2. Records of the City of Modesto shall be maintained in accordance with the Records Management Manual adopted hereby.
3. In accordance with the procedures set forth in the Records Management Manual 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 the City of Modesto Record Retention Schedule adopted hereby as a part of the Records Management Manual.
4. The signed "Destruction of Records Notice" for all records destroyed shall be retained permanently.

The foregoing resolution was introduced at ^{adjourned} a regular meeting of the Council of the City of Modesto held on the 29th day of September, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly

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

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Judy C. Hall
~~XXXXXXXXXXXXXXXXXXXXXXXX~~
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. 77-999

A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN A GRANT APPLICATION WITH THE STATE OF CALIFORNIA OFFICE OF TRAFFIC SAFETY TO PROVIDE FOR THE EXPANSION OF THE MODESTO POLICE DEPARTMENT'S TRAFFIC ENFORCEMENT UNIT

WHEREAS, the City of Modesto has qualified for a grant from the State of California Department of Office of Traffic Safety in the amount of \$186,128.26 which would provide for the hiring of 4 police officers to expand the present traffic enforcement detail, and the purchase of 4 motorcycles and related equipment for the motorcycles; and

WHEREAS, the terms of the grant provide for 100% funding of the equipment and 100% funding of salaries and fringe benefits for the first year, and 50% funding of salaries and benefits for the second year; and

WHEREAS, the grant year is from October 1, 1977 through December 31, 1979 and is broken down as follows:

Salaries and Benefits. (Fiscal Years)

1977-78		1978-79		1979-80	
Jan-Sept	\$74,443.79	Oct-Sept	\$65,242.97	Oct-Sept	\$13,667.47


Other Direct Costs. (Purchase of equipment & mileage costs)

1977-78	29,624.03	1978-79	2,625.00	1979-80	525.00
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NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the City Manager is hereby authorized to execute ^a grant application on behalf of the City of Modesto with the State of California Office of Traffic Safety to provide for the expansion of the Modesto Police Department's Traffic Enforcement Unit.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 29th day of September, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: 
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1000

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
ALOMA LACKEY FOR LEASE OF THE PARKVIEW GUESTHOME AT 1343 LEGION PARK
DRIVE

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Aloma Lackey

for lease of the Parkview Guesthome at 1343 Legion Park Drive

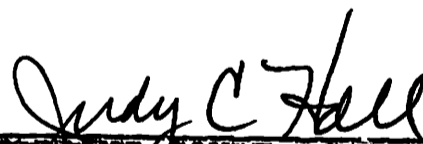
(new lease is for \$350/mo. with the lessee handling all repairs -
1 year to expires on October 1, 1978)
be, and it is hereby approved.

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

The foregoing resclution was introduced at a^{adjourned}/regular meeting
of the Council of the City of Modesto held on the 29th day of
September, 1977, by Councilmember Dunlap, who moved
its adoption, which moticn being duly seconded by Councilmember
Lang, was upon roll call carried and the resclution adopted
by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:


~~XX~~
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1001

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND CARL AND EVELYN A. CHRISTIANSEN FOR THE PURCHASE OF 400+ SQUARE FEET OF THEIR PROPERTY, AND ACCEPTING EASEMENT DEED, FOR A STORM SEWER EASEMENT FOR THE NORTH BRANCH OF THE SCENIC SONOMA STORM DRAIN

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Carl and Evelyn A. Christiansen for the purchase of 400+ square feet of their property for a storm sewer easement for the north branch of the Scenic Sonoma Storm Drain is hereby approved.

BE IT FURTHER RESOLVED that the City Manager and City Clerk are hereby authorized and directed to execute said agreement on behalf of the City of Modesto and the City Clerk authorized to record said Easement Deed with the Recorder of Stanislaus County.

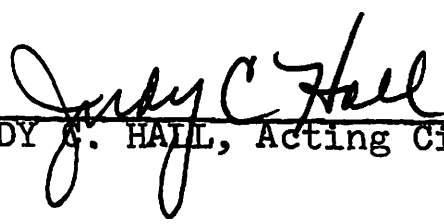
The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 29th day of September, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Lang was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1002

A RESOLUTION APPROVING THE FINAL MAP OF THE
TOWERY PLAZA
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Ronald L. Towery and Martha A. Towery, husband and wife, and

Audie R. Towery and Judi A. Towery, husband and wife, and William A. Sweigert and

Virginia M. Sweigert, husband and wife,

~~is~~ (are) possessed of a tract of land situate in the City of Modesto, County of Stanislaus,
consisting of 16.151 acres, known as the Towery Plaza

Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of
the City of Modesto on the 4 day of January, 1977, 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 Towery Plaza 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 / an adjourned regular meeting of the Council of the City of Modesto held on the 29th day of September, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

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. 77-1003

A RESOLUTION APPROVING THE FINAL MAP OF THE
GRAND PRIX PLAZA SUBDIVISION OF THE CITY OF
MODESTO.

WHEREAS, Grand Prix Group, a partnership, is possessed of a tract of
land situate in the City of Modesto, County of Stanislaus, consisting of
3.447 acres, known as the Grand Prix Plaza Subdivision, and

WHEREAS, a tentative map of said tract was approved by the City Planning
Commission on the 4th day of January, 1977, and

WHEREAS, the final map of said tract has been approved by the Secretary
of the City Planning Commission, and

WHEREAS, the City Engineer of the City of Modesto has certified that the
final map of said Grand Prix Plaza 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.

adjourned

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 29th day of September, 1977, by
Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST:

Judy C Hall
~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

by Elwyn I. Johnson
ELWYN I. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1004

RESOLUTION AMENDING CITY OF MODESTO 1977-78 FINAL BUDGET TO ESTABLISH APPROPRIATIONS WITHIN THE ANTIRECESSIONARY FUND (Fund 612).

WHEREAS, the estimated revenue in the Antirecessionary Fund (Fund 612) in fiscal year 1977-78 will be greater than anticipated, and

WHEREAS, additional revenue installments to be received from the Federal government throughout the remainder of the current federal anti-recessionary fiscal assistance program could provide an additional \$200,000 to finance future appropriations, and

WHEREAS, \$75,000 of this total amount must now be appropriated to comply with the federal requirement that all monies distributed through the program be appropriated or obligated within six months after they are received,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the City of Modesto 1977-78 Final Budget be amended to amend the Anti-recessionary Fund (Fund 612) to include the following appropriations:

ANTIRECESSIONARY FUND

Appropriations

Account 235 - Services, Professional & Other	\$25,000
Account 301 - Office Supplies	30,000
Account 304 - Custodial Supplies	10,000
Account 308 - Tool, Shop and Field Supplies	<u>10,000</u>
	<u>\$75,000</u>

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 an ^{adjourned} regular meeting of the Council of the City of Modesto held on the 29th day of September, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Judy C Hall
~~XXXXXXXXXXXXXXXXXXXX~~
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. 77-1005

A RESOLUTION PROVIDING FOR THE SALE OF SURPLUS
PROPERTY. (McHENRY MANSION)

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 those certain items of personal property of the City of Modesto from the McHenry Mansion as shown on that certain document entitled "City of Modesto Surplus Property Listing Sheet" dated September 29, 1977, on file in the office of the City Clerk. Said personal property has been found to be surplus and of no use to the City.

SECTION 2. The foregoing sale shall be made at public auction in the City of Modesto. The City Manager is hereby authorized to fix the time and place for said sale. At least five (5) days before the time fixed for said 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 sale shall be conducted by the City Manager or by such person as he may select for this purpose. All items of property not sold at said auction sale 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 ^{adjourned} ~~an~~ regular meeting of the Council of the City of Modesto held on the 29th day of September, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Judy C Hall
JUDY HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1006

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$13,000 TO PROVIDE FUNDS FOR ADVANCE DRIVER'S TRAINING FOR FIFTY-ONE POLICE OFFICERS

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

GENERAL FUND (101)

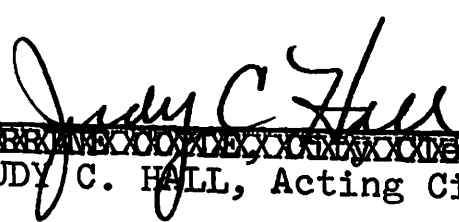
FROM:	General Reserve (60-800-101)	\$13,000.00
TO:	Other Special Charges (429-220-101)	\$13,000.00

(To provide funds for advance driver's training for fifty-one police officers)

The foregoing resolution was introduced at ~~an~~ ^{adjourned} regular meeting of the Council of the City of Modesto held on the 29th day of September, 1977, by Councilmember Dunlap, 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:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:


~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1007

A RESOLUTION APPOINTING JOHN BREE AS A MEMBER OF THE HUMAN RIGHTS COMMISSION OF THE CITY OF MODESTO AS A REPRESENTATIVE OF THE CITY OF MODESTO YOUTH COMMISSION FOR A TERM ENDING JUNE 1, 1978

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

WHEREAS, the Council deems it appropriate to appoint a member of the City of Modesto Youth Commission to serve on the Human Rights Commission of the City of Modesto.

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

SECTION 1. The following person is hereby appointed as a member of the Human Rights Commission of the City of Modesto, as a representative of the City of Modesto Youth Commission, for a term ending June 1, 1978:

John Bree
6948 Arrowhead Drive
Modesto, California 95350

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the Human Rights Commission and the Secretary thereof.

The foregoing resolution was introduced at ^{adjourned} a regular meeting of the Council of the City of Modesto held on the 29th day of September, 1977, by Councilmember Mensinger, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1008

A RESOLUTION APPOINTING MEMBERS OF THE MODESTO COMMUNITY CENTER
CITIZENS COMMITTEE

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 that the following persons are hereby appointed to the Modesto Community Center Citizens Committee:

See Exhibit "A attached

The City Clerk is hereby directed to transmit a copy of this resolution to each newly appointed member of the Modesto Community Center Citizens Committee.

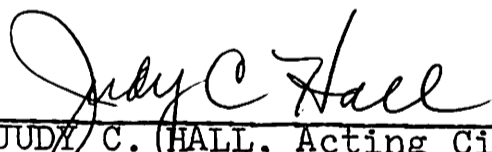
The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 29th day of September, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


JUDY C. HALL, Acting City Clerk

COMMUNITY CENTER CITIZENS COMMITTEE

Dr. Walsh Conmy 1213 Coffee Rd., Suite E (95355) 6183 Tully Rd. (95350)	Symphony	526-0462 office 545-0879 home
Dr. Lewis Woodward 408 Roxbury Lane (95350)	MJC	526-2000 office 522-5566 home
Paul Tischer 2633 El Greco Dr. (95351)	Youth Theatre	524-9777 office 524-5654 home
Kirk McAllister 1004 Sycamore (95350)	Civic Theatre	526-6345 office 521-8939 home
Jerry Wofford 1612 Dale Rd. (95350) 2813 Marvin Gardens (95350)	Holiday Inn	521-1612 office 521-5286 home
James R. Clarke 909 Country Club Drive (95350)	Chamber of Commerce	522-5264 office 545-1309
Dr. Tom Van Goningen Yosemite Community College Dist. P. O. Box 4065 (95352) 516 Barringham Lane (95350)	MJC	526-5440 office 529-8462 home
Colleen Bare 2502 Dorrington Ct. (95350)	Culture Commission	523-2747 home
John Bree 6948 Arrowhead Dr. (95350)	Youth Commission	869-2208 home
Peter W. Johansen 1401 - 12th St., (95354) 1212 Princeton Ave. (95350)	Religious	521-0181 office 523-4084 home
Marie Gallo 1716 Maze Blvd. (95351)		526-9852 home
Earl Egolf Bank of America 902 - 10th St. (95354)	Finance	527-5100 office 529-7600 home
Paul Schmidt Pacific Telephone Co. 1116 M St., Room 200 (95354) 2600 Manhasset Circle (95355)	Utilities	524-8301 office 521-7600 home
Ray Ewing 625 Mamilane (95351)	Planning Commission	523-9146 office 523-7438 home
William Allewelt Tri-Valley Growers #7 2801 Finch Rd. (95351)	Industrial	526-4100 office
Don Hammond 1235 Princeton Ave. (95350)	Business	524-4861 office 523-0427 home
Fleeta Raines 812 - 14th St. (95354)	Planning Commission	522-1009 office 522-9313 home
Ray Simon 3309 Worthington Dr. (95350)	Supervisor	526-6661 County 524-4681 office
Lenore Hughes 605 Andover Lane (95350)	Performing Arts	521-7758 home 521-6477 office

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1009

A RESOLUTION APPROVING ~~PLAN AND~~ SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR SALE OF 6 PARCELS OF EXCESS LAND

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

SECTION 1. The ~~plans and~~ specifications for sale of 6 parcels of excess land 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 7, 1977 at 2:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of October, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:



~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1011

A RESOLUTION ACCEPTING THE BID OF FERRERO ELECTRIC, INC. FOR CONSTRUCTION OF REVISED STREET LIGHT CIRCUIT ON McHENRY AVENUE BETWEEN ORANGEBURG AVENUE AND BRIGGSMORE AVENUE

WHEREAS, Resolution No. 77-902, adopted by the Council of the City of Modesto on September 6, 1977, approved the plans and specifications for the construction of revised street light circuit on McHenry Ave. between Orangeburg Ave. and Briggsmore Ave. and authorized the calling for bids, and

WHEREAS, the bids received for the construction of revised street light circuit on McHenry Ave. between Orangeburg Ave. and Briggsmore Ave. were opened at 11:00 A.M. on September 27, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

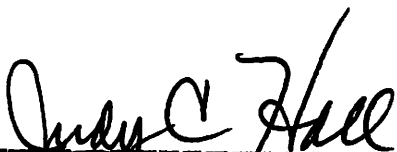
WHEREAS, the Director of Public Works has recommended that the bid of Ferrero Electric, Inc. in the amount of \$13,364 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Ferrero Electric, Inc. in the amount of \$13,364 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 October 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensingers, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:


~~XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX~~
JUDY C. HALL, Acting City
Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1012

A RESOLUTION PERMITTING INDUSTRIAL ELECTRICAL CO. TO WITHDRAW THEIR LOW BID FOR UPGRADING OF TENNIS COURT LIGHTING AT GRACEADA PARK, AND AWARDING BID TO COLLINS ELECTRICAL CO., INC.

WHEREAS, Resolution No. 77-901, adopted by the Council of the City of Modesto on September 6, 1977, approved the plans and specifications for the upgrading of tennis court lighting at Graceada Park and authorized the calling for bids; and

WHEREAS, the bids received for the upgrading of tennis court lighting at Graceada Park were opened at 11:00 A.M. on September 20, 1977, and later tabulated by the Director of Public Works for the consideration of the Council; and

WHEREAS, Industrial Electrical, Co., the low bidder, has requested to be permitted to withdraw its low bid due to errors made in the said bid; and

WHEREAS, the Department of Public Works has recommended that the request of Industrial Electrical., Co., be granted and the bid be awarded to Collins Electrical Co., Inc., the next low bidder.

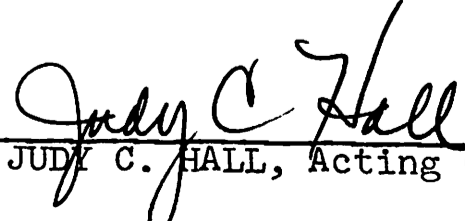
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of Industrial Electrical, Co. for permission to withdraw its low bid be granted; and

BE IT FURTHER RESOLVED, by the Council of the City of Modesto that the bid of Collins Electrical Co., Inc. in the amount of \$14,704.30 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 October, 1977, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Dunlap , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:


JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1013

A RESOLUTION APPROVING ADDENDUM NO. 1 TO CONTRACT DOCUMENTS AND SPECIFICATIONS FOR PURCHASE OF FIVE TRANSIT-TYPE AIR CONDITIONED DIESEL MOTOR COACHES SEATING APPROXIMATELY TWENTY-FIVE PASSENGERS

WHEREAS, by Resolution No. 77-776 dated August 1, 1977, the City of Modesto approved specifications and call for bids for the purchase of five transit-type air conditioned diesel motor coaches seating approximately 25 passengers; and

WHEREAS, the three bus manufacturers interested in bidding on the buses have asked for clarification of or taken exception to items in the specifications; and

WHEREAS, many of the exceptions are requests for approval of the manufacturer's equipment or their method of construction as approved equals; and

WHEREAS, the Director of Parking and Traffic in a memorandum to the City Manager dated September 26, 1977 has recommended that an addenda covering the more important items, copy of which is attached hereto, marked Exhibit "A", and made a part hereof, be approved.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Addendum No. 1 to the specifications for the purchase of five transit-type air conditioned motor coaches, seating approximately 25 to 33 passengers, is hereby approved.

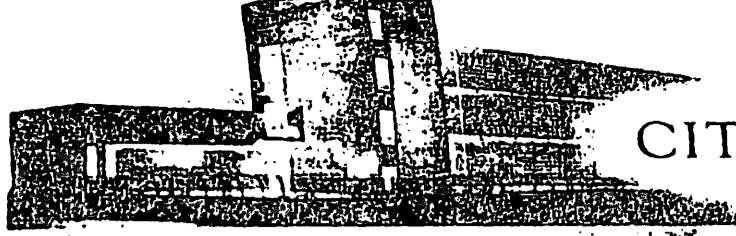
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of October, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
JUDY C. HALL, Acting City Clerk



CITY OF MODESTO
CALIFORNIA

PARKING AND TRAFFIC DEPARTMENT

City Hall, 801 Eleventh

P. O. Box 642, 95353

(209) 524-4011

October 4, 1977

A D D E N D U M N O . 1

TO

CONTRACT DOCUMENTS AND SPECIFICATIONS FOR PURCHASE OF
FIVE TRANSIT-TYPE AIR CONDITIONED DIESEL MOTOR COACHES
SEATING APPROXIMATELY TWENTY-FIVE PASSENGERS

BY

CITY OF MODESTO, CALIFORNIA

Title:

CONTRACT DOCUMENTS AND SPECIFICATIONS FOR PURCHASE OF FIVE ~~TRANSIT-TYPE~~ MID-SIZE
AIR CONDITIONED DIESEL MOTOR COACHES SEATING APPROXIMATELY TWENTY-FIVE
TO THIRTY-THREE PASSENGERS BY CITY OF MODESTO, CALIFORNIA

Section 1, page 1:

The vehicle furnished under these specifications shall comply with the following general dimensions:

Length	31' 28'-2" max.
Width	96 in. max.
Height overall	125 122 in. max.
Seating capacity-approximately	min. 25-33 max. 25
Step height from ground - front	14-1/2 in. max.
Turning radius (Front body corner)	32'-33" max.
Headroom - minimum at aisle	min. 75 in. max.

EXHIBIT "A"

Section 4(d), page 2:

- (d) Roof shall be ~~one-piece-molded~~ reinforced steel, aluminum or fiberglass riveted to steel roof bows or approved equal, of sufficient strength and thickness to prevent flexing and drumming.

Section 4(g), page 2:

- (g) Floor - 3/4" thick 5-ply resin waterproof bond laminate fir, Grade BB or better, treated to make it rot resistant and must be blotted or attached with ~~tapping-screws-to-underframe,~~ one-quarter inch (1/4") 20 grade 5 counter sunk bolts to underframe. All edges and cuts shall be treated with waterproofing and sealer prior to installation. ~~Alternate-flooring-may-be-14 gauge-steel-welded-to-two-16-gauge-intermediate-crossmembers-and are-welded-to-10-gauge-steel-main-crossmembers.~~

Section 4(k), page 3:

- (k) To provide maximum safety plus ease of entry and egress for elderly and handicapped passengers, stepwells shall have risers not over ~~eight-(8)~~ ten (10) inches high and be minimum twelve (12) inches deep in the front and rear doors (if provided) of heavy gauge steel construction, and reinforced to minimize step deflection. The vertical distance from a standard six (6) inch curb to the first front door step shall not exceed eight (8) inches.

Section 7(a), page 4:

- (a) If a single door is provided, a door for entrance and exit, is to be provided with clear opening at least 51" 48". Door shall be controlled by an electropneumatic control switch. The door, when air actuated, shall open and close fully. The single door shall be located either in front of or immediately behind the right front wheelhouse. Meeting edge shall be equipped with two (?) inch rubber edges. Two doors may be provided as described in (b).

Section 17(a), page 8:

- (a) Exterior paint shall be DuPont enamel, or approved equal, enamel, even-baked installed per paint manufacturer's specifications and finished in the paint scheme of the City of Modesto, as shown on the attached photo (Exhibit A). For color reference, the white paint is DuPont #WE-5111 and blue paint is DuPont 922-63225. Belt panel and skirt panels shall be anodized-aluminum- painted blue.

Section 21(i), page 10:

- (i) All wiring shall be copper.

Section 23(a), page 10:

- (a) Instrument panel in full normal view of driver shall include two air gauges (50 150 psi), speedometer with odometer, voltmeter, water temperature and oil pressure gauges, and telltale lights to indicate: exit door open, stoplights on, headlight high beam, low oil pressure, low air pressure, hot engine, alternator inoperative, and directional signal action. Directional signal telltale lights shall include bulb outage. In addition, a buzzer shall sound for low oil pressure, hot engine, alternator inoperative low air pressure. If a dual voltage system is used, a telltale light and buzzer shall not be required for alternator inoperative.

Section 31(a), page 12:

- (a) The air compressor shall be either flange mounted and or belt driven from engine and shall have a minimum output of 14.5 14.0 cu. ft. per minute at 1250 engine RPM and shall be lubricated from the engine and be water cooled. Ball bearings shall be used at each end of crankshaft.

Section 39, page 16:

Transmission shall be fully automatic, Allison Model AT 540 or MT 640 643, model dependent on rear axle capacity, passenger load, and gross vehicle weight.

Section 40, page 16:

~~Vendor shall supply a Teima electric brake retarder system, Model EA-65 or EA-100, or approved equal. Model to be appropriate size for transmission, axle capacity, and gross vehicle weight. Unit shall be installed immediately to rear of transmission.~~

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1014

A RESOLUTION ACCEPTING THE CONSTRUCTION OF REMODELING OF CONSTRUCTION ADMINISTRATION OFFICE (Matteson Construction)

WHEREAS, a report has been filed by the Director of Public Works that the construction of remodeling of Construction Administration Office

has been completed by Matteson Construction

in accordance with the contract agreement dated May 2, 1977.

NOW, THEREFORE, BE IT RESOLVED that the construction of

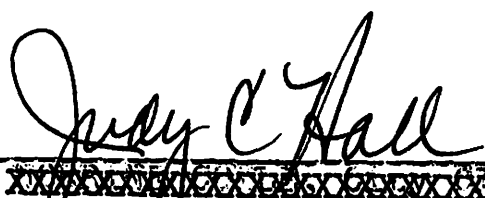
be accepted from said contractor, Matteson Construction

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$35,835.00 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 October, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST:


~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~
JUDY C. HALL, Acting City Clerk

MCDESTO CITY COUNCIL
RESOLUTION NO. 77-1016

A RESOLUTION ACCEPTING THE CONSTRUCTION OF MISCELLANEOUS IMPROVEMENTS TO COLEMAN F. BROWN PARK AND CHRYSLER NEIGHBORHOOD PARK (William Mineni)

WHEREAS, a report has been filed by the Director of Public Works that the construction of Miscellaneous Improvements to Coleman F. Brown Park and Chrysler Neighborhood Park has been completed by William Mineni

in accordance with the contract agreement dated May 16, 1977.

NOW, THEREFORE, BE IT RESOLVED that the construction of miscellaneous improvements to Coleman F. Brown Park and Chrysler Neighborhood Park be accepted from said contractor, William Mineni

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$38,400.00 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 October, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1017

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO
ANNEXING TERRITORY TO THE MODESTO MUNICIPAL SEWER
DISTRICT NO. 1 AND FIXING AND DETERMINING ITS
BOUNDARIES. (NORTH MCHENRY NO. 3)

WHEREAS, the Council (herein called the "Council") of the
City of Modesto (herein called the "City") heretofore on August 15, 1966,
duly adopted Resolution No. 66-543, which was recorded in the office of
the County Recorder of Stanislaus County on August 16, 1966, and which
established the Modesto Municipal Sewer District No. 1, and

WHEREAS, the Council heretofore on August 15, 1977,
duly adopted Resolution No. 77-851 (herein called the "resolution")
determining that the public interest and convenience require that certain
territory designated as Modesto Municipal Sewer District No. 1 Annexation
No. 160 be annexed to the Modesto Municipal Sewer District No. 1,
setting forth a general description of the area proposed to be annexed,
and naming a time and place for hearing on annexation of the territory
proposed to be annexed and providing for notice thereof, and

WHEREAS, the resolution, together with the names of the members
of the Council voting for and against it, was posted, mailed to property
owners in the area proposed to be annexed and published in the time, form
and manner required by the resolution and by the Community Facilities Law
of 1911 (California Health and Safety Code Section 4600, et seq., herein
called the "law") as evidenced by the affidavit of posting and mailing
and the affidavit of publication of the resolution on file in the office
of the City Clerk, and

WHEREAS, on Monday, October 3, 1977, at
the hour of 4:00 P.M., at the Council Chambers, City Hall, 801 11th
Street, Modesto, California, said hearing was duly held and no objections
were presented to the Council to the annexation of the area proposed to
be annexed or to the inclusion of any lands in the District except:

No objections.

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

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 160 to the Modesto Municipal Sewer District No. 1 or to the inclusion of any lands in said annexation are hereby overruled.

SECTION 2. The Council hereby determines that no territory or land is included within the boundaries of the territory proposed to be annexed to said Modesto Municipal Sewer District No. 1 which will not be benefited by said district.

SECTION 3. The Council hereby annexes that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 160 to the Modesto Municipal Sewer District No. 1.

SECTION 4. The boundaries of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 160, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as attached hereto and made a part hereof as though set forth in full herein.

SECTION 5. This resolution is adopted and all proceedings for the annexation of territory to the District shall be taken, pursuant to the law.

SECTION 6. A certified copy of this resolution shall be recorded in the office of the County Recorder of Stanislaus County. Upon such recordation, the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 160, shall be deemed annexed to the Modesto Municipal Sewer District No. 1. Certified copies of this resolution, certified by the City Clerk, together with a map or plat showing the boundaries of the territory annexed, shall be filed by the City Clerk with the County Assessor of Stanislaus County, the County Clerk of Stanislaus County and the State Board of Equalization, Sacramento, California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of October, 1977, by Councilman Elliott, who moved its adoption, which motion being duly seconded by Councilman Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:

Judy C. Hall

~~WORKING COPY OF CITY CLERK~~
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 *Kool Campbell*
Public Works Department

April 19, 1977

Revised 5-27-77 as per
Stanislaus County Assessor

NORTH McHENRY NO. 3 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northwest quarter of Section 9, and the Southwest quarter of Section 4, 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 SYLVAN NO. 3 ADDITION (350), as per description filed November 3, 1976, as Instrument 23707, Stanislaus County Records;

1. thence along the existing City Limits on the Western line of said ADDITION (350), South $00^{\circ} 51' 30''$ East, 330.63 feet;
2. thence along a Northern line of McHENRY UNION ADDITION (334), as per description filed August 8, 1975, as Instrument 10359, Stanislaus County Records, North $89^{\circ} 18' 00''$ West, 2584.51 feet;
3. thence along an Eastern line of said ADDITION (334), North $00^{\circ} 53' 00''$ West, 40.02 feet;
4. thence South $89^{\circ} 18' 00''$ East, 317.10 feet;
5. thence leaving the existing City Limits, South $89^{\circ} 18' 00''$ East, 504.51 feet;
6. thence North $00^{\circ} 52' 00''$ West, 549.76 feet;
7. thence North $89^{\circ} 58' 42''$ East, 1758.49 feet;
8. thence South $1^{\circ} 41' 15''$ East, 280.11 feet, to the point of beginning, containing 25.024 Acres, more or less.

CLERK'S CERTIFICATE

I, JUDY C. HALL ^{Acting}, 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 October 3, 19 77, 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 Councilman Elliott, seconded by Councilman Kullijian, and adopted by the following vote:

- AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
- NOES: Councilmen: None
- ABSENT: Councilmen: 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: October 4, 1977

Acting Judy C. Hall
City Clerk of the City of Modesto,
California

JUDY C. HALL

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1018

A RESOLUTION APPROVING A DEVELOPMENT PLAN
FOR PLANNED-DEVELOPMENT ZONE, P-D(168).

WHEREAS, a verified application for an amendment to Section
27-3-9 of the Zoning Map was filed by Land Bank Financial Services
and Richard Brehmer on July 15, 1977, to
reclassify from Low Density Residential Zone, R-1,
to Planned-Development Zone, P-D, the following described property:

All that portion of Lot 38 of Broughton Colony Tract, as per Map filed
March 17, 1904 in Vol. 1 of Maps, page 78, Stanislaus County Records,
described as follows:

COMMENCING at a 3/4 inch pipe marking the North quarter corner of Section
27, Township 3 South, Range 9 East, M.D.B. & M., said pipe also being the
Northeast corner of Lot 38 aforesaid; running thence South 0° 37' 47" East
along the East line of said Lot 38, a distance of 175.00 feet to the South-
east corner of the property conveyed to Calvary Luthern Church of Modesto,
a corporation, by Deed recorded July 11, 1956, in Vol. 1374 of Official
Records, page 391, and being the true point of beginning of this descrip-
tion; thence North 89° 51' 30" West along the South line of said Calvary
Luthern Church of Modesto property, a distance of 281.80 feet, more or
less, to the Northeast corner of the property conveyed to U. S. Brannon,
et ux, by Deed recorded January 30, 1961, in Vol. 1659 of Official
Records, page 492; thence South 0° 23' East along East line of said Brannon
property, a distance of 90.00 feet to the Northwest corner of the property
conveyed to W. Lester McDowell, a married man, by Deed recorded March 24,
1964 in Vol. 1934 of Official Records, page 85; thence along the boundary
line of said McDowell property, South 89° 51' 30" East, 64.00 feet and
South 9° 38' East, 224.57 feet to the Southeast corner of said McDowell
property and being on the Northerly line of a 50-foot County Road known
as Scenic Drive; thence North 73° 47' East along the North line of said
Scenic Drive, a distance of 187.67 feet, more of less, to the Southeast
corner of said Lot 38; thence North 0° 37' 47" West along the East line of
said Lot 38, a distance of 257.61 feet, more or less, to the true point
of beginning.

Including also the Northerly 25.00 feet of Scenic Drive immediately
adjacent to the above described property.

WHEREAS, after public hearing held on August 16, 1977,
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 apartment development is oriented to a major street at
its intersection with an important crosstown collector street.
2. The proposed planned development corresponds with R-3 zoning for
which the subject property is designated in the Rose Park Zoning
and Development Policy adopted by the Planning Commission on
January 18, 1972.

WHEREAS, after a public hearing held on October 3, 1977, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Land Bank Financial Services and Richard Brehmer 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. 1651 -C.S. on the 3rd day of October, 1977, reclassifying the above-described property from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D(168),

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(168), is hereby approved in accordance with the plan titled "Site Plan 28-unit Apartment Complex, Modesto, California", as amended in red on its face, stamped approved by the Planning Commission on August 16, 1977, and on file in the office of the Director of Planning and Community Development, subject to the following conditions:

1. That all development shall be in accordance with said plot plan.
2. That prior to the issuance of a building permit for any development, a landscaping and irrigation plan shall be submitted by the applicant, and approved by both the Director of Parks and Recreation and the Director of Planning and Community Development. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved landscaping and irrigation plan. Irrigation shall be by underground sprinkler system. The landscaped area along the west property line shall be designated 15 foot high screen landscaping.
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 development shall be connected to the City of Modesto water and sewer facilities in accordance with the requirements of the Director of Public Works.
5. That all parking and driveway areas shall be improved in accordance with City standards including the provisions of Sections 10-2.1801, 10-2.1804, and 10-2.1808 of the Municipal Code. All draining facilities shall be provided in accordance with the requirements of the Director of Public Works.
6. That all trash shall be maintained within enclosed trash areas in locations subject to approval by the Director of Planning and Community Development. Said trash enclosures shall be constructed 6 feet high of the same building materials used in the main buildings or of solid decorative masonry, as determined by the Director of Planning and Community Development, except that they shall have solid doors to be kept closed at all times.

7. That the developer shall construct a 6-foot high redwood grapestake or board fence with solid decorative masonry pilasters at 16 feet on centers along the west and north property lines as indicated on the approved site plan.
8. That prior to the issuance of a building permit for any development the developer shall submit street improvement plans prepared by a registered civil engineer for approval by the City Engineer.
9. That the developer shall make any necessary right-of-way dedications for the improvement of Scenic Drive and Rose Avenue frontages of the subject property and shall install improvements to Scenic Drive and Rose Avenue to major street and collector street standards respectively.
10. That any and all public utility easements shall be dedicated as required by the Director of Public Works. Prior to the issuance of a building permit, a 10-foot pipeline easement shall be dedicated to the Modesto Irrigation District and prior to occupancy of the premises, the developer shall relocate an existing irrigation pipeline as required by the Director of Public Works and the Modesto Irrigation District.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D (168) :

That the construction project be accomplished in one phase, construction shall be commenced on or before October 1, 1978, and be completed not later than October 1, 1979.

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 reclassifying the above-described property to Planned-Development Zone, P-D (168) 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 October, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensingher, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:

Judy C Hall
~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~
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 William Triade
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1019

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 27-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO TO RECLASSIFY CERTAIN PROPERTY LOCATED THEREON. (LAND BANK FINANCIAL SERVICES AND RICHARD BREHMER-NORTHWEST CORNER SCENIC DRIVE AND ROSE AVENUE.)

WHEREAS on October 3, 1977, the City Council introduced Ordinance No. 1651 -C.S. giving approval to a project relating to an amendment to Section Map 27-3-9 of the Zoning Map to reclassify certain property from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D (168)

_____, 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 27-3-9 of the Zoning Map to reclassify certain property from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of October, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensingher, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Judy C Hall
XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX
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. 77-1020

A RESOLUTION APPROVING A DEVELOPMENT PLAN
FOR PLANNED-DEVELOPMENT ZONE, P-D(171).

WHEREAS, a verified application for an amendment to Section
16-3-9 of the Zoning Map was filed by Modesto Christian Estates, Inc.
on July 25, 1977, to
reclassify from Low Density Residential Zone, R-1
to Planned-Development Zone, P-D, the following described property:

All that portion of Section 16, Township 3 South, Range 9 East
of the M.D.B. & M., described as follows:

Beginning at the northwest corner of the 35.386 acre parcel shown
on the map filed in Book 21 of Parcel Maps, at page 81, in the
Stanislaus County Records, also being the true point of beginning;
thence Southerly along the West line of said parcel a distance of
440.0 feet; thence Easterly along a line that is parallel with the
North line of said parcel a distance of 696.0 feet; thence Northerly
along a line that is parallel with the said West line a distance of
440.0 feet to the point of intersection with the said North line;
thence Westerly along the said North line a distance of 696.0 feet
to the point of beginning.

WHEREAS, after public hearing held on August 16, 1977,
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 project as proposed would provide a needed addition to the senior citizen housing inventory in the City of Modesto.
2. The dwelling unit density for the project, although being higher than normally permitted in an interior neighborhood location, would not cause traffic problems due to only limited use of automobiles by senior citizens.
3. The project is compatible with surrounding residential areas with generous setbacks for the two-story portions of the project.

WHEREAS, after a public hearing held on October 3, 1977, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Modesto Christian Estates, 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. 1652 -C.S. on the 3rd day of October, 1977, reclassifying the above-described property from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D (171),

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 (171), is hereby approved in accordance with the plan titled "Modesto Christian Estates, Modesto, California"

, as amended in red on its face, stamped approved by the Planning Commission on August 16, 1977, and on file in the office of the Director of Planning and Community Development, subject to the following conditions:

1. That all development be in accordance with the above mentioned plot plan.
2. That this development 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.
3. That prior to the issuance of a building permit for any development, the applicant shall record a parcel map to create separate parcels for the subject development and the adjoining parent parcel in accordance with the provisions of the Municipal Code.
4. That prior to the issuance of a building permit, a landscaping and irrigation plan shall be submitted by the applicant and approved by both the Director of Planning and Community Development and the Director of Parks and Recreation. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved landscaping and irrigation plan. Irrigation shall be by underground sprinkler system.
5. That all landscaping, fences, and walls, shall be maintained and the premises shall be kept free of weeds, trash, and other debris.
6. That the development shall be connected to the City of Modesto water and sewer facilities in accordance with the requirements of the Director of Public Works.

7. That all parking and driveway areas shall be improved and maintained in accordance with City standards including the provisions of Sections 10-2.1801, 10-2.1804, and 10-2.1808 of the Municipal Code. All drainage facilities shall be provided in accordance with the requirements of the Director of Public Works.
8. That the applicant shall install four on-site fire hydrants and the pipeline system therefor in accordance with the requirements and to the specifications of the Fire Chief. Said hydrant shall be installed and operable prior to the construction of the structures.
9. That all trash shall be maintained in the building or in a fully enclosed trash area 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 building or decorative masonry wall as determined by the Director of Planning and Community Development.
10. That all outdoor lighting within the P-D zone shall be shielded from adjacent residential areas in accordance with the requirements of the City Engineer.
11. That all signs shall be limited to the sign regulations of the R-3 zone.
12. That 10 feet of right-of way shall be dedicated to widen Norwegian Avenue and that said street shall be improved to current City of Modesto collector street standards including curb and gutter; sidewalk, matching pavement, street lights, drainage, and street trees.
13. That the street improvements required for Parcel A of Book 21 of Parcel Maps, page 81 (KTRB station site), shall be installed either prior to or concurrently with this project, (Planning Commission Resolution No. 74-205, adopted December 3, 1974).
14. That all storm drainage shall be disposed of on-site.
15. That a six-foot wide alley right-of-way shall be dedicated and improved to City of Modesto alley standards from the north side of Westwood Avenue to the South line of the development.
16. That upon development of the 14 car parking lot on the east side of the property labeled "future", a driveway shall be provided with a vehicle turn-around area with a minimum turning radius of 85 feet or shall be continued and connected to the southern driveway to accommodate fire apparatus.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D (171) :

That the entire construction program be accomplished in one phase with construction to begin on or before September 1, 1978, and to be completed not later than September 1, 1979.


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 reclassifying the above-described property to Planned-Development Zone, P-D (171) 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 October, 1977, by Councilmember Kullijian, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: 
~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~
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. 77-1021

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 16-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (MODESTO CHRISTIAN ESTATES, INC. - SOUTH SIDE OF NORWEGIAN AVENUE, OPPOSITE GORDON AVENUE.)

WHEREAS, on October 3, 1977, the City Council introduced Ordinance No. 1652 -C.S. giving approval to a project relating to an amendment to Section Map 16-3-9 of the Zoning Map to reclassify certain property from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D(171), 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 delcaration 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 16-3-9 of the Zoning Map to reclassify certain property from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D(171)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of October, 1977, by Councilmember Kullijian, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:

Judy C. Hall
~~XXXXXXXXXXXXXXXXXXXX~~
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1022

A RESOLUTION DENYING THE APPEAL OF KATHERINE MC MILLIN TO THE DECISION OF THE BOARD OF ZONING ADJUSTMENT DENYING A REQUEST FOR A CONDITIONAL USE PERMIT FOR A REST HOME AT THE NORTHEAST CORNER OF WELLESLEY AVENUE AND WEST ROSEBURG AVENUE IN THE CITY OF MODESTO, AND AFFIRMING THE DECISION OF THE BOARD OF ZONING ADJUSTMENT.

WHEREAS, an application for a conditional use permit for a rest home for six elderly persons on property located at the northeast corner of Wellesley Avenue and West Roseburg Avenue in the City of Modesto was filed by Katherine McMillin on August 3, 1977, and

WHEREAS, Section 10-2.502 (c) of the Modesto Municipal Code specifies that a rest home is a permitted use in the R-1 Zone upon securing a conditional use permit from the Board of Zoning Adjustment, and

WHEREAS, a public hearing was held by the Board of Zoning Adjustment on August 25, 1977, in the City Council Chambers, City Hall, 801 - 11th Street, Modesto, California, at which time the Board of Zoning Adjustment by Resolution No. 742 denied the application of Katherine McMillin for a conditional use permit in the R-1 Zone for a rest home for six elderly persons on property located at the northeast corner of Wellesley Avenue and West Roseburg Avenue in the City of Modesto after finding and determining that the granting of a conditional use permit as requested was not required by public necessity, convenience, and general welfare for the following reasons:

1. The size of the house is not sufficient to accommodate the number of persons to be cared for in addition to the number of persons that would reside in the residence.
2. The subject property does not contain enough private yard space for the elderly persons as a swimming pool occupies the largest outdoor portion of the site which will be off limits to the elderly persons.
3. The traffic on Roseburg Avenue is of the high speed and quantity as to constitute a hazard to the elderly persons in moving about the residential area,

and

WHEREAS, Katherine McMillin filed an appeal with the City Clerk of the City of Modesto on August 31, 1977, to the decision of the Board of Zoning Adjustment denying her request for a conditional use permit for a rest home for six elderly persons on property located at the northeast corner of Wellesley Avenue and West Roseburg Avenue in the City of Modesto, and

WHEREAS, said matter 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 5:00 o'clock p.m. on October 3, 1977, at which time evidence both oral and documentary was taken and introduced,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal of Katherine McMillin to the decision of the Board of Zoning Adjustment denying a request for a conditional use permit in the R-1 Zone for a rest home for six elderly persons on property located at the northeast corner of Wellesley Avenue and West Roseburg Avenue in the City of Modesto is hereby denied for the following reasons:

1. The size of the house is not sufficient to accommodate the number of persons to be cared for in addition to the number of persons that would reside in the residence.
2. The subject property does not contain enough private yard space for the elderly persons as a swimming pool occupies the largest outdoor portion of the site which will be off limits to the elderly persons.
3. The traffic on Roseburg Avenue is of the high speed and quantity as to constitute a hazard to the elderly persons in moving about the residential area.

BE IT FURTHER RESOLVED that the decision of the Board of Zoning Adjustment denying the request for a conditional use permit in the R-1 Zone for a rest home for six elderly persons on property located at the northeast corner of Wellesley Avenue and West Roseburg Avenue in the City of Modesto is hereby affirmed.

BE IT FURTHER RESOLVED by the Council that the Director of Planning and Community Development is hereby directed to file a Notice of Determination in regard to the environmental impact of the requested conditional use permit.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of October, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

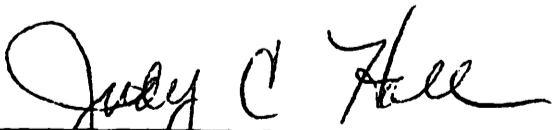
AYES: Councilmembers: Dunlap, Elliott, Kulljian, Lang, Mayor Davies

NOES: Councilmembers: Mensinger, Siefkin


ABSENT: Councilmembers: None

(SEAL)

ATTEST:


~~NICORRINE XXXXXXXXXXXXXXXXXXXXX~~
 JUDY C. HALL, Acting City Clerk

APPROVED AS TO FORM:

By 
 ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1023

A RESOLUTION ACCEPTING IMPROVEMENTS IN WYLDEWOOD GROVE NO. 2 SUBDIVISION AND AUTHORIZING RELEASE OF SUBDIVISION BONDS

WHEREAS, Arthur J. Wylie, Jr. and Sharon L. Wylie, husband and wife, subdividers of Wyldwood Grove No. 2 subdivision, have filed Subdivision Bonds for faithful performance and labor and materials in the amount of \$122,000 and \$61,000 respectively to guarantee improvements in Wyldewood Grove No. 2 subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated September 27, 1977 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.

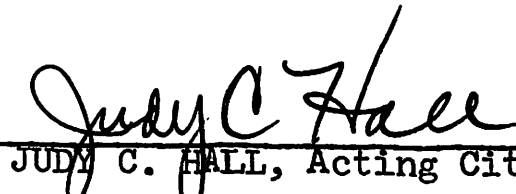
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto:

1. The improvements in Wyldewood Grove 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 \$122,000 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the Subdivision Bond for labor and materials in amount of \$61,000 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 3rd day of October, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST:


JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1024

A RESOLUTION AUTHORIZING CITY MANAGER TO CONSENT TO THE
ASSIGNMENT OF AGREEMENT WITH KENNY TRANSPORTATION, INC.

WHEREAS, the City of Modesto, hereinafter called City, has by an Agreement dated December 13, 1976, with Kenny Transportation, Inc., granted Kenny Transportation Inc. the exclusive right to operate the city's bus service subject to the conditions recited in said Agreement, and

WHEREAS, said Agreement provides that Kenny Transportation, Inc. may not assign said Agreement without the written consent of City, and

WHEREAS, Kenny Transportation, Inc. has by letter dated August 10, 1977, requested City's consent to the assignment of said Agreement to Tuolumne River Inter-City Passenger Service, Inc., hereinafter referred to as T.R.I.P.S., effective October 1, 1977, and

WHEREAS, the Council of the City of Modesto finds that such assignment would be in the best interests of the public welfare of the City as providing a locally based management of said system,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the City Manager be, and hereby is, authorized to consent on behalf of the City of Modesto to the assignment of said agreement to T.R.I.P.S., effective October 1, 1977, on the following conditions:

1. That said assignment shall not release Kenny Transportation, Inc. from its obligations under said Agreement.
2. That T.R.I.P.S. and Kenny Transportation, Inc. shall execute and deliver to the City an assumption agreement in a form acceptable to the City by the terms of which T.R.I.P.S. shall assume and agree to perform all the obligations pursuant to the said agreement of December 13, 1976.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of October, 1977, by Councilmember Kullijian, 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: Dunlap, Elliott, Kullijian, Lang,
Mensingher, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

(SEAL)

ATTEST:

Judy C. Hall
JUDY C. HALL, Acting City Clerk

APPROVED AS TO FORM:

J. David Fitzsimons
J. DAVID FITZSIMONS, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1025
AMENDMENT TO

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND TUOLUMNE RIVER INTER-CITY PASSENGER SERVICE (T.R.I.P.S.) TO AMEND ROUTE RECORDS AND PAYMENTS TO BE MADE BY CITY

BE IT HEREBY RESOLVED by the Council of the City of Modesto amendment to that the/ agreement between the City of Modesto and Tuolumne River Inter-City Passenger Service (T.R.I.P.S.) for amending paragraph 7, route records, and paragraph 9, payments to be made by 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 3rd day of October, 1977, by Councilmember Kullijian, 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:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Judy C. Hall
~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1027

A RESOLUTION GRANTING AN ENCROACHMENT PERMIT TO THE OWNERS OF THE 20th CENTURY APARTMENTS TO PLANT AND MAINTAIN PINE TREES IN THE ALLEY ADJACENT TO THE SINGLE FAMILY HOME AT THE NORTH END OF SILVER COURT.

WHEREAS, the 20th Century Apartment complex at 620 Paradise Road in the City of Modesto, is separated from single-family homes on the south by an alley, and

WHEREAS, the 20th Century Apartment owners desire to create a visual barrier between said apartments and the single family home across the alley to the south that lies at the north end of Silver Court, and

WHEREAS, said owners propose to plant and maintain approximately 23 Monterey Pine trees along the south side of the alley to create said visual barrier, and

WHEREAS, the owners of said single family home are desirous of having said pine trees planted and maintained to create said visual barrier, and

WHEREAS, the Director of Public Works has recommended that an encroachment permit be issued to the owners of the 20th Century Apartment complex for the planting and maintenance of said pine trees, subject to certain conditions.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that an encroachment permit is hereby granted to the owners of the 20th Century Apartment complex located at 620 Paradise Road, Modesto, California, and hereinafter referred to as "Permittee", to plant in the southerly three feet of the alley located on the south side of said apartment complex approximately 23 Monterey Pine trees, approximately 10 feet apart, as shown on the drawing attached hereto and marked Exhibit "A", subject to the following conditions:

1. Said pine trees shall be maintained by Permittee as follows:

- (a) The trees shall be deep watered only so as to discourage the development of surface roots that will interfere with the alley and adjacent properties.

(b) The trees shall be pruned in such a manner as to not interfere with vehicular traffic in the alley or normal use of the adjacent properties, but to form a visual barrier between the second floor area of the apartment complex and the adjacent single family home.

(c) The trees shall be sprayed as needed to control insects and other pests.

(d) The ground area beneath the trees shall be kept free of weeds and debris at all times.

(e) If required by the Director of Public Works, vehicular safety warning devices shall be installed on said trees and/or in the three foot area in which said trees are planted.

2. Prior to planting said pine trees, Permittee shall deed to the City of Modesto an additional three feet of right-of-way for the alley in the area shown on Exhibit "A", attached hereto.

3. Permittee shall be responsible for any and all claims and liabilities for damages caused by the planting and maintenance of said pine trees in said alley right-of-way. In the event any such claim or liability for damages is made against or imposed upon the city or any department, officer or employee thereof, Permittee shall and by acceptance of this permit agrees to defend, indemnify and hold each of them free and harmless from such claim or liability.

4. Permittee shall provide and keep in force during the life of this permit a policy of public liability and property damage insurance against liability for bodily injury, including accidental death, as well as liability for property damage, which may arise in any way out of the exercise of the rights granted by this permit. The amounts of such insurance shall be as follows:

Public Liability Insurance, in an amount not less than One Hundred Thousand and no/100ths (\$100,000.00) Dollars for injury or death to any one person, and Three Hundred Thousand and no/100ths (\$300,000.00) Dollars for injury or death arising from any one accident or occurrence; and

Property Damage Insurance, in an amount not less than Twenty-Five Thousand and no/100ths (\$25,000.00) Dollars.

The policy of insurance so provided shall contain a contractual liability endorsement covering the liability assumed by the Permittee by the terms of the permit and shall contain a provision that such policy may not be cancelled except after ten (10) days' notice in writing to the City Clerk.

A copy of the policy or certificate of insurance evidencing the insurance shall be filed with the City Clerk.

5. This permit is revocable at any time by the City Council. Upon revocation of this permit, Permittee shall remove said pine trees within thirty (30) days after the date of mailing of notice of said revocation to Permittee at Permittee's last known address.

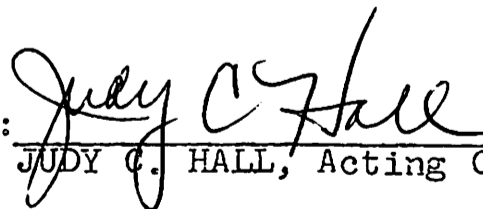
6. Permittee shall accept this permit in writing, including all of the terms and conditions hereof, in a form acceptable to the City, and no rights or privileges shall be granted hereby until said written acceptance has been received by the City Clerk.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of October, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensingher, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

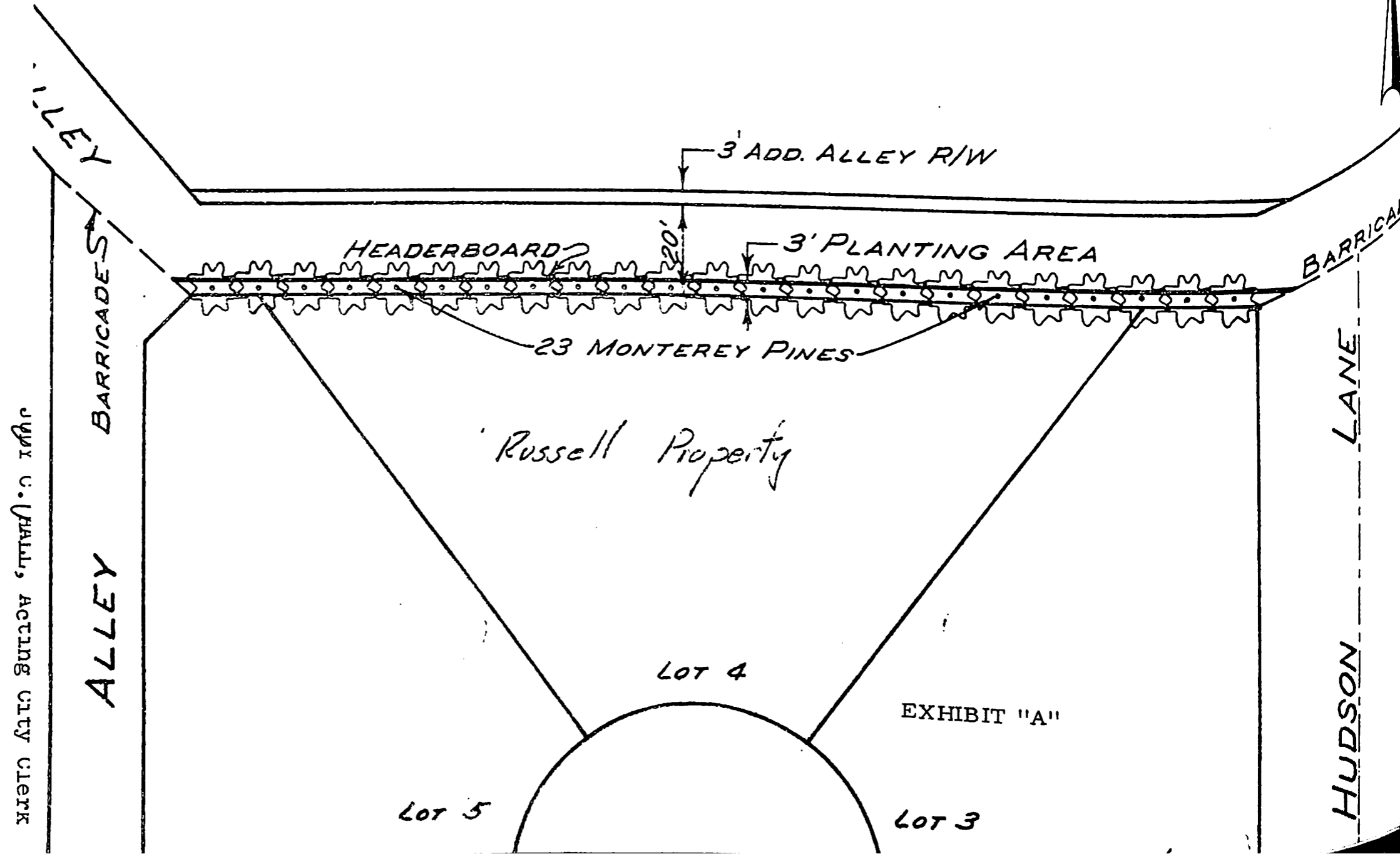
ATTEST: 
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

BY: 
ELWYN L. JOHNSON, City Attorney

20TH CENTURY
APARTMENT COMPLEX



JYLY C. SHALL, ACTING CITY CLERK

ALLEY

BARRICADES

ALLEY

LOT 5

LOT 4

EXHIBIT "A"

LOT 3

HEADERBOARD

23 MONTEREY PINES

Russell Property

3' ADD. ALLEY R/W

3' PLANTING AREA

BARRICADES

LANE

HUDSON

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1028

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON GRANT APPLICATION TO URBAN MASS TRANSPORTATION ADMINISTRATION TO ASSIST IN FINANCING BUS OPERATION FOR FISCAL YEAR 1977-78

BE IT HEREBY RESOLVED by the Council of the City of Modesto that November 14, 1977 , at 7:35 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of grant application to Urban Mass Transportation Administration to assist in financing bus operation for fiscal year 1977-78.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of October , 1977, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Dunlap , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin; Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


~~NOBENNY FORCER/CITY CLERK~~
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1029

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON GRANT APPLICATION TO URBAN MASS TRANSPORTATION ADMINISTRATION TO ASSIST IN FINANCING A CAPITAL GRANT PROJECT TO ACQUIRE 5 BUSES AND RELATED EQUIPMENT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that November 14, 1977 , at 7:40 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of grant application to Urban Mass Transportation Administration to assist in financing a capital grant project to acquire 5 buses and related equipment.

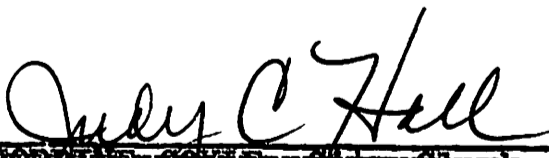
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of October , 1977 , by Councilmember Lang . , who moved its adoption, which motion being duly seconded by Councilmember Dunlap , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


~~NORRINE COYNE, City Clerk~~
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1030

A RESOLUTION AUTHORIZING CITY MANAGER TO SIGN A PURCHASE ORDER TO MODESTO IRRIGATION DISTRICT FOR REMOVING THEIR POWER POLES WHICH ARE IN THE AIRPORT CLEAR ZONE RUNWAY 28L-10R

WHEREAS, by Resolution No. 77-641 dated June 20, 1977, the City of Modesto accepted grant offer for Federal assistance from the Federal Aviation Administration for construction of miscellaneous projects at the Modesto City-County Airport/Harry Sham Field; and

WHEREAS, four M.I.D. poles located on Tenaya Drive near Daly Avenue encroach into the Airport clear zone; and

WHEREAS, the grant agreement with the Federal Aviation Administration provides for undergrounding the M.I.D. system to eliminate the pole obstructions.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the City Manager is hereby authorized to sign a purchase order to Modesto Irrigation District for removing their power poles which are in the airport clear zone runway 28L-10R.

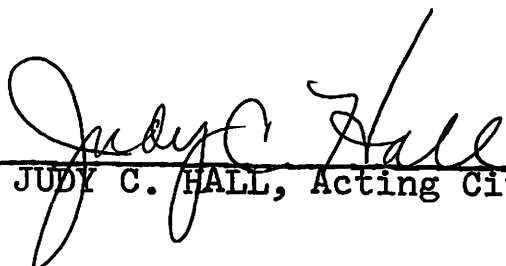
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of October, 1977, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Dunlap , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1031

A RESOLUTION ANNEXING UNINHABITED TERRITORY KNOWN
AS THE CARVER-SHELDON ADDITION TO
THE CITY OF MODESTO.

WHEREAS, a written petition was filed under the "Annexation of Uninhabited Territory Act of 1939" and amendments thereto, with the City Council as the Legislative Body of the City of Modesto, a municipal corporation, containing a description of uninhabited territory contiguous to land lying within the boundary of said City of Modesto, and requesting therein that said territory be included in such municipal corporation, and

WHEREAS, said petition was signed by or written consent was filed by the owners of all of the land in the territory to be annexed, and

WHEREAS, the Stanislaus County Local Agency Formation Commission did on September 21, 19 77, authorize the annexation of said uninhabited territory to the City of Modesto, without notice and hearing by the Legislative Body, pursuant to the Government Code, and

WHEREAS, owners of all of the territory to be annexed have heretofore filed with the Clerk of the Legislative Body, their written consent to have the property to be annexed subjected to taxation after annexation equally with property within the City of Modesto to pay any indebtedness or liability of the City of Modesto outstanding or authorized at the time said territory is annexed, for the acquisition, construction, or completion of municipal improvements, and

WHEREAS, said territory so proposed to be annexed to the City of Modesto is designated as Carver-Sheldon Addition,

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

That the annexation of said uninhabited territory designated as Carver-Sheldon Addition and hereinafter mentioned and described, as requested by said petition so filed with said City Council as the Legislative Body of said City of Modesto, be and the same is hereby approved, and said property be and the same is hereby subjected to taxation after annexation equally with property within the City of Modesto to pay any indebtedness of the City of Modesto,

outstanding or authorized at the time said territory is annexed, for the acquisition, construction or completion of municipal improvements, and said territory is hereby annexed to, incorporated and included in said City of Modesto, a municipal corporation,

BE IT FURTHER RESOLVED, that the specific description of the boundaries of the territory, the annexation of which is hereby approved, is attached hereto and made a part hereof as though set forth in full herein.

BE IT FURTHER RESOLVED, that no change in school district boundaries shall be effected by reason of the annexation of said territory to the City of Modesto.

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, six certified copies of this resolution, stating the date of its passage; to immediately make six 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 executive officer of the Stanislaus County Local Agency Formation Commission together with a payment of all fees required by California Government Code Section 54902.5.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of October, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

- AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
- 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

APPROVED AS TO DESCRIPTION:

By Ross Campbell
Public Works Department

CARVER-SHELDON ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the South half of Section 7, 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 Southeastern corner of SHELDON ADDITION (335), as per description filed November 10, 1965, as Instrument 21364, Stanislaus County Records;

1. thence along the existing City Limits and Eastern line of said ADDITION (335), NORTH, 496.34 feet;
2. thence leaving the existing City Limits, South 88° 21' 00" East, 439.04 feet, to the Western line of MONTCLAIR ADDITION (233), as per description filed June 2, 1969, as Instrument 19185, Stanislaus County Records;
3. thence SOUTH, 328.04 feet, to the Southwestern corner of said ADDITION (233);
4. thence along the Southern line of said ADDITION (233), East, 20.00 feet, to the Northwestern corner of RENEE MANOR ADDITION (139), as per description filed October 18, 1962, as Instrument 39841, Stanislaus County Records;
5. thence along the Western line of said ADDITION (139), SOUTH, 168.94 feet, to the Northeastern corner of CARVER NO. 2 ADDITION (289), as per description filed May 16, 1972, as Instrument 19652, Stanislaus County Records;
6. thence along the Northern line of said ADDITION (289), North 88° 20' 30" West, 459.05 feet, to the point of beginning, containing 5.078 Acres, more or less.

be and the same is hereby subjected to taxation after annexation equally with property within the City of Modesto to pay any indebtedness of the City of Modesto,

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1032

A RESOLUTION ANNEXING UNINHABITED TERRITORY KNOWN
AS THE ORANGEBURG-CLAUS ADDITION TO
THE CITY OF MODESTO.

WHEREAS, a written petition was filed under the "Annexation of Uninhabited Territory Act of 1939" and amendments thereto, with the City Council as the Legislative Body of the City of Modesto, a municipal corporation, containing a description of uninhabited territory contiguous to land lying within the boundary of said City of Modesto, and requesting therein that said territory be included in such municipal corporation, and

WHEREAS, said petition was signed by or written consent was filed by the owners of all of the land in the territory to be annexed, and

WHEREAS, the Stanislaus County Local Agency Formation Commission did on September 21, 19 77, authorize the annexation of said uninhabited territory to the City of Modesto, without notice and hearing by the Legislative Body, pursuant to the Government Code, and

WHEREAS, owners of all of the territory to be annexed have heretofore filed with the Clerk of the Legislative Body, their written consent to have the property to be annexed subjected to taxation after annexation equally with property within the City of Modesto to pay any indebtedness or liability of the City of Modesto outstanding or authorized at the time said territory is annexed, for the acquisition, construction, or completion of municipal improvements, and

WHEREAS, said territory so proposed to be annexed to the City of Modesto is designated as Orangeburg-Claus Addition,

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

That the annexation of said uninhabited territory designated as _____
Orangeburg-Claus Addition and hereinafter mentioned and described, as requested by said petition so filed with said City Council as the Legislative Body of said City of Modesto, be and the same is hereby approved, and said property be and the same is hereby subjected to taxation after annexation equally with property within the City of Modesto to pay any indebtedness of the City of Modesto,

outstanding or authorized at the time said territory is annexed, for the acquisition, construction or completion of municipal improvements, and said territory is hereby annexed to, incorporated and included in said City of Modesto, a municipal corporation,

BE IT FURTHER RESOLVED, that the specific description of the boundaries of the territory, the annexation of which is hereby approved, is attached hereto and made a part hereof as though set forth in full herein.

BE IT FURTHER RESOLVED, that no change in school district boundaries shall be effected by reason of the annexation of said territory to the City of Modesto.

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, six certified copies of this resolution, stating the date of its passage; to immediately make six 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 executive officer of the Stanislaus County Local Agency Formation Commission together with a payment of all fees required by California Government Code Section 54902.5.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of October, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

- AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
- 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

APPROVED AS TO DESCRIPTION:

By Ross Campbell
Public Works Department

ORANGEBURG-CLAUS ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northwest quarter of Section 19, Township 3 South, Range 10 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Northeastern corner of SPRING CREEK ADDITION (325), as per description filed January 15, 1975, as Instrument 26879, Stanislaus County Records, said point also being the intersection of the center line of 40.00 foot East Orangeburg Avenue and the center line of 50.00 foot Claus Road, said center line of 50.00 foot Claus Road being the West line of Section 19;

1. thence leaving the existing City Limits along said Western line and said center line of 50.00 foot Claus Road, North 00° 37' 30" West, 660.97 feet, to the Westerly extension of the Northern line of the property conveyed to Mike Pedota, et ux, by deed recorded April 10, 1950, as Instrument 8151, Stanislaus County Records;
2. thence along said Northern line of said Pedota property and its Westerly extension, South 89° 27' 29" East, 1259.42 feet, to the Western line of 100 foot Modesto Irrigation District Power right-of-way;
3. thence along said Western line, South 00° 30' 56" East, 655.15 feet, to a point on the Southern line of said Pedota property;
4. thence along said Southern line, North 89° 43' 19" West, 1258.06 feet, to the point of beginning, containing 19.013 Acres, more or less.

5. NOTICE IS HEREBY GIVEN THAT THE 18th day of NOVEMBER 19 77 at the hour of 4:00 o'clock P.M. of said day, in the Council Chambers at the City Hall, located at 801 11th Street in the City of Modesto, be and the same is hereby fixed as the time and place for considering said petition, at which time and place any person owning real property within such territory and having any objections

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1033

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION TO THE CITY OF MODESTO OF UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED AS ORANGEBURG-FRANSEN ADDITION AND GIVING NOTICE OF TIME AND PLACE FOR HEARING PROTESTS THERETO.

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

1. That, pursuant to the provisions of the Annexation of Uninhabited Territory Act of 1939, as amended, a petition signed by owners of not less than one-fourth (1/4) of the land in the hereinafter described territory by area and by assessed value as shown on the last equalized assessment roll of the County of Stanislaus was filed with the Council of the City of Modesto on September 27, 1977, requesting annexation of the hereinafter described territory to said City.
2. That the territory which the petitioners request be annexed to the City of Modesto and which said City and its Council propose to annex, is situate in the County of Stanislaus, State of California, hereby designated as Orangeburg-Fransen Addition, and described as attached hereto and made a part hereof as though set forth in full herein.
3. That the matter of the proposed annexation to the City of Modesto of said territory has been referred to the Stanislaus County Local Agency Formation Commission for its consideration and approval, and said Stanislaus County Local Agency Formation Commission did on September 21, 1977, approve the annexation of said uninhabited territory to the City of Modesto pursuant to the Government Code.
4. That no change in school district boundaries shall be effected by reason of the annexation of the hereinafter described area to the City of Modesto.
5. NOTICE IS HEREBY GIVEN that the 21st day of November, 1977, at the hour of 4:00 o'clock P.M. of said day, in the Council Chambers at the City Hall, located at 801 11th Street in the City of Modesto, be and the same is hereby fixed as the time and place for considering said petition, 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. The protest must be in writing, may be filed at any time before the hour set for hearing objections to the proposed annexation and shall state the name or names of the owner or owners of property affected and the description and area of such property in general terms.

6. The City Clerk shall cause a copy of this resolution to be published at least twice, but not oftener than once a week in The Modesto Bee, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto and shall also cause a copy of this resolution to be published in the Riverbank News, being a newspaper of general circulation published outside the City of Modesto but in the County of Stanislaus. Said publications shall be completed at least twenty (20) days prior to the date set for the hearing.

7. The City Clerk of the City of Modesto shall also cause written notice of such proposed annexation to be mailed to each person to whom land within the territory proposed to be annexed is assessed on the last equalized assessment roll available on the date the proceedings were initiated, at the address shown on said assessment roll or as known to said Clerk, and to any person who has filed his name and address and the designation of the land in which he has any interest, either legal or equitable, with said Clerk. Said notices shall be mailed not less than twenty (20) days before the public hearing on the proposed annexation.

8. In the event any land within the territory proposed to be annexed is owned by the County of Stanislaus, the City Clerk is directed to cause written notice of such proposed annexation to be mailed to the Board of Supervisors of the County, such notice to be given not less than twenty (20) days before the public hearing on the proposed annexation.

9. In the event there is, upon the land proposed to be annexed, a structural improvement owned, being acquired or leased by a county fire protection district, the City Clerk is directed to cause written notice of such proposed annexation to be mailed to the governing body of such district, such notice to be sent not less than ten (10) days before the public hearing on the proposed annexation.

10. 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 3rd day of October, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

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

APPROVED AS TO DESCRIPTION:

By Alfred Jensen
Public Works Department

ORANGEBURG-FRANSEN ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northeast quarter of Section 24, 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 EAST ORANGEBURG NO. 6 ADDITION (331), as per map filed May 8, 1975, as Instrument 43098, Stanislaus County Records;

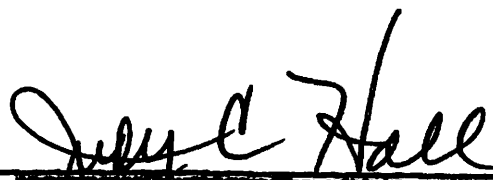
1. thence along the existing City Limits on a Northern line of SPRING CREEK ADDITION (325), as per map filed January 15, 1975, as Instrument 26879, Stanislaus County Records, South 65° 37' 34" West 359.98 feet;
2. thence along an Eastern line of ORANGEBURG-LILLIAN ADDITION (302), as per map filed March 22, 1973, as Instrument 40448, Stanislaus County Records, North 0° 52' 54" West 1322.68 feet;
3. thence leaving the existing City Limits along the center line of 40.00 foot East Orangeburg Avenue North 89° 21' 00" East, 328.06 feet;
4. thence along the Western line of said Addition (331) South 0° 51' 30" East, 1172.11 feet, to the point of beginning, containing 9.387 Acres, more or less.

call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
~~XXXXXXXXXXXXXXXXXXXX~~
 JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1034

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 17-3-9 OF THE ZONING MAP (Ernest Angelos)

WHEREAS, the Modesto City Planning Commission held a public hearing on September 20, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 17-3-0 of the Zoning Map to rezone from R-1 to P-0, property located at the northeast corner of Timothy Avenue and Judity Lane

the following described property:

SEE EXHIBIT "A" ATTACHED

and

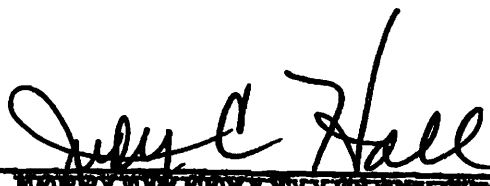
WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-177 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 17-3-9 of the Zoning Map be set for November 7, 1977 at 4:10 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of October, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST:


~~XXXXXXXXXXXXXXXXXXXX~~
JUDY C. HALL, Acting City Clerk

ALL that portion of Lot 2 of Fresno Tract in Section 17, Township 3 South Range 9 East of the Mount Diablo Base and Meridian as per map filed March 4, 1903, in Volume 1 of Maps, Page 76, in the Stanislaus County Records, described as follows:

COMMENCING at the Southeast corner of said Lot 2 on the centerline of 50 foot road known as McHenry Avenue; thence North $0^{\circ} 30'$ West along the East line of said Lot 2 and the centerline of McHenry Avenue a distance of 30.00 feet to the intersection thereof with the North line of Judith Lane; thence North $88^{\circ} 31' 30''$ West along the North line of said Judith Lane a distance of 340.02 feet to the intersection thereof with the West line of 20 foot alley, and being the true point of beginning of this description; thence North $0^{\circ} 30'$ West along the West line of said alley a distance of 66.00 feet; thence North $88^{\circ} 31' 30''$ West, a distance of 125.00 feet to a point on the East line of Timothy Avenue; thence South $0^{\circ} 30'$ East along the East line of said Timothy Avenue, a distance of 51.51 feet to a point of curvature; thence along a curve to the left having a radius of 15.00 feet a distance of 23.04 feet through a central angle of $88^{\circ} 00'$ to a point of tangency on the North line of Judith Lane; thence South $88^{\circ} 31' 30''$ East along last mentioned line a distance of 110.51 feet to the true point of beginning.

The above described land is also designated as Parcel "A" on that certain record of survey filed in the office of the County Recorder of Stanislaus County in Volume 6 of Surveys at Page 53.

INCLUDING also the Northerly 30.00 feet of Judith Lane and the Easterly 30.00 feet of Timothy Avenue immediately adjacent to the above described property.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1035

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 30-3-9 OF THE ZONING MAP (Horn Construction Co.)

WHEREAS, the Modesto City Planning Commission held a public hearing on September 20, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 30-3-9 of the Zoning Map to rezone from R-1 to P-D, property located at the southeast corner of Elm Avenue to permit construction of a neighborhood shopping center the following described property:

SEE EXHIBIT "A" ATTACHED

and


WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-178 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 30-3-9 of the Zoning Map be set for November 14, 1977 at 7:45 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of October, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST:


~~XXXXXXXXXXXXXXXXXXXX~~
JUDY C. HALL, Acting City Clerk

ALL that certain real property situated in Lot 18, Map of the Maze Ranch Subdivision, recorded in Volume 4 of Maps at Page 18, Stanislaus County Records, in Section 30, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, located in the City of Modesto, County of Stanislaus, State of California, described as follows:

BEGINNING at the Southwest corner of Pioneer Village No. 1 recorded in Volume 26 of Maps at Page 80, Stanislaus County Records; said point being on the North right-of-way line of Modesto Irrigation District Lateral No. 4; thence South $86^{\circ} 55' 40''$ West along said North right-of-way, a distance of 578.81 feet to a point on a curve concave to the East, said point also being on the Easterly right-of-way line of Carpenter Road; thence Northerly along the Easterly right-of-way line of Carpenter Road 36.09 feet along said curve having a radius of 1955 feet and a central angle of $1^{\circ} 03' 28''$; thence North $4^{\circ} 14' 40''$ East 510.89 feet to a tangent curve concave to the West; thence Northerly 180.29 feet along said tangent curve having a radius of 2045 feet and a central angle of $5^{\circ} 03' 05''$; thence North $0^{\circ} 48' 25''$ West 43.20 feet; thence leaving the Easterly right-of-way line of Carpenter Road, North $44^{\circ} 42' 39''$ East, 35.67 feet; thence North $0^{\circ} 14' 00''$ East 10.00 feet to a point on the South right-of-way line of Elm Avenue, said right-of-way line being 20.00 feet South of the centerline of Elm Avenue; thence South $89^{\circ} 46' 00''$ East along said right-of-way line a distance of 500.73 feet to the Northwest corner of Pioneer Village No. 1; thence South $0^{\circ} 31' 58''$ East along the West line of Pioneer Village No. 1 a distance of 771.17 feet to the point of beginning.

INCLUDING also the Northerly 50.00 feet of M.I.D. Lateral No. 4 Canal, the Easterly 45.00 feet of Carpenter Road and the Southerly 20.00 feet of Elm Avenue all being immediately adjacent to the above described property.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1036

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$2,750 TO PROVIDE
ADDITIONAL FUNDS NEEDED FOR TENNIS COURT LIGHTING, GRACEADA PARK

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

SPECIAL FUND FOR CAPITAL OUTLAY (321)

FROM:	General Reserve 60-800-321	\$2,750.00
TO:	Tennis Court Lighting, Graceada Park (6332-270-321)	\$2,750.00

(The construction costs of materials are higher now than when
the project was originally budgeted)

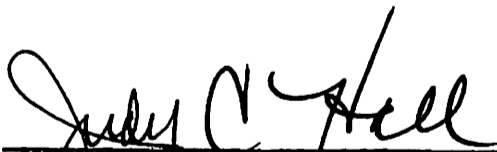
The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 3rd day of
October, 1977, by Councilmember Lang, who moved
its adoption, which motion being duly seconded by Councilmember
Dunlap, was upon roll call carried and the resolution adopted
by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Mensinger, Lang,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1037

A RESOLUTION APPOINTING MEMBER OF THE COMMUNITY CENTER CITIZENS COMMITTEE (Rev. Howard Clarke)

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 Community Center Citizens Committee for the respective term as indicated:

Reverend Howard Clarke
716 Marshall Ave.
Modesto, California 95351

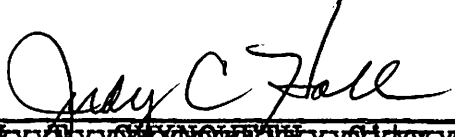
SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the Community Center Citizens Committee and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of October, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
~~XX~~
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1038

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPEAL OF GILBERT WYMOND, BURGER KING, TO THE BOARD OF ZONING ADJUSTMENT'S DECISION REGARDING HIS APPLICATION FOR A VARIANCE TO PERMIT ON-PREMISE SIGNS AND APPROVAL OF A REVISED PLOT PLAN

BE IT HEREBY RESOLVED by the Council of the City of Modesto that November 7, 1977 , at 4:15 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of appeal of Gilbert Wymond, Burger King, to the Board of Zoning Adjustment's decision regarding his application for a variance to permit on-premise signs and approval of a revised plot plan, property located at the southeast corner of McHenry Avenue and Sheila Court.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of October , 1977, by Councilmember Siefkin , 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:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1039

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR CONSTRUCTION OF WATERLINES IN TIERRA PLAZA

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

SECTION 1. The plans and specifications for construction of waterlines in Tierra Plaza 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 25, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of October, 1977, by Councilmember Siefkin, 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: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1040

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR
PREZONED PLANNED DEVELOPMENT ZONE, P-PD(170)
(GARY E. DAVIS)

WHEREAS, a verified application for an amendment to Section 23-3-9 of the Zoning Map was filed by GARY E. DAVIS on July 15, 1977, to prezone to Planned Development Zone, P-PD, the following described property:

All that portion of Lot 4 of Elbert Tract, according to the Official Map thereof filed in the office of the Recorder of Stanislaus County, California, on January 21, 1908 in Volume 3 of Maps, at page 28, more particularly described as follows, to wit:

COMMENCING at the northwest corner of said Lot 4 at the center of the irrigation ditch; thence South $74^{\circ} 58'$ East, 3.13 chains along the center of said irrigation ditch, and along the boundary of said Lot 4; thence South $0^{\circ} 45'$ East 11.55 chains to the center of the County Road; and South boundary line of said Lot 4; thence North $67^{\circ} 13'$ West 3.28 chains along the center of said County Road, and South boundary of said Lot 4; thence North $0^{\circ} 45'$ West, 11.11 chains along the West boundary line of said Lot 4 to the point of commencement.

Parcel No. 2

The North 463.24 feet of the following described property:

All that portion of the Southwest quarter of the Southwest quarter of Section 23, in Township 3 South, Range 9 East, Mount Diablo Base and Meridian, bounded and particularly described as follows:

BEGINNING at a point North $89^{\circ} 17'$ East 491.92 feet from a point on the Section line between Sections 22 and 23, above Township and Range, and 876.48 feet North of the Southwest corner of said Section 23; said point being the Northeast corner of land conveyed to Gerald H. Graham and wife, by Deed recorded August 29, 1932 in Volume 479 of Official Records, at page 29, as Instrument No. 8367, running thence South along the East line of said Graham's property 701.05 feet to the center line of County Road; thence South 74° East along center line of said County Road, a distance of 82 feet to a point; thence North and parallel with the East line of land of said Graham, a distance of 254 feet to a point; thence at right angles East 78.5 feet to a point on the East line of land conveyed to George Darby and wife, by Deed recorded December 20, 1933 in Volume 511 of Official Records at page 251, as Instrument No. 8896; thence North along the East line of land of said George Darby and wife, 463.24 feet to the Northeast corner of land of said George Darby and wife, thence West along the North line of land of said George Darby and wife a distance of 153.92 feet to the point of beginning.

WHEREAS, after public hearing held on August 16, 1977, 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. A tennis club can be a compatible use with residences which it serves.
2. Private recreational grounds and facilities are a permitted use in the R-1 zone in the surrounding areas.
3. The site is served by a major street and is near a major street intersection

WHEREAS, after a public hearing held on October 10, 1977 in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Gary E. Davis for rezoning 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. 1655 -C.S. on the 10th day of October, 1977, rezoning the above-described property to Planned Development Zone, P-PD(170).

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

SECTION 1. DEVELOPMENT PLAN. The development plan for Rezoned Planned Development Zone, P-PD(170), is hereby approved in accordance with the plan titled "Dry Creek Tennis Club", dated August 16, 1977, which said plan is on file in the office of the Planning Director, subject to the following conditions:

1. That all development shall be in accordance with the above plan.
2. That prior to the issuance of a building permit, a landscaping and irrigation plan shall be submitted by the applicant for approval by both the Director of Planning and Community Development and the Director of Parks and Recreation. The landscaping and the irrigation system shall be installed and maintained in accordance with the approved landscaping and irrigation plan. Irrigation shall be by underground sprinkler system. Screen landscaping shall be planted adjacent to the fences along the periphery of the project
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 development shall be connected to the City of Modesto water and sewer facilities in accordance with the requirements of the Director of Public Works.
5. That all parking and driveway areas shall be improved to City standards including the provisions of Section 10-2.1801, 10-2.1804, and 10-2.1808 of the Municipal Code. All drainage facilities shall be provided in accordance with the requirements of the Director of Public Works.
6. That the applicant shall install one fire hydrant and the pipeline system therefor in accordance with the requirements and to the specifications of the Fire Chief. Said hydrant shall be installed prior to the occupancy of the premises. All emergency vehicle accessways shall be a minimum 20 feet in width and shall be capable of supporting the weight of a 30-ton vehicle.
7. 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 clubhouse or of decorative masonry as approved by the Director of Planning and Community Development.
8. That one freestanding identification sign shall be permitted to identify the project. Said freestanding sign shall not exceed 12 square feet in area and 6 feet in height.
9. That all outdoor lighting shall be shielded from adjacent residential areas in accordance with the requirements of the City Engineer.
10. 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 sound-proofed in accordance with the requirements of the Director of Public Works and shall not be located closer than 40 feet to adjacent residentially zoned properties.
11. That prior to occupancy of the premises, the following walls and fences shall be constructed, as shown in red on the approved plot plan:
 - a. 8' high solid decorative masonry wall along north property line of the project.
 - b. 8' high solid decorative masonry wall along the most westerly property line of the project.
 - c. 8' high decorative masonry pilaster and wood fence along the south property line of the project, pilasters 16' on center.
 - d. 6' high decorative masonry pilaster and wood fence along the west property line adjacent to the parking area and along the east property line, both with pilasters 16' on center.

No access shall be afforded to adjacent properties or alley.

12. That the applicant shall dedicate sufficient right-of-way for the widening of Scenic Drive to conform to the approved Scenic Drive Plan Line.
13. That the applicant shall improve Scenic Drive to current City of Modesto major street standards including curb and gutter, sidewalk, and matching street paving.
14. That the curbcut on Scenic Drive shall be developed to a 35-foot width plus flares.
15. That the hours of operation of all outside activities shall be limited to 7 a.m. to 11 p.m., 7 days per week.
16. That the pool and tennis courts shall be setback generally twenty feet from the property lines; said setback shall be landscaped with an evergreen screen designed to reach 15 feet minimum height within 5 years from start of construction; except that a ten foot set back be permitted only between the west property line and the center, lighted court as long as evergreen screen landscaping objectives are met.
17. That prior to the issuance of a building permit, a parcel map shall be filed splitting this P-D area from the residential structure which fronts on Scenic Drive.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Prezoned Planned Development Zone, P-PD(170):

Phase I to include all facilities except the swimming pool, construction to begin on or before March 1, 1979, and be completed on or before March 1, 1980

Phase II to include the swimming pool with construction to begin on or before April 1, 1981, and be completed on or before September 1, 1982.

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 prezoning the above-described property to Planned Development Zone, P-PD(170) 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 October, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

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]
Department of Planning & Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1041

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 23-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO PREZONING CERTAIN PROPERTY LOCATED THEREON (GARY E. DAVIS)

WHEREAS, on October 10, 1977, the City Council introduced Ordinance No. _____ giving approval to a project relating to an amendment to Section Map 23-3-9 of the Zoning Map of the City of Modesto rezoning certain property located thereon to Planned-Development zone, P-PD(170)

_____, 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 delcaration 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 23-3-9 of the Zoning Map of the City of Modesto rezoning certain property located thereon to Planned-Development zone, P-PD(170)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of October, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

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. 77-1042

A RESOLUTION DENYING THE APPEAL OF IRWIN AND POLLY STEINPRESS AND JACK FORCADE FOR AN AMENDMENT TO SECTION 25-3-8 OF THE ZONING MAP TO PREZONE TO PLANNED DEVELOPMENT ZONE, P-D, AND AFFIRMING THE DECISION OF THE PLANNING COMMISSION.

WHEREAS, a verified application for an amendment to Section 25-3-8 of the Zoning Map was filed by Irwin and Polly Steinpress and Jack Forcade on January 19, 1977, to prezone to Planned Development Zone, P-D, property located at the southwest corner of Carpenter Road and Woodland Avenue described as follows:

Point of beginning - The northeast corner of the east half of Lot 1, Block 1 of Pleasant Homes as recorded in Stanislaus County on August 17, 1922 in Volume 9 of Maps at Page 67; thence west along the north lot line of Lot 1, 280 feet to the west line of Lot 1; thence southerly along the lot line of Lot 1 and Lot 4, 490 feet to the south lot line of the north half of Lot 4; thence easterly along the south lot line of the north half of Lot 4, 280 feet to the east lot line of the north half of Lot 4 and the east line of Lot 1, 490 feet to the point of beginning.

Including also the westerly 50 feet of Carpenter Road and the southerly 20 feet of Woodland Avenue, all being immediately adjacent to the above described property,

and

WHEREAS, said application was set for public hearing before the Planning Commission at its regular meeting of June 21, 1977, at its regular meeting place located in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, and

WHEREAS, at said meeting, after hearing evidence both oral and documentary, the Planning Commission, by its Resolution No. 77-110, denied the requested amendment to Section 25-3-8 of the Zoning Map to prezone to Planned Development Zone, P-D, the above described property located at the southwest corner of Carpenter Road and Woodland Avenue for the following reasons:

1. A neighborhood shopping center is not proposed by the Modesto Urban Area General Plan Map at the Woodland Avenue and Carpenter Road intersection. The General Plan Map proposes such a shopping center only at the intersections of Carpenter Road and Blue Gum Avenue and Carpenter Road and the Kansas Avenue freeway right-of-way.
2. The entire east side of the one-mile length of the Carpenter Road frontage from Blue Gum Avenue on the north to Kansas Avenue to the south is zoned industrial in either the City or County; such zoning would permit a development of the type being proposed by the applicant.
3. Commercial zoning at the subject location would have the potential of laying the groundwork for an industrial/commercial strip the length of Carpenter Road.
4. The west side of Carpenter Road immediately north and south of

Woodland Avenue is shown as residential on the General Plan Map and should be reserved for such use.

and

WHEREAS, an appeal was filed with the City Clerk of the City of Modesto on June 28, 1977, by Irwin Steinpress and Polly Steinpress and Jack Forcade to the decision of the Planning Commission denying their application for rezoning to Planned Development Zone, P-D, the above described property,

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 7:45 o'clock p.m. on August 8, 1977, at which time said hearing was continued to September 12, 1977, at 7:40 o'clock p.m.,

and

WHEREAS, thereafter at the request of the applicants, which request was made by Mr. Dennis E. Wilson of Mid Valley Engineering on behalf of the applicants, said continued hearing scheduled for September 12, 1977, at 7:40 o'clock p.m. was further continued to October 10, 1977, at 7:45 o'clock p.m.,

and

WHEREAS, at said meeting said Council, after hearing evidence both oral and documentary, found and determined that the appeal of Irwin Steinpress and Polly Steinpress and Jack Forcade to the decision of the Planning Commission denying rezoning to Planned Development Zone, P-D, the above described property, should be denied for the reasons set forth in Planning Commission Resolution No. 77-110 and quoted above, and that the decision of the Planning Commission denying the requested rezoning should be affirmed, and

WHEREAS, the City Council at said Council meeting reviewed and considered the Final Environmental Impact Report 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 appeal of Irwin Steinpress and Polly Steinpress and Jack Forcade to the decision of the Planning Commission, as set forth in Planning Commission Resolution No. 77-110 denying an amendment to Section 25-3-8 of the Zoning Map to rezone to Planned Development Zone, P-D, the above described property located at the southwest corner of Carpenter Road and Woodland Avenue, is

denied for the reasons set forth in Planning Commission Resolution 77-110, and quoted above.

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 10th day of October, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: Kullijian, Lang
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. Murray*
Director of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1043

LETTER

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
MR. M. E. GROVER TO HARVEST OLIVES IN MELLIS PARK

BE IT HEREBY RESOLVED by the Council of the City of Modesto
letter
that the/agreement between the City of Modesto and Mr. M. E.
Grover

~~xxx~~ to harvest olives in Mellis Park (will pay to the City \$2.00
per 50 pound box)

be, and it is hereby approved,

letter

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
October , 1977, by Councilmember Siefkin , 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:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1044

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
MODESTO SENIOR CITIZENS, INC. FOR REMODELING AND EXPANDING THE
SENIOR CITIZENS CENTER AT SCENIC AND BODEM

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Modesto Senior
Citizens, Inc.

for expanding and remodeling the Senior Citizens Center at Scenic
and Bodem

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
October , 1977, by Councilmember Siefkin , 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: Dunlap, Elliott, Kullijian, Lang,
Mensing, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: *Norrine Coyne*
NORRINE COYNE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1045
COMMON USE

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
MODESTO IRRIGATION DISTRICT FOR THE HAHN DRIVE CROSSING OF M.I.D.
LATERAL NO. 7

BE IT HEREBY RESOLVED by the Council of the City of Modesto
common use
that the/agreement between the City of Modesto and Modesto Irri-
gation District
for the Hahn Drive crossing of M.I.D. Lateral No. 7

be, and it is hereby approved,

BE IT FURTHER RESOLVED that the execution of said/agreement
common use
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
October , 1977, by Councilmember Siefkin , 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: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1046

COMMON USE

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
MODESTO IRRIGATION DISTRICT FOR THE WIDENING OF DALE ROAD AT M.I.D.
LATERAL NO. 7

BE IT HEREBY RESOLVED by the Council of the City of Modesto
common use
that the/agreement between the City of Modesto and Modesto Irrig-
gationg District
for the widening of Dale Road at M.I.D. Lateral No. 7

be, and it is hereby approved,

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

The foregoing resclution was introduced at a regular meeting
of the Council of the City of Modesto held on the 10th day of
October , 1977, by Councilmember Siefkin , 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: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1047

A RESOLUTION AUTHORIZING CITY MANAGER TO SIGN REVOCABLE PERMIT GRANTED TO THE CITY OF MODESTO BY THE PUBLIC UTILITIES COMMISSION OF THE CITY AND COUNTY OF SAN FRANCISCO TO CONSTRUCT CONANT AVENUE ACROSS THE HETCH HETCHY RIGHT OF WAY

BE IT RESOLVED by the Council of the City of Modesto that the City Manager of the City of Modesto is hereby authorized to sign a revocable permit granted by the Public Utilities Commission of the City and County of San Francisco to the City of Modesto to permit the City of Modesto to construct Conant Avenue across the Hetch Hetchy right of way, which will connect Conant Avenue to Standiford Avenue, and is located in Hetch Hetchy Parcel Nos. 673 and 674 Stanislaus County.

BE IT FURTHER RESOLVED that the Council of the City of Modesto agrees to the conditions outlined in said revocable permit.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of October, 1977, by Councilmember Siefkin , 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: Dunlap, Elliott, Kullijian, Lang,
Mensing, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1048

A RESOLUTION ACCEPTING IMPROVEMENTS IN PARK PLACE NO. 2 SUBDIVISION
AND AUTHORIZING RELEASE OF INSTRUMENTS OF CREDIT

WHEREAS, Allen Grant, Inc., a corporation, subdividers of Park Place No. 2 subdivision, has filed Instruments of Credit for faithful performance and labor and materials in the amount of \$119,500 and \$59,750 respectively to guarantee improvements in Park Place No. 2 subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated October 5, 1977 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 Park Place No. 2 subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Instrument of Credit for faithful performance in the amount of \$119,500 upon recording of notice of completion.
3. The City Clerk is hereby authorized to release the Instrument of Credit for labor and materials in amount of \$59,750 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 October, 1977, by Councilmember Siefkin, 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:	Dunlap, Elliott, Kullijian, Lang, Mensing, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1049

A RESOLUTION ACCEPTING IMPROVEMENTS IN PARK PLACE NO. 3 SUBDIVISION
AND AUTHORIZING RELEASE OF INSTRUMENTS OF CREDIT

WHEREAS, Allen Grant, Inc., a corporation, subdividers of Park Place No. 3 subdivision, has filed Instruments of Credit for faithful performance and labor and materials in the amount of \$128,000 and \$64,000 respectively to guarantee improvements in Park Place No. 3 subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated October 5, 1977 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 Park Place No. 3 subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Instrument of Credit for faithful performance in the amount of \$128,000 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the Instrument of Credit for labor and materials in amount of \$64,000 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 10th day of October, 1977, by Councilmember Siefkin, 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:	Dunlap, Elliott, Kullijian, Lang, Mensingher, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1050

A RESOLUTION ESTABLISHING A METERED RATE FOR WATER SERVICE TO
THE DIVISION OF HIGHWAYS OF THE STATE OF CALIFORNIA

WHEREAS, Section 11-1.11 of the Modesto Municipal Code provides that "the Council shall have the power to establish by agreement or resolution the rates to be charged for providing water services to government agencies . . . on a basis that is fair and equitable to all the parties concerned," and

WHEREAS, under this section it is the desire to establish a metered rate for water service to the Division of Highways of the State of California, for the purpose of irrigating landscaping along the Modesto Freeway situated within the City limits, and

WHEREAS, a metered rate water service charge to the Division of Highways at a rate different than those set forth in the Modesto Municipal Code for the purpose above mentioned will be fair and equitable for both the City and the Division of Highways in respect to providing water service,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the metered rate water service charge for the Division of Highways of the State of California on landscaping for the areas within the City limits along the Modesto Freeway be established as follows:

July 1, 1977 - Dec. 31, 1977	\$1.05/1,000 CF
January 1, 1978 Dec. 31, 1978	\$1.30/1,000 CF
Starting January 1, 1979	\$1.55/1,000 CF

BE IT FURTHER RESOLVED that the minimum rates set forth in Section 11-1.07 of the Modesto Municipal Code shall not apply.

BE IT FURTHER RESOLVED that the metered rate water service charge established hereby shall be due and payable to City on a bi-monthly basis effective on and after November 1, 1977.

BE IT FURTHER RESOLVED that the City Council reserves the right to amend this resolution at any time.

BE IT FURTHER RESOLVED that Resolution No. 75-503 adopted by the Council on April 28, 1975, is hereby rescinded effective November 1, 1977.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of October 1977, by Councilmember Siefkin, 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:	Dunlap, Elliott, Kullijian, Lang, Mensingers, Siefkin, Mayor Davies
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. 77-1051

A RESOLUTION ANNEXING UNINHABITED TERRITORY KNOWN
AS THE OAKDALE-SYLVAN NO. 2 ADDITION TO
THE CITY OF MODESTO.

WHEREAS, a written petition was filed under the "Annexation of Uninhabited Territory Act of 1939" and amendments thereto, with the City Council as the Legislative Body of the City of Modesto, a municipal corporation, containing a description of uninhabited territory contiguous to land lying within the boundary of said City of Modesto, and requesting therein that said territory be included in such municipal corporation, and

WHEREAS, said petition was signed by or written consent was filed by the owners of all of the land in the territory to be annexed, and

WHEREAS, the Stanislaus County Local Agency Formation Commission did on September 21, 1977, authorize the annexation of said uninhabited territory to the City of Modesto, without notice and hearing by the Legislative Body, pursuant to the Government Code, and

WHEREAS, owners of all of the territory to be annexed have heretofore filed with the Clerk of the Legislative Body, their written consent to have the property to be annexed subjected to taxation after annexation equally with property within the City of Modesto to pay any indebtedness or liability of the City of Modesto outstanding or authorized at the time said territory is annexed, for the acquisition, construction, or completion of municipal improvements, and

WHEREAS, said territory so proposed to be annexed to the City of Modesto is designated as Oakdale-Sylvan No. 2 . Addition,

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

That the annexation of said uninhabited territory designated as
 Oakdale-Sylvan No. 2 Addition and hereinafter mentioned and described, as requested by said petition so filed with said City Council as the Legislative Body of said City of Modesto, be and the same is hereby approved, and said property be and the same is hereby subjected to taxation after annexation equally with property within the City of Modesto to pay any indebtedness of the City of Modesto,

outstanding or authorized at the time said territory is annexed, for the acquisition, construction or completion of municipal improvements, and said territory is hereby annexed to, incorporated and included in said City of Modesto, a municipal corporation

BE IT FURTHER RESOLVED, that the specific description of the boundaries of the territory, the annexation of which is hereby approved, is attached hereto and made a part hereof as though set forth in full herein.

BE IT FURTHER RESOLVED, that no change in school district boundaries shall be effected by reason of the annexation of said territory to the City of Modesto.

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, six certified copies of this resolution, stating the date of its passage; to immediately make six 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 executive officer of the Stanislaus County Local Agency Formation Commission together with a payment of all fees required by California Government Code Section 54902.5.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of October, 19 77, by Councilmember Siefkin, 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: **Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies**
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 *Ross Campbell*
Public Works Department

NK

OAKDALE - SYLVAN NO. 2 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Southeast quarter of Section 10, 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 Northeastern corner of OAKDALE-FLOYD ADDITION (265), as per description filed January 5, 1971, as Instrument 192, Stanislaus County Records, said point being the center line of 40.00 foot Oakdale Road at the Southeastern corner of Section 10;

1. thence along the existing City Limits on the South line of Section 10, said line also being the Northern line of said ADDITION (265), South $89^{\circ} 36' 50''$ West, 2625.35 feet, to the Northeastern corner of COFFEE-FLOYD ADDITION (272), as per description filed June 22, 1971, as Instrument 23064, Stanislaus County Records, said point also being the Southeastern corner of SYLVAN SCHOOL ADDITION (252), as per description filed May 8, 1970, as Instrument 14743, Stanislaus County Records;
2. thence along the Eastern line of said ADDITION (252) and North-South quarter section line of Section 10, North $0^{\circ} 53' 20''$ West, 412.32 feet, to the Southeastern corner of SYLVAN SCHOOL NO. 2 ADDITION (300), as per description filed January 19, 1973, as Instrument 29981, Stanislaus County Records;
3. thence along the Eastern line of said ADDITION (300) and North-South quarter section line of Section 10, North $0^{\circ} 53' 20''$ West, 412.33 feet, to the Northeastern corner of said ADDITION (300);
4. thence leaving the existing City Limits along the North-South quarter section line of Section 10, North $0^{\circ} 53' 20''$ West, 495.57 feet, to the Southwestern corner of Sylvan Village No. 2 Subdivision, as per map filed October 13, 1965 in Volume 21 of Maps, Page 26, Stanislaus County Records;
5. thence North $89^{\circ} 31' 30''$ East, 1309.79 feet, to the Southeastern corner of said Sylvan Village No. 2 Subdivision, said point being the Southeast corner of the Northwest quarter of the Southeast quarter of Section 10;
6. thence along the East line of the Northwest quarter of the Southeast quarter of Section 10, North $00^{\circ} 58' 20''$ West, 1320.95 feet, to a point on a South line of OAKDALE-SYLVAN ADDITION (349), as per description filed November 3, 1976, as Instrument 23706, Stanislaus County Records, said point being the Northeast corner of the Northwest quarter of the Southeast quarter of Section 10;
7. thence along the existing City Limits on a Southern line of said ADDITION (349) and the center line of 40.00 foot Sylvan Avenue, said center line being the East-West quarter section line of Section 10, North $89^{\circ} 26' 30''$ East, 1307.68 feet, to the Southeastern corner of said ADDITION (349);
8. thence leaving the existing City Limits along the East line of Section 10, and the center line of 40.00 foot Oakdale Road, South $1^{\circ} 06' 00''$ East, 2646.90 feet, to the point of beginning, containing 119.323 Acres, more or less.

MODESTO CITY COUNCIL
 RESOLUTION NO. 77-1052

A RESOLUTION TO AMEND APPROPRIATIONS IN THE 1977-78 FINAL BUDGET OF THE CITY OF MODESTO AND TO REDESIGNATE THE WORKERS COMPENSATION INSURANCE FUND AS THE CITY SELF-INSURANCE FUND

WHEREAS, the insurance premium costs for public liability and property insurance have increased substantially during the current fiscal year; and

WHEREAS, these cost increases were not fully provided for in the 1977-78 Final Budget of the City of Modesto; and

WHEREAS, due to the rising costs for full coverage liability insurance the City has, because of its favorable loss experience, deemed it advisable to operate a partial self-insured program for public liability; and

WHEREAS, funding and accounting procedures can be strengthened and simplified by using a single fund in which to account for and control all related self-insurance fiscal activity;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Workers Compensation Insurance Fund be redesignated the City Self-Insurance Fund and that within this fund the following departments be established:

Department 1 Workers Compensation Insurance Program

Department 2 Public Liability Insurance Program

BE IT FURTHER RESOLVED that the 1977-78 Final Budget of the City of Modesto be amended as follows:

<u>Appropriations</u>			<u>Increase</u>	<u>Decrease</u>
<u>General Fund - 101</u>				
<u>Account</u>	<u>Dept.</u>	<u>Account Title</u>		
60-00	800	General Reserve		\$174,737
415-00	640	Public Liability Ins.	\$174,737	
413-00	640	Fire Insurance		101
416-00	640	Boiler and Mach. Ins.	101	
<u>Airport Fund -230</u>				
<u>Account</u>	<u>Dept</u>	<u>Account Title</u>		
409-00	460	Catastrophy Liability	3,809	
412-00	460	Automobile Insurance	145	
413-00	460	Fire Insurance		2,832
60-00	800	General Reserve		1,122

Working Capital Fund - 512

<u>Account</u>	<u>Dept.</u>	<u>Account Title</u>	<u>Increase</u>	<u>Decrease</u>
412-00	480	General Reserve Automobile Insurance	4,216	4,216

City Self Insurance Fund - 750

<u>Account</u>	<u>Dept.</u>	<u>Account Title</u>	<u>Increase</u>	<u>Decrease</u>
415-00	020	Public Liability Ins.	522,553	
495-00	020	Premium Assesment Credits		522,553

BE IT FURTHER RESOLVED that the Finance Director of the City of Modesto is hereby authorized to carry out 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 October, 1977, by Councilmember Siefkin, 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: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies

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. 77-1053

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 22-3-9 OF THE ZONING MAP (John and Marcella Hanson)

WHEREAS, the Modesto City Planning Commission held a public hearing on September 20, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 22-3-9 of the Zoning Map to rezone from R-1 to P-0, property located at the northeast corner of Coffee Road and E. Coolidge Avenue

the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-174 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 22-3-9 of the Zoning Map be set for November 7, 1977 at 4:20 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of October, 1977, by Councilmember Siefkin, 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:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

ALL that portion of Section 22, Township 3 South, Range 9 East of the Mount Diablo Base and Meridian described as follows:

Lots 7, 8, and the West 70 feet of Lot 9 in Block 1212 of Garden Acres Tract, as per Map thereof filed November 18, 1940, in Volume 14 of Maps, Page 09, Stanislaus County records. EXCEPTING therefrom the North 63.26 feet of said Lot 7.

INCLUDING also the Easterly 40.00 feet of Coffee Road, the Northerly 30.00 feet of Coolidge Avenue, and the Westerly 25.00 feet of Water Street, all being immediately adjacent to the above described property.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1054

A RESOLUTION SETTING TIME AND PLACE FOR HEARING THE PLANNING COMMISSION'S RECOMMENDATION TO AMEND ZONING REGULATIONS, TEMPORARY PARKING LOT STANDARDS, DOWNTOWN

BE IT HEREBY RESOLVED by the Council of the City of Modesto that November 7, 1977 , at 4:25 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 Planning Commission's recommendation to amend zoning regulations, temporary parking lot standards, downtown.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of October , 1977, by Councilmember Siefkin , 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1055

A RESOLUTION GIVING THE CITY OF MODESTO'S CONSENT FOR THE CANCELLATION OF AN AGREEMENT REQUIRING CONTINUITY OF DEVELOPMENT FOR PROPERTY LOCATED ON THE SOUTH SIDE OF CELESTE DRIVE, WEST OF VERA CRUZ.

WHEREAS, on April 27, 1972, by Resolution No. 432 the Board of Zoning Adjustment granted a conditional use permit in the P-O Zone to Dotson Construction Company and John P. Butorac for a rest home complex on the south side of Celeste Drive, between Coffee Road and Vera Cruz Drive, and

WHEREAS, the rest home facility was divided into two development types, the westerly portion being a large two-story institutional type building containing a central kitchen and serving facility that was to accommodate eighty (80) rooms for a single occupant or couple, and the easterly portion of the development was to contain sixty (60) one-bedroom, one-story cottages which two (2) building types were to have continuity of ownership and development and were to be operated as one establishment, and

WHEREAS, subsequent to said approval, the applicant sought and obtained approval by Planning Commission Resolution No. 72-79 adopted June 6, 1972, for a parcel map in order that loans would not have to encumber the entire property, which resolution required the developer to execute and record an agreement that such continuity of development between the two (2) parcels would occur, and

WHEREAS, the two-story westerly half of the project was constructed and the easterly half remained undeveloped, and

WHEREAS, the Transamerica Title Insurance Company has requested the City to give its consent to the cancellation of said agreement in order to allow sale of the easterly portion to the Memorial Hospital Foundation of Stanislaus County for use as additional access and parking and office buildings in connection with the proposed office construction on Spanos Court by the Foundation, and

WHEREAS, on August 25, 1977, by Resolution No. 750, the Board of Zoning Adjustment amended Resolution 432 by deleting Condition No. 5 requiring continuity of development with the condition that the developer provide a 20-foot wide two-way reciprocal access driveway from Celeste Drive to be secured at the time of plot plan approval, and

WHEREAS, the Planning Commission at its regular meeting of September 20, 1977, adopted Resolution No. 77-172 rescinding Condition No. 1 of Planning Commission Resolution 72-79 and recommending to the City Council that it give its consent for the cancellation of the agreement executed and recorded pursuant to said condition,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines that severing the continuity of the two (2) parcels would not violate the development policies of the P-O Zone or the General Plan of the City of Modesto.

BE IT FURTHER RESOLVED by the Council that it determines that a minimum 20-foot wide, two-way reciprocal access driveway from Celeste Drive between the existing resthome complex and the proposed parking lot and office building is reasonable in order to provide a suitable emergency access lane to the development.

BE IT FURTHER RESOLVED by the Council that it hereby gives the consent of the City of Modesto for the cancellation of that certain agreement filed in the office of the County Recorder in Volume 2513 at Page 852, 853, and 854.

BE IT FURTHER RESOLVED by the Council that a minimum 20-foot wide, two-way reciprocal access driveway between the properties be established, the precise location to be secured at the time of plot plan approval for developing the proposed parking lot and office building on the easterly portion of the subject property.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of October, 1977, by Councilmember Siefkin, 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:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
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. 77-1056

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 23-3-9 OF THE ZONING MAP (P-D(22))

WHEREAS, the Modesto City Planning Commission held a public hearing on September 20, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 23-3-9 of the zoning map to repeal P-D(22) and rezone to C-1, property located on the east side of Oakdale Road on the south side of Surrey Avenue

the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-176 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 23-3-9 of the Zoning Map be set for November 14, 1977 at 7:50 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of October, 1977, by Councilmember Siefkin, 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: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

ALL that portion of Section 23, Township 3 South, Range 9 East of the Mount Diablo Base and Meridian, described as follows:

BEGINNING at the Northeast corner of Block 1405 and running thence South $89^{\circ} 53' 15''$ West 245.04 feet to the Northeast corner of the parcel of land described in the Deed to Union Oil Company of California, a corporation, recorded July 16, 1965, in Book 2044 of Official Records, Page 536; thence along the East and South lines of said last mentioned parcel of land, South 135 feet and West 135 feet to the West line of said Block 1405; thence along the exterior boundary of said Block 1405 the following courses and distances: South $0^{\circ} 51' 45''$ East 143.43 feet; North $89^{\circ} 08' 15''$ East 125.00 feet; South $0^{\circ} 51' 45''$ East 181.78 feet; North $89^{\circ} 57' 15''$ East 255.03 feet and North $0^{\circ} 51' 45''$ West 458.87 feet to the point of beginning; including also the easterly one-half of Old Oakdale Road immediately adjacent to the property requested for rezoning, the southerly one-half of Surrey Avenue and the north-south alley bordering the eastern boundary of the property requested for rezoning.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1057

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 28-3-9 OF THE ZONING MAP (Norman Winsor)

WHEREAS, the Modesto City Planning Commission held a public hearing on September 20, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 28-3-9 of the Zoning Map to rezone from R-3 to P-0, property located on the north side of Downey Ave. between McHenry and Johnson Street

the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-173 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 28-3-9 of the Zoning Map be set for November 14, 1977 at 7:55 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of October, 1977, by Councilmember Siefkin, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

ALL that portion of Block 568 of Section 28, Township 3 South, Range 9 East of the Mount Diablo Base and Meridian, according to the map filed December 21, 1942, in Volume 15 of Maps in the office of the Recorder for Stanislaus County, State of California, described as follows:

BEGINNING one foot West of the Southeast corner of Lot 10 in said Block; thence East 122 feet to a point 4 feet West of the East line of Lots 15 and 35 of said Block; thence North along a line 4 feet west of and parallel to the Eastern line of Lots 15 and 35, to the South line of Jones Street; thence West 81.33 feet along said South line of Jones Street to a point 18.66 feet East of the Northwest corner of Lot 38 of said Block; thence South 132 feet parallel with the West line of Lot 38; thence West parallel with the centerline of said Block 40.66 feet to a point one foot west of the East lot line of Lot 40 of said Block; thence South along a line one foot West of the East line of Lot 40 to the centerline of said Block; thence continuing South along said line, one foot west of the East line of Lot 10, to the point of the beginning. Also including the northern 40 feet of Downey Avenue immediately adjacent to the above described property; also the Southern 24.75 feet of Jones Street immediately adjacent to the above described property.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1058

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 16-3-9 OF THE ZONING MAP (Sierra Vista Congregation of Jehovah's Witnesses)

WHEREAS, the Modesto City Planning Commission held a public hearing on September 20, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 16-3-9 of the Zoning Map to rezone from R-1 to R-2, property located at the southeast corner of Norwegian and Sunrise Avenues

the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-175 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 16-3-9 of the Zoning Map be set for November 21, 1977 at 4:05 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of October, 1977, by Councilmember Siefkin, 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: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

Being a portion of the Southeast one-quarter of Section 16, Township 3 South, Range 9 East, of the Mount Diablo Base and Meridian, described as follows:

ALL of Parcels A and B as shown on the map recorded in Volume 25 of Parcel Maps at Page 30, in the Stanislaus County Records;

INCLUDING also the Southerly 30.0 feet of Norwegian Avenue and the Easterly 30.0 feet of Sunrise Avenue all being immediately adjacent to the above described property.

Contains 0.42 gross acres

Contains 0.36 net acres

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1059

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 26-3-9 OF THE ZONING MAP (Grant Construction Co.)

WHEREAS, the Modesto City Planning Commission held a public hearing on September 20, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 26-3-9 of the Zoning Map to rezone from C-2 to P-D, property located on the north side of Yosemite Boulevard about 400 feet west of North Riverside Drive to allow a bread sales and distribution establishment the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-179 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 26-3-9 of the Zoning Map be set for November 21, 1977 at 4:10 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of October, 1977, by Councilmember Siefkin, 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: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

ALL that portion of the East one-half of the Southeast quarter of the Southwest quarter of Section 26, Township 3 South, Range 9 East, Mount Diablo Base and Meridian in the County of Stanislaus, State of California, and more particularly described as follows:

COMMENCING at the South quarter corner of said Section 26, said point of commencement being on the centerline of the State Highway 132, 66 feet in width, known as Yosemite Blvd.; thence along the South line of said Section 26 North $89^{\circ} 54' 15''$ West 456.51 feet; thence North $0^{\circ} 34' 45''$ West 33.00 feet to a point on the North line of said Yosemite Boulevard that is distant thereon South $89^{\circ} 54' 15''$ East 100 feet from the Southeast corner of the property conveyed to Dave E. Wilson, et al, by Deed recorded June 4, 1958, as Instrument No. 13548, and the true point of beginning of this description; thence continuing North $0^{\circ} 34' 45''$ West parallel to the East line of said Wilson property and the Northerly extension of said East line 375.66 feet to a point on the Easterly extension of the South line of Los Altos Tract as said tract is recorded in Volume 17 of Maps at Page 45 of Stanislaus County Records; thence along said easterly extension South $89^{\circ} 54' 30''$ East 114.00 feet; thence South $0^{\circ} 34' 45''$ East 375.67 feet to a point on said North line of Yosemite Boulevard; thence along said road line North $89^{\circ} 54' 15''$ West 114.00 feet to the true point of beginning of this description. RESERVING therefrom a right-of-way for utility purposes over the Westerly 2.50 feet thereof. Also including the Northerly 33 feet of Yosemite Boulevard immediately adjacent to the above described property.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1060

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$40,000 NEEDED TO EXPEDITE ENTIRE GENERAL PARK IMPROVEMENT PROGRAM

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

SPECIAL FUND FOR CAPITAL OUTLAY (321)

FROM: Muncy Neighborhood Park Stage 1 (6410-270-321) \$40,000
TO: General Improvements, Sprinklers, picnic units, \$40,000
lights, etc. (6307-270-321)

(Presently \$40,000 for General Improvements is budgeted in account 6307-328 Fund, which is the State Park Bond Fund. We are in our general park improvement period of our operation and will experience considerable difficulties utilizing the money from this fund for general improvements due to the fact that the State will require plans and specs for each and every little improvement we plan to do, such as installing an additional light in a park, adding several picnic tables and barbecues. This process will create more paper work and our improvement program will certainly be delayed waiting their approval. This transfer will expedite our entire general improvement program.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of October, 1977, by Councilmember Siefkin, 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: Dunlap, Elliott, Kullijian, Lang,
Mensing, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1061

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$40,000 NEEDED TO EXPEDITE ENTIRE GENERAL PARK IMPROVEMENT PROGRAM

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

STATE PARKS & RECREATION FUND (328)

FROM:	General Improvements, Lights, sprinklers, etc. (6307-328)	\$40,000
TO:	Muncy Neighborhood Park Stage 2 (6410-328)	\$40,000

(Presently \$40,000 for General Improvements is budgeted in account 6307-328 Fund, which is the State Park Bond Fund. We are in our general park improvement period of our operation and will experience considerable difficulties utilizing the money from this fund for general improvements due to the fact that the State will require plans and specifications for each and every little improvement we plan to do, such as installing an additional light in a park, adding several picnic tables and barbecues. This process will create more paper work and our improvement program will certainly be delayed waiting their approval. This transfer will expedite our entire general improvement program)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of October, 1977, by Councilmember Siefkin, 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:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1062

A RESOLUTION APPOINTING MEMBERS OF THE PERSONNEL COMMISSION, DON CHAMPLIN (REPLACING SARAH JACKSON) FOR A TERM ENDING 1/1/81, AND GEORGANNE GREENE (REPLACING RAYMOND WHITGROVE) FOR A TERM ENDING 1/1/78

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} ~~is~~ hereby appointed to the Personnel Commission for the respective term as indicated:

Don Champlin (Term ending 1/1/81) 416 Wilson Ave. Modesto, CA 95351	Georganne Greene (Term ending 1/1/78) 503 Duncan Ave. Modesto, CA 95354
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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 Personnel 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 10th day of October, 1977, by Councilmember Mensinger, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensingher, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:


~~XXXXXXXXXXXXXXXXXXXX~~
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1064

A RESOLUTION APPOINTING COUNCILMEMBER ELLIOTT AND TOM SUTTER TO THE SCHOOL SITE AND FACILITIES TAX ADVISORY COMMITTEE AS NONVOTING MEMBERS REPRESENTING THE CITY COUNCIL AND THE HOME BUILDING INDUSTRY RESPECTIVELY

BE IT RESOLVED by the Council of the City of Modesto that Councilmember Elliott and Tom Sutter are hereby appointed to the School Site and Facilities Tax Advisory Committee as nonvoting members representing the City Council and the Home Building Industry respectively.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of October, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1065

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$100.00 TO PROVIDE FUNDS FOR ACTUARIAL STUDY REQUESTED FROM PUBLIC EMPLOYEES' RETIREMENT SYSTEM

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

GENERAL RESERVE FUND (101)

FROM: General Reserve (650-800-101) \$100.00
TO: Services, Professional and Other (235-080-101)\$100.00

(To be used to fund actuarial study requested from Public Employees' Retirement System)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of October, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Vice Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1066

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR INSTALLATION OF IRRIGATION SYSTEMS AND LANDSCAPING FOR BRIGGSMORE PHASE II ALONG BRIGGSMORE FROM A POINT 350+ FEET WEST OF TULLY ROAD EAST TO ARDMORE

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

SECTION 1. The plans and specifications for installation of irrigation systems and landscaping for Birggsmore Phase II along Briggsmore from a point 350+ feet west of Tully Road east to Ardmore 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 8, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of October, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Siefkin, Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1067

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR THE CONSTRUCTION OF SYLVAN PARK STAGE I

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

SECTION 1. The plans and specifications for the construction of Sylvan Park Stage 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 November 8, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of October, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1068

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE SCENIC-SONOMA-ORANGEBURG DRAINAGE SYSTEM; McGUIRE DRIVE; ORANGEBURG AVENUE; SCENIC DRIVE

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

SECTION 1. The plans and specifications for the Scenic-Sonoma-Orangeburg Drainage System; McGuire Dr.; Orangeburg Ave.; Scenic Dr. 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 1, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of October, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1068A

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$93,509 TO PROVIDE FUNDS FOR THE COMPLETION OF THE SCENIC-SONOMA-ORANGEBURG STORM DRAIN TRUNK SYSTEM

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

SPECIAL FUND FOR CAPITAL OUTLAY (321)

FROM: Storm Drain/South (6014-410-321)	\$ 2, 616.00
General Reserve (60-800-321)	90, 893.00
TO: Sonoma Drain/North (6474-410-321)	93, 509.00

(This transfer is needed to provide funds for the completion of the Scenic-Sonoma-Orangeburg Storm Drain Trunk system. The drainage water is currently discharging into the sanitary sewer and must be corrected this year)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of October, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Vice Mayor Mensinger, Siefkin

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1069

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF WATERLINES IN BLOOMFIELD NO. 2

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

SECTION 1. The plans and specifications for construction of waterlines in Bloomfield 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 November 1, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of October, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST: Norrine Colle
NORRINE COLLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1070

A RESOLUTION ACCEPTING THE BID OF PITNEY BOWES FOR THE PURCHASE OF ONE AUTOMATIC COLLATOR-SORTER WITH AN AUTOMATIC COPY FEEDER

WHEREAS, Resolution No. 77-899, adopted by the Council of the City of Modesto on September 6, 1977, approved the plans and specifications for the collator-sorter with an automatic copy feeder

and authorized the calling for bids, and

WHEREAS, the bids received for the collator-sorter with an automatic copy feeder were opened at 2:15 P.M. on October 4, 1977 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 Pitney Bowes in the amount of \$9,462.62

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Pitney Bowes in the amount of \$9,462.62

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 October 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Siefkin, Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST: Marianne Coyk
Marianne Coyk, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1071

A RESOLUTION ACCEPTING THE BID OF L.M. MORRIS FOR OFFICE FURNITURE,
GROUPS A, B, C AND E

WHEREAS, Resolution No. 77-939, adopted by the Council of the City of Modesto on September 12, 1977, approved the plans and specifications for the furnishing of office furniture

and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of office furniture were opened at 2:30 P.M. on October 4, 1977 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 L. M. Morris for furnishing office furniture, groups A, B, C and E in the amount of \$15,689.84 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of L. M. Morris for furnishing office furniture, groups A, B, C and E in the amount of \$15,689.84 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 October 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Vice Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: Mayor Davies

ATTEST: Marianne Cook
MARIANNE COOK, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1072

A RESOLUTION ACCEPTING THE BID OF THE WARDEN'S OFFICE TO FURNISH OFFICE FURNITURE, GROUP D

WHEREAS, Resolution No. 77-939, adopted by the Council of the City of Modesto on September 12, 1977, approved the plans and specifications for the furnishing of office furniture

and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of office furniture were opened at 2:30 P.M. on October 4, 1977 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 Warden's Office to furnish office furniture, Group D in the amount of \$986.13 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 Warden's Office to furnish office furniture, Group D in the amount of \$986.13 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 October 1977, by Councilmember Dunlap, 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:	Dunlap, Elliott, Kullijian, Lang, Siefkin, Vice Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Davies

ATTEST: Marlene Coyne
MARLENE COYNE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1073

A RESOLUTION WAIVING FORMAL BID PROCEDURES AND AUTHORIZING PURCHASE
OF ADDITIONAL OFFICE FURNITURE FROM L. M. MORRIS

BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of additional office furniture to be used by the Housing Program Office, City Attorney's Office, Finance Office, and Public Areas is hereby waived.

BE IT FURTHER RESOLVED that purchase of additional office furniture from L. M. Morris Company at the negotiated price of \$13,810.00 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 October, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1074

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO
ANNEXING TERRITORY TO THE MODESTO MUNICIPAL SEWER
DISTRICT NO. 1 AND FIXING AND DETERMINING ITS
BOUNDARIES. (EL VISTA - ELLIS ADDITION)

WHEREAS, the Council (herein called the "Council") of the
City of Modesto (herein called the "City") heretofore on August 15, 1966,
duly adopted Resolution No. 66-543, which was recorded in the office of
the County Recorder of Stanislaus County on August 16, 1966, and which
established the Modesto Municipal Sewer District No. 1, and

WHEREAS, the Council heretofore on September 6, 1977,
duly adopted Resolution No. 161 (herein called the "resolution")
determining that the public interest and convenience require that certain
territory designated as Modesto Municipal Sewer District No. 1 Annexation
No. 161 be annexed to the Modesto Municipal Sewer District No. 1,
setting forth a general description of the area proposed to be annexed,
and naming a time and place for hearing on annexation of the territory
proposed to be annexed and providing for notice thereof, and

WHEREAS, the resolution, together with the names of the members
of the Council voting for and against it, was posted, mailed to property
owners in the area proposed to be annexed and published in the time, form
and manner required by the resolution and by the Community Facilities Law
of 1911 (California Health and Safety Code Section 4600, et seq., herein
called the "law") as evidenced by the affidavit of posting and mailing
and the affidavit of publication of the resolution on file in the office
of the City Clerk, and

WHEREAS, on Monday, October 17, 1977, at
the hour of 4:00 P.M., at the Council Chambers, City Hall, 801 11th
Street, Modesto, California, said hearing was duly held and no objections
were presented to the Council to the annexation of the area proposed to
be annexed or to the inclusion of any lands in the District except:

Pauline Rogers
561 Oakshire
Modesto, California 95351

In a written communication, she stated she did not want to be included in the annexation.

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

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 161 to the Modesto Municipal Sewer District No. 1 or to the inclusion of any lands in said annexation are hereby overruled.

SECTION 2. The Council hereby determines that no territory or land is included within the boundaries of the territory proposed to be annexed to said Modesto Municipal Sewer District No. 1 which will not be benefited by said district.

SECTION 3. The Council hereby annexes that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 161 to the Modesto Municipal Sewer District No. 1.

SECTION 4. The boundaries of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 161, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as attached hereto and made a part hereof as though set forth in full herein.

SECTION 5. This resolution is adopted and all proceedings for the annexation of territory to the District shall be taken, pursuant to the law.

SECTION 6. A certified copy of this resolution shall be recorded in the office of the County Recorder of Stanislaus County. Upon such recordation, the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 161, shall be deemed annexed to the Modesto Municipal Sewer District No. 1. Certified copies of this resolution, certified by the City Clerk, together with a map or plat showing the boundaries of the territory annexed, shall be filed by the City Clerk with the County Assessor of Stanislaus County, the County Clerk of Stanislaus County and the State Board of Equalization, Sacramento, California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of October, 1977, by Councilman Dunlap, who moved its adoption, which motion being duly seconded by Councilman Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang, Siefkin
Vice Mayor Mensinger

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

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 Roslanje G.
Public Works Department

All that real property in the State of California, County of Stanislaus, being a portion of the Northeast quarter of Section 27, 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 Northeastern corner of MORAN ADDITION (102), as per description filed December 24, 1959, as Instrument 43098, Stanislaus County Records;

1. thence along the existing City Limits on the Northern line of said ADDITION (102), North $89^{\circ} 46' 30''$ West, 616.66 feet;
2. thence leaving the existing City Limits North $0^{\circ} 13' 30''$ East, 14.00 feet;
3. thence North $12^{\circ} 10' 00''$ East, 52.16 feet;
4. thence North $00^{\circ} 36' 00''$ West, 83.20 feet;
5. thence North $89^{\circ} 48' 00''$ West, 5.00 feet;
6. thence North $00^{\circ} 36' 00''$ West, 181.50 feet, to a Southwestern corner of DRY CREEK ADDITION (197), as per description filed October 26, 1966, as Instrument 37059, Stanislaus County Records;
7. thence along a Southern boundary of said ADDITION (197), South $89^{\circ} 48' 00''$ East, 609.92 feet;
8. thence along an Eastern line of said ADDITION (197), South $00^{\circ} 36'$ East, 330.00 feet, to the point of beginning, containing 4.612 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 October 17, 1977, 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 Councilman Dunlap, seconded by Councilman Lang, and adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang, Siefkin,
Vice Mayor Mensinger
NOES: Councilmen: None
ABSENT: Councilmen: Mayor Davies

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: October 18, 1977


City Clerk of the City of Modesto,
California

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1075

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO
ANNEXING TERRITORY TO THE MODESTO MUNICIPAL SEWER
DISTRICT NO. 1 AND FIXING AND DETERMINING ITS
BOUNDARIES. (COFFEE-COOLIDGE ADDITION)

WHEREAS, the Council (herein called the "Council") of the
City of Modesto (herein called the "City") heretofore on August 15, 1966,
duly adopted Resolution No. 66-543, which was recorded in the office of
the County Recorder of Stanislaus County on August 16, 1966, and which
established the Modesto Municipal Sewer District No. 1, and

WHEREAS, the Council heretofore on September 6, 1977,
duly adopted Resolution No. 77-929 (herein called the "resolution")
determining that the public interest and convenience require that certain
territory designated as Modesto Municipal Sewer District No. 1 Annexation
No. 162 be annexed to the Modesto Municipal Sewer District No. 1,
setting forth a general description of the area proposed to be annexed,
and naming a time and place for hearing on annexation of the territory
proposed to be annexed and providing for notice thereof, and

WHEREAS, the resolution, together with the names of the members
of the Council voting for and against it, was posted, mailed to property
owners in the area proposed to be annexed and published in the time, form
and manner required by the resolution and by the Community Facilities Law
of 1911 (California Health and Safety Code Section 4600, et seq., herein
called the "law") as evidenced by the affidavit of posting and mailing
and the affidavit of publication of the resolution on file in the office
of the City Clerk, and

WHEREAS, on Monday, October 17, 1977, at
the hour of 4:05 P.M., at the Council Chambers, City Hall, 801 11th
Street, Modesto, California, said hearing was duly held and no objections
were presented to the Council to the annexation of the area proposed to
be annexed or to the inclusion of any lands in the District except:

No objections.

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

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 162 to the Modesto Municipal Sewer District No. 1 or to the inclusion of any lands in said annexation are hereby overruled.

SECTION 2. The Council hereby determines that no territory or land is included within the boundaries of the territory proposed to be annexed to said Modesto Municipal Sewer District No. 1 which will not be benefited by said district.

SECTION 3. The Council hereby annexes that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 162 to the Modesto Municipal Sewer District No. 1.

SECTION 4. The boundaries of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 162, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as attached hereto and made a part hereof as though set forth in full herein.

SECTION 5. This resolution is adopted and all proceedings for the annexation of territory to the District shall be taken, pursuant to the law.

SECTION 6. A certified copy of this resolution shall be recorded in the office of the County Recorder of Stanislaus County. Upon such recordation, the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 162, shall be deemed annexed to the Modesto Municipal Sewer District No. 1. Certified copies of this resolution, certified by the City Clerk, together with a map or plat showing the boundaries of the territory annexed, shall be filed by the City Clerk with the County Assessor of Stanislaus County, the County Clerk of Stanislaus County and the State Board of Equalization, Sacramento, California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of October, 1977, by Councilman Siefkin, who moved its adoption, which motion being duly seconded by Councilman Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Vice Mayor Mensinger

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

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

Ross Campbell
Public Works Department

All that real property in the State of California, County of Stanislaus, 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 a point on the existing City Limits as established by a Southern line and an Eastern line of MEMORIAL HOSPITAL NORTH ADDITION (261), as per description filed November 9, 1970, as Instrument 36348, Stanislaus County Records, said point being common with the corner of Sections 15, 16, 21 and 22;

1. thence along the North line of Section 22 and a Southern line of said ADDITION (261), North $89^{\circ} 52' 00''$ East, 274.00 feet;
2. thence leaving the existing City Limits along the center line of 50.00 foot Water Street, South $00^{\circ} 27' 00''$ East, 659.20 feet;
3. thence along the center line of 60.00 foot East Coolidge Avenue, South $89^{\circ} 55' 00''$ West, 274.00 feet, to an Eastern line of ADDITION (261);
4. thence along the West line of Section 22 and an Eastern line of said ADDITION (261), North $00^{\circ} 27' 00''$ West, 658.96 feet, to the point of beginning, containing 4.146 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 October 17, 1977, 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 Councilman Siefkin, seconded by Councilman Elliott, and adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang, Siefkin, Vice Mayor Mensinger

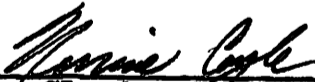
NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

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: October 18, 1977



City Clerk of the City of Modesto,
California
NORRINE COYLE

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1076

A RESOLUTION APPROVING A DEVELOPMENT PLAN
FOR PLANNED-DEVELOPMENT ZONE, P-D (172).
(RULE DEVELOPMENT)

WHEREAS, a verified application for an amendment to Section

8-3-9 of the Zoning Map was filed by RULE DEVELOPMENT

on May 17, 1977, 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 South one-half of the Northwest quarter of Section 8, 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 West quarter corner of said Section 8, said corner being at the intersection of the center lines of Standiford Avenue and Tully Road; thence North 1° 13' 30" West along said center line of Tully Road, a distance of 969.50 feet; thence South 89° 39' 17" East along the South line of Hollywood Park No. 1, recorded in Volume 25 of Maps, Page 85, Stanislaus County Records, a distance of 1040.74 feet to the center line of Colonial Drive; thence Southerly along the future center line of said Colonial Drive the following courses: South 1° 13' 30" East 1.64 feet to a tangent curve, concave to the West; thence Southerly 151.94 feet along said curve, having a radius of 1000.00 feet and a central angle of 8° 42' 19", to a compound curve, concave to the East; thence continuing Southerly 151.96 feet along said curve, having a radius of 1000.00 feet and a central angle of 8° 42' 24", to a tangent line; thence South 1° 13' 35" East 256.11 feet to a tangent curve concave to the East; thence Southerly 159.46 feet along said curve, having a radius of 1000.00 feet and a central angle of 9° 08' 11", to a compound curve, concave to the West; thence continuing Southerly 189.88 feet along said curve, having a radius of 1000.00 feet and a central angle of 10° 52' 46", to a tangent line; thence South 0° 31' 00" West 65.00 feet to the aforementioned center line of Standiford Avenue; thence North 89° 29' 00" West along said center line, a distance of 1040.74 feet to the point of beginning.

CONTAINING: 22.91 Acres Gross

WHEREAS, after public hearing held on August 16, 1977, and continued to September 6, 1977, 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. 14 acre multiple-family residential area with 236 units.
 - a. The neighborhood zoning and development plan calls for higher residential densities at the intersection of major streets.
 - b. This project is within reasonable density limits based on averaging the R-3 and R-2 densities which are called for in the above plans.
 - c. This project is served by both collector and major street access.

2. 3.71 acre commercial area.

- a. This project is proposed for separate ownerships on separate parcels, and although separate ownerships cannot be guaranteed, the approved P-D plot plan helps to insure that smaller businesses will develop on the site
- b. This project, through smaller sites, will serve to meet the need of small independent businesses, who need opportunities to use such sites in prime neighborhood locations at the intersection of major streets.
- c. This project is an experiment of a new concept deemed appropriate because of its small acreage and design integration into a larger multi-use project and is located immediately adjacent to existing commercial zoning and development.

3. 2.13 acre professional office area.

- a. This project, because of the above commercial uses, is now adjacent to a "center of activity", meeting the prerequisite for office zoning.
- b. This project integrates by design, such as driveway consolidation, both commercial and office uses to reduce traffic impact on the adjacent major street.

WHEREAS, after a public hearing held on October 17, 1977, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of RULE 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. 1656 -C.S. on the 17th day of October, 1977, reclassifying the above-described property from Medium Density Residential Zone, R-2 to Planned-Development Zone, P-D (172),

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 (172), is hereby approved in accordance with the plan titled "Dry Creek Apartment Complex", as amended in red on its face, stamped approved by the Planning Commission on September 6, 1977, and on file in the office of the Director of Planning and Community Development, subject to the following conditions:

A. Conditions 1 to 15 Shall be Applicable to All of P-D(172) (Multiple-Family Residential, Commercial, and Offices)

1. That all development shall be in accordance with the plan referred to above.
2. That prior to the issuance of a building permit for any given section, a landscaping and irrigation plan shall be submitted by the applicant and approved by both the Director of Planning and Community Development and the Director of Parks and Recreation. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved landscaping and irrigation plan. Irrigation shall be by underground sprinkler system.
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 development shall be connected to the City of Modesto water and sewer facilities in accordance with the requirements of the Director of Public Works.
5. That all parking and driveway areas shall be improved in accordance with City standards including the provisions of Sections 10-2.1801, 10-2.1804, and 10-2.1808 of the Municipal Code. All drainage facilities shall be provided in accordance with the requirements of the Director of Public Works.
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 all outdoor lighting within the P-D Zone shall be shielded from adjacent residential properties in accordance with the requirements of the City Engineer.
8. That upon demand by the City, the developer shall dedicate additional right-of-way to complete Tully Road to a major street standard and Colonial Drive to a collector street standard.
9. That the developer shall improve Tully Road to major street standards and Colonial Drive to collector street standards in accordance with the requirements of the Director of Public Works.
10. That the public utility easements as required by the utility companies serving the development shall be dedicated.
11. That prior to the issuance of a building permit, the developer shall submit street improvement plans prepared by a registered Civil Engineer for approval by the City Engineer.
12. That prior to the issuance of a building permit for any development, the developer shall pay to the City of Modesto the cost of planting street trees every 40 feet along the public streets, the total number to be determined by the Director of Public Works.
13. That all public improvements shall be installed prior to occupancy of the premises or by November 1, 1980, whichever occurs first.
14. That a subdivision map shall be filed splitting off the residential, commercial and office use from each other. Said parcel map shall show the accessways and shared driveways shown on the plot plan
15. That whichever area develops first shall be responsible for installation along that portion of its property line of the 6 foot high masonry block wall that separates the residential and non-residential areas.

B. Conditions 16 to 19 Shall be Applicable to the 14 Acre Multiple-Family Area Only.

16. That the applicant shall install 6 fire hydrants and the pipeline system therefor in accordance with the requirements and to the specifications of the Fire Chief. Said hydrants shall be installed and operable prior to the start of construction of the project.
17. That all utilities shall be underground including TV reception facilities. No antennas shall be permitted.
18. That the recreation building located in the center of the apartment complex shall be provided with a 20-foot wide emergency vehicular accessway or be protected by an automatic fire extinguishing system.
19. That all signs shall comply with the R-3 zone sign regulations.

C. Conditions 20 to 23 Shall be Applicable to the 3.71 Commercial Area Only.

20. That only those uses specifically permitted in the Neighborhood Commercial (C-1) Zone shall be permitted to locate within this area of the P-D Zone.
21. 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 Public Works.
22. That all businesses may be open to the public only between the hours of 7 a.m. and 10 p.m. of each day, seven days a week, except for businesses on the two lots closest to the Tully/Standiford intersection which may be open between 7 a.m. and midnight of each day, unless a use permit is obtained from the Board of Zoning Adjustment, in accordance with the provisions of Article 20 of Chapter 2 of Title X of the Modesto Municipal Code, after a public hearing to permit one or more businesses to open for additional business hours.
23. That all signs shall comply with the sign requirements of the H-1 zone.

D. Conditions 24 to 26 Shall be Applicable to the 2.13 Acre Professional Office Area Only.

24. That only those uses specifically permitted in the Professional Office P-0 Zone shall be permitted to locate within this area of the P-D Zone.
25. 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 Public Works.
26. That all signs shall comply with the sign requirements of the P-0 Zone.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D (172) :

That the construction program begin on or before January 1, 1979 and the entire project be completed not later than January 1, 1981.

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 reclassifying the above-described property to Planned-Development Zone, P-D (172) 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 October, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Vice Mayor Mensinger

NOES: Councilmembers: Dunlap, Siefkin

ABSENT: Councilmembers: Mayor Davies

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. Kelly
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1077

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 8-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (RULE DEVELOPMENT)

WHEREAS, on October 17, 1977, the City Council introduced Ordinance No. -C.S. giving approval to an amendment to Section Map 8-3-9 of the Zoning Map to reclassify certain property from Medium Density Residential Zone, R-2, to Planned Development Zone, P-D(172), and

WHEREAS, the City Council certifies that it reviewed and considered the Final Environmental Impact Report in regard to the environmental impact of the commercial and professional office portions of the project and has reviewed the findings of the Environmental Assessment Committee which resulted in a negative declaration as to the 236-unit residential complex.

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

1. That there are no serious environmental impacts associated with the project.
2. That any significant effect on vehicular traffic will be mitigated by shared driveways and on-site accessways.
3. That specific economic, social, and other considerations make infeasible any other mitigation measure or project alternatives.

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 relating to an amendment to Section Map 8-3-9 of the Zoning Map to reclassify certain property from Medium Density Residential Zone, R-2, to Planned Development Zone, P-D(172).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of October, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Vice Mayor
Mensingher

NOES: Councilmembers: Dunlap, Siefkin

ABSENT: Councilmembers: Mayor Davies

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. 77-1078

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 7-3-9 OF THE ZONING MAP TO REZONE FROM R-1 TO P-O PROPERTY LOCATED ON THE WEST SIDE OF TULLY ROAD AND ON THE NORTH SIDE OF HIGBEE DRIVE (JOHN PAOLUCCIO)

WHEREAS, on October 17, 19 77, the City Council adopted Ordinance No. 1657-C.S. giving approval to a project relating to an amendment to Section 7-3-9 of the Zoning Map to rezone certain property located thereon from Low Density Residential Zone, R-1, to Professional Office Zone, P-O, 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 delcaration 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 7-3-9 of the Zoning Map to rezone certain property located thereon from Low Density Residential Zone, R-1, to Professional Office Zone, P-O,

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of October, 19 77, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Siefkin, Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

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. 77- 1079

A RESOLUTION GRANTING AN UNCLASSIFIED USE PERMIT TO THE BIG VALLEY GRACE COMMUNITY CHURCH FOR UTILIZATION OF CHURCH FACILITIES FOR A PAROCHIAL SCHOOL, PROPERTY LOCATED AT THE NORTHEAST CORNER OF COLUMBINE DRIVE AND STANDIFORD AVENUE.

WHEREAS, a verified application for an Unclassified Use Permit to allow utilization of church facilities for a parochial school for a maximum of 160 students serving kindergarten through the sixth grade on property located at northeast corner of Columbine Drive and Standiford Avenue was filed by the Big Valley Community Church on July 21, 1977, and

WHEREAS, Article 14 and Article 21 of Title X of the Modesto Municipal Code establishes the requirement and the procedure for obtaining an Unclassified Use Permit for educational institutions, and

WHEREAS, said application was set for public hearing before the Planning Commission in the Council Chambers located in the City Hall, 801 - 11th Street, in the City of Modesto on September 6, 1977, and

WHEREAS, thereafter, upon the evidence, both oral and documentary, taken and introduced at said hearing, the Planning Commission adopted Resolution No. 77-166, recommending to the Council that an Unclassified Use Permit be granted to the Big Valley Grace Community Church to allow utilization of church facilities for a parochial school for a maximum of 160 students serving kindergarten through the sixth grade on property located at the northeast corner of Columbine Drive and Standiford Avenue in the City of Modesto, for the reasons and subject to the conditions set forth in Planning Commission Resolution No. 77-166, a copy of which is attached hereto, marked Exhibit "A", and by this reference made a part hereof as though set forth in full herein, 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, at 4:20 o'clock p.m. on October 17, 1977, 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 of environmental impact of the subject Unclassified Use Permit, and

WHEREAS, said hearing was held before the Council on October 17, 1977, at the above time and place, and evidence, both oral and documentary, was taken and introduced at said hearing, and the Council found and determined that the granting of an Unclassified Use Permit to allow utilization of church facilities for a parochial school for a maximum of 160 students serving kindergarten through the sixth grade on property located at the northeast corner of Columbine Drive and Standiford Avenue in the City of Modesto, is required by public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 77-166 adopted on September 6, 1977, a copy of which is attached hereto marked Exhibit "A", and made a part hereof as though set forth in full herein,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that an Unclassified Use Permit be granted to the Big Valley Grace Community Church to allow utilization of church facilities for a parochial school for a maximum of 160 students serving kindergarten through the sixth grade on property located at the northeast corner of Columbine Drive and Standiford Avenue in the City of Modesto, subject to the following conditions:

1. That all development be in accordance with the plan titled, "Classroom Addition for Big Valley Grace Community Church" as amended in red on its face, stamped approved by the Planning Commission on September 6, 1977, and on file in the office of the Director of Planning and Community Development.
2. That prior to the issuance of the building permit, a landscape and irrigation plan shall be submitted and approved by both the Director of Planning and Community Development and the Director of Parks and Recreation. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved landscape and irrigation plan. Irrigation shall be by underground sprinkler system.
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 all parking and driveway areas shall be improved in accordance with City standards, including the provisions of sections 10-2.1801, 10-2.1804 and 10-2.1808 of the Modesto Municipal Code. All drainage shall be disposed of on site and all drainage facilities shall be provided in accordance with the requirements of the Director of Public Works.
5. That all trash shall be maintained within enclosed trash areas in locations subject to the approval of the Director of Planning and Community Development. Said trash enclosures shall be constructed six feet high of the same building materials used in the main building or of solid decorative masonry as determined by the Director of Planning and Community Development, except that they shall have solid doors to be kept closed at all times.
6. That prior to the issuance of a building permit for any development, the applicant shall submit street light installation plans prepared by a registered civil engineer for approval by the City Engineer.
7. Prior to the occupancy of the new construction as shown on the approved development plan, the applicant shall install one street light on Columbine Drive and one street light on Standiford Avenue, in accordance with the street installation plans approved by the City Engineer.
8. That the applicant shall record with the County Recorder of Stanislaus County a notice in the form approved by the City of Modesto that this unclassified use permit has been issued and that it contains conditions affecting the use of the above described properties. (Copies of the approved form are available at the Modesto Planning and Community Development Department.
9. That the parochial school shall serve a maximum of 160 students.
10. That the playground area shall be fenced with a 6-foot high chainlink fence prior to commencement of the use of the site for school purposes.

BE IT FURTHER RESOLVED that failure to comply with the conditions set forth above 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 17th day of October, 1977, by Councilmember Kullijian, 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: Dunlap; Elliott, Kullijian, Lang, Siefkin, Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

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. 77-1080

A RESOLUTION GRANTING THE APPEAL OF DENNIS E. WILSON OF MID VALLEY ENGINEERING, FILED ON BEHALF OF DR. MILTON C. DAVID, TO THE FINDING BY THE ENVIRONMENTAL ASSESSMENT COMMITTEE OF THE CITY OF MODESTO THAT AN ENVIRONMENTAL IMPACT REPORT IS NECESSARY ON DR. MILTON C. DAVID'S APPLICATION DATED AUGUST 18, 1977, FOR AN AMENDMENT TO THE ZONING MAP TO PREZONE TO PLANNED DEVELOPMENT ZONE (P-D) AND MEDIUM HIGH DENSITY RESIDENTIAL ZONE, R-3; OVERRULING THE DECISION OF THE ENVIRONMENTAL ASSESSMENT COMMITTEE REQUIRING AN ENVIRONMENTAL IMPACT REPORT; AND ALLOWING DR. MILTON C. DAVID TO PROCEED WITH HIS APPLICATION FOR AN AMENDMENT TO THE ZONING MAP TO PREZONE TO PLANNED DEVELOPMENT ZONE, (P-D) AND MEDIUM HIGH DENSITY RESIDENTIAL ZONE, R-3, PROPERTY LOCATED AT THE SOUTHWEST CORNER OF DALE ROAD AND PELANDALE AVENUE.

WHEREAS, an application dated August 18, 1977, for an amendment to the Zoning Map to prezone to Planned Development Zone (P-D) and Medium High Density Residential Zone, (R-3), property located at the southwest corner of Dale Road and Pelandale Avenue, was filed with the Planning Commission by Dr. Milton C. David, and

WHEREAS, said application for an amendment to the Zoning Map to prezone to Planned Development Zone, (P-D), and Medium High Density Residential Zone, R-3, was referred to the Environmental Assessment Committee of the City of Modesto, which Committee found and determined that an Environmental Impact Report was required on the requested rezoning for Planned Development Zone, (P-D), and Medium High Density Residential Zone, R-3, because the rezoning could conflict with or cause a change in land use not anticipated by the General Plan and the approved neighborhood zoning and development plan, and

WHEREAS, on September 16, 1977, Dennis E. Wilson of Mid Valley Engineering, on behalf of Dr. Milton C. David, filed an appeal to the finding of the Environmental Assessment Committee with the City Clerk of the City of Modesto, which appeal was set for a public hearing by the City Council on October 17, 1977, at 4:25 o'clock p. m., at which time the Council found and determined that said appeal to the finding by the Environmental Assessment Committee that an Environmental Impact Report is required on said application for rezoning to Planned Development Zone, P-D, and Medium High Density Residential Zone, R-3, should be granted, and that an Environmental Impact Report is not required to be filed for the proposed project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby grants the appeal of Dennis E. Wilson of Mid Valley Engineering, filed on behalf of Dr. Milton C. David, to the decision of the Environmental Assessment Committee of the City of Modesto which found that

an Environmental Impact Report was necessary on Dr. Milton C. David's application dated August 18, 1977, for an amendment to the Zoning Map to prezone to Planned Development Zone, P-D, and Medium High Density Residential Zone, R-3, property located at the southwest corner of Dale Road and Pelandale Avenue.

BE IT FURTHER RESOLVED that an Environmental Impact Report is not required on the application of Dr. Milton C. David for an amendment to the Zoning Map to prezone to Planned Development Zone, (P-D) and Medium High Density Residential Zone, R-3, because the proposed project will not conflict with or cause a change in land use not anticipated by the General Plan and the approved neighborhood zoning and development plan for the following reasons:

1. Growth probably will not result beyond the current sewer service area (urban area of General Plan) because of complementary City and County urban/rural policies as contained in their General Plans.
2. A neighborhood shopping center is a result of housing and follows subdivision development. It does not draw urban development.
3. While the neighborhood shopping center is not indicated on the General Plan, the application meets General Plan text criteria. Without passing on the zoning merits of the project or its timing, from an environmental review standpoint, a negative declaration is sufficient.

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to file a certified copy of this resolution with the Stanislaus County Clerk as a negative declaration that the proposed rezoning will not have a significant effect on the environment and to publish a notice thereof one time in the Modesto Bee. Anyone wishing to respond to the finding of a negative declaration may do so within fifteen (15) days of the date of the filing of this resolution with the Stanislaus County Clerk. This response must be in writing and filed with the City Clerk, City of Modesto, P. O. Box 642, Modesto, California, 95353, and shall name the project as "Rezoning to Planned Development Zone, P-D, to Include a Neighborhood Shopping Center, and Medium High Density Residential Zone, R-3, for Apartments" and the date of filing this resolution with the Stanislaus County Clerk.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of October, 1977, by Councilmember Kullijian, 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: Dunlap, Elliott, Kullijian, Lang

NOES: Councilmembers: Siefkin, Vice Mayor Mensinger

ABSENT: Councilmembers: Mayor Davies

(SEAL)

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

APPROVED AS TO FORM:

Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77- 1081

A RESOLUTION ESTABLISHING CONDITIONS FOR ISSUING
ENCROACHMENT PERMITS TO PLACE NEWSPAPER RACKS IN
SIDEWALK-PLANTING STRIPS.

WHEREAS, from time to time the City of Modesto receives requests for permission to place newspaper racks in sidewalk-planting strips, and

WHEREAS, Section 7-1.104 of the Modesto Municipal Code authorizes the Director of Public Works to issue such permits in accordance with conditions established by the City Council,

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

SECTION 1. DEFINITION OF "SIDEWALK-PLANTING STRIP". "Sidewalk-Planting Strip" shall mean that portion of the street between the property line and the curb line.

SECTION 2. GRANTING OF PERMITS. The Director of Public Works is hereby authorized to issue permits for placing newspaper racks in sidewalk-planting strips to applicants therefor subject to the conditions set forth in this resolution. All such applications shall be in accordance with Section 7-1.104(c) and Section 7-1.106 of the Modesto Municipal Code and shall be approved or denied by the Director of Public Works subject to the conditions hereinafter specified.

SECTION 3. CONDITIONS. The issuing of permits for placing newspaper racks in sidewalk-planting strips in the City shall be granted subject to each of the conditions herein set forth, which conditions permittee agrees by acceptance of the permit to faithfully perform, to wit:

(a) Permittee, his successors, and assigns, shall comply with all laws of the City and the State of California.

(b) Permittee, his successors and assigns, during the term of the permit shall indemnify and save the City and its officers, employees and agents free and harmless from any and all damages, costs and charges of any kind or character arising out of, relating to or in any way connected with the exercise of the rights granted by the permit.

(c) Permittee shall provide and keep in force during the life of the permit a policy of public liability and property damage insurance as required by Section 7-1.109 of the Modesto Municipal Code.

(d) Permittee shall obtain written permission from the person or persons who own, lease or otherwise occupy the property or properties in front of which permittee desires to place a newspaper rack.

(e) A permit shall not be granted for placing a newspaper rack in a location that will create a hazard, or danger to, or unduly inconvenience the public using the sidewalk-planting strip.

(f) Permittee shall securely fasten all newspaper racks covered by the permit in such a manner that they cannot be relocated by unauthorized persons.

(g) Permittee shall maintain all newspaper racks covered by the permit in a safe and slightly condition at all times.

SECTION 4. INSPECTION FEE. Inspection fees shall be charged in accordance with a schedule of fees approved by the Council from time to time by resolutions and on file in the offices of the City Clerk and Director of Public Works.

SECTION 5. REVOCATION OF PERMIT. The Council of the City of Modesto reserves the right at any time to revoke any permit issued under the authority of this resolution.

SECTION 6. FURNISHING PERMITS. The Director of Public Works shall furnish each permittee with a copy of the permit, setting forth the terms and conditions which apply to the placing of newspaper racks in sidewalk-planting strips in the City. Each permittee shall be required to sign a copy of the permit which shall be maintained on file in the Public Works Department, and no right shall be conferred by any permit authorized under this resolution until said written consent to the terms and conditions of the permit is executed.

SECTION 7. REPEALS. Resolution No. 69-661 adopted by the Council on July 22, 1969, is hereby rescinded.

SECTION 8. EFFECTIVE DATE. This resolution shall become effective on and after December 1, 1977.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of October 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Siefkin, Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers Mayor Davies

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. 77-1082

A RESOLUTION ADOPTING A SCHEDULE OF FEES IN CONNECTION WITH ENCROACHMENT PERMITS AND INSPECTIONS REQUIRED BY THE CITY OF MODESTO.

WHEREAS, Section 4-3.08 of the Modesto Municipal Code provides that fees for house moving investigations and house moving permits required by the City of Modesto shall be in accordance with a schedule of fees approved by the City Council from time to time by resolutions and on file in the offices of the City Clerk and the Chief Building Official, and

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 for 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 resolutions and on file in the offices of the City Clerk and Director of Public Works, 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 resolutions and on file in the offices of the City Clerk and Director of Public Works, 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 resolutions and on file in the offices of the City Clerk and Director of Public Works, 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 resolutions and on file in the offices of the City Clerk and the Director of Public Works, 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 on file in the offices of the City Clerk and the Director of Public Works, 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 resolutions and on file in the offices of the City Clerk and Director of Public Works, and

WHEREAS, it is the desire of the City Council of the City of Modesto to adopt a Schedule of Fees to be charged by the City of Modesto in accordance with 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 following Schedule of Fees is hereby adopted providing for work or inspections performed by the City of Modesto in connection with encroachment permits:

SCHEDULE OF ENCROACHMENT PERMIT FEES

<u>TYPE OF PERMIT</u>	<u>BASIC INSP.</u>	<u>STAKING⁽¹⁾</u>	<u>PAVING⁽¹⁾</u>
1. Curbs	\$ 5.00/lot	0.30/1.f.	by City
2. Sidewalks	5.00/lot	---	---
3. Approaches	5.00/lot	---	by City
4. Sewer Services	10.00/lot	---	1.75/s.f.
5. Sewer Laterals ⁽²⁾	0.20/1.f.	0.30/1.f.	1.75/s.f.
6. Newspaper Racks	5.00/ea.	---	---
7. Storm Drains (through the curb)	5.00/ea.	---	---
8. Utilities, Major ⁽³⁾ Construction	10.00/block	---	1.75/s.f.
9. Utilities, Services ⁽³⁾ or Repair	5.00/ea. ⁽⁴⁾	---	1.75/s.f.
10. Variances	20.00/ea.	---	---
11. Street Closures (temporary)	50.00/ea.	---	---
12. Street Lights	10.00/ea.	---	---
13. Rock Wells or Storm Drain Connections	10.00/ea.	---	---
14. Street Paving	10.00/lot	---	---
15. Parcel Map Improvements	20.00/lot	---	---
16. House Moving	5.00/ea.	---	---

(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 \$0.20/1.f.

(3) Utility relocation required for City projects is not subject to a charge.

(4) Public utility companies may pay an annual \$100 fee in lieu of the \$5.00 fee for each permit for services or repair.

Permits are required for all work done in all public rights of way, including public utility easements.

BE IT FURTHER RESOLVED that this resolution supersedes any other resolution or resolutions heretofore enacted pursuant to the provisions of Sections 4-3.08, 5-6.08, 7-1.108, 7-2.14, 7-2.22 and 7-2.27 of the Modesto Municipal Code.

BE IT FURTHER RESOLVED that this resolution shall become effective on and after December 1, 1977.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of October, 1977, by Council-member Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

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. 77-1083

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR
PLANNED-DEVELOPMENT ZONE, P-D(169). (STONE BROS.)

WHEREAS, a verified application for an amendment to Section 9-3-9 of the Zoning Map was filed by Stone Bros., on July 15, 1977, 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 Block 12445 in Sylvan Meadows, according to the Official Map thereof filed for record in Volume 24 of Maps at Page 55, Stanislaus County records; thence South 89° 16' East along the South line of said Sylvan Meadows a distance of 1070.65 feet; thence South 0° 48' East 204.07 feet; thence North 89° 16' West 1070.61 feet to a point on the West line of said Southeast Quarter of the Northeast Quarter of Section 9; thence North 0° 48' 40" West along said West line 204.08 feet to the point of beginning.

Containing 5.01 acres (gross)

WHEREAS, after public hearing held on August 16, 1977, 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 reason:

That the proposed rezoning from R-1 to P-D to allow a one and two-story zero lot line single-family subdivision is required by public necessity, convenience, and general welfare because this development has been determined to be an R-1 density and provides an alternate housing type as called for in the Modesto Urban Area General Plan.

and

WHEREAS, after a public hearing held on October 10, 1977, and further consideration on October 17, 1977, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Stone Bros. for a Planned-Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reason set forth by the Planning Commission in its Resolution No. 77-152 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 1660 -C.S. on the 17th day of October, 1977, reclassifying the above-described property from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D(169),

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(169), is hereby approved in accordance with the plans titled, "Proposed Zone Change, Proposed P-D 44 Lots", and "Planned Development Stone Bros. and Associates, Modesto, Calif.", as amended in red on their faces, stamped approved by the Planning Commission on August 16, 1977, and on file in the office of the Director of Planning and Community Development, subject to the following conditions:

1. That all development shall be in accordance with the plans referred to above with 4' minimum side and rear yards and a 3' minimum setback from street right-of-way for any fencing.
2. That prior to the issuance of a building permit for any structure, a subdivision map shall be recorded in accordance with Chapter 4 of Title IV of the Modesto Municipal Code.
3. That all parking and driveway areas be improved in accordance with City standards including the provisions of Sections 10-2.1801, 10-2.1804 and 10-2.1808 of the Municipal Code. The drainage facilities for the parking area shall be approved by the Director of Public Works.
4. That all landscaping, fences, and walls shall be maintained and that the premises shall be kept free of weeds, trash, and other debris.
5. That the development shall be connected with the City water and sanitary sewer facilities in accordance with the requirements of the Director of Public Works.
6. That all utilities shall be underground including TV reception facilities--no antennas shall be permitted.
7. That any signs within the entire P-D Zone shall comply with the R-1 Zone sign provisions.
8. That building plans for the patio homes shall indicate a standard detail for adequate storage for garbage and garden refuse. Said storage areas shall be screened from view from any public street and shall be subject to approval of the Director of Planning and Community Development. Each garden patio home shall have such a storage unit provided in accordance with the plans approved by the Director of Planning and Community Development.
9. That a solid six-foot high decorative masonry pilaster and redwood or grapestake or board fence shall be constructed along the east and west boundaries of the subject property, which fences shall be completed prior to occupancy of any dwellings adjacent to the fence.
10. That the two cul-de-sac streets shall be developed with 50-foot rights-of-way and shall be constructed in accordance with standard City of Modesto specifications.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D(169):

That the entire construction program be accomplished in one phase, construction to begin on or before December 31, 1980, and completion to be not later than December 31, 1981.

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 reclassifying the above-described property to Planned-Development Zone, P-D(169) 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 October, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Siefkin, Vice Mayor Mensinger
- NOES: Councilmembers: None
- ABSENT: Councilmembers: Mayor Davies

ATTEST:

Norrine Coyle
~~NOBBY COYLE, City Clerk~~
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. Sawyer
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1084

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. (STONE BROS.)

WHEREAS, on October 17, 1977, the City Council introduced Ordinance No. 1660 and Ordinance No. 1661 giving approval to a project relating to an amendment to Section Map 9-3-9 of the Zoning Map of the City of Modesto, reclassifying certain property located thereon from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D(169), Medium Density Residential Zone, R-3, and Professional Office Zone, P-O, 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 delcaration 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, reclassifying certain property located thereon from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D(169), Medium Density Residential Zone, R-3, and Professional Office Zone, P-O

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of October, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Siefkin, Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

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. 77-1085

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE
OF ONE WORD PROCESSING SYSTEM FROM THE A. B. DICK COMPANY

BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of one word processing system to be used by Management Services Records Center is hereby waived.

BE IT FURTHER RESOLVED that purchase of one word processing system from the A. B. Dick Company for a total price of \$9,764.72 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 October, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST:



NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1086
LETTER

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND ANNA BROWN TO HARVEST BLACK WALNUTS ON CITY OF MODESTO PROPERTY ALONG THE TUOLUMNE RIVER BETWEEN CONEJO AVE. AND MITCHELL RD. IN THE TUOLUMNE RIVER REGIONAL PARK, WHITMORE PARK ON COLLEGE & BOWEN AVES, IN BEARD BROOK PARK ON MORTON BLVD., & MANCINI PARK RIVER BOTTOM

BE IT HEREBY RESOLVED by the Council of the City of Modesto
letter

that the/agreement between the City of Modesto and Anna Brown

for harvesting black walnuts on City of Modesto property along the Tuolumne River Regional Park, Whitmore Park on College & Bowen Aves, in Beard Brook Park on Morton Blvd., and Mancini Park river bottom off River Road

be, and it is hereby approved.


BE IT FURTHER RESOLVED that the execution of said/agreement
letter

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 October , 1977, by Councilmember Dunlap , 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:	Dunlap, Elliott, Kullijian, Lang, Siefkin, Vice Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Davies

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1087

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ANNA BROWN TO HARVEST ENGLISH WALNUTS ON CITY PROPERTY LOCATED AT DRYDEN PARK MUNICIPAL GOLF COURSE, ROOSEVELT PARK, AT CITY PUMP STATION NO. 14 ON VIRGINIA AVE., THE CITY PUMP STATION ON EMERALD AVE, SMALL PARCEL ON THE SOUTH SIDE OF TUOLUMNE RIVER NEAR 9TH STREET BRIDGE APPROACH, MANCINI PARK PROPERTY AT 1204 RIVER ROAD, AND APPROXIMATELY 3+ ACRES AT THE NORTHEAST CORNER OF LEGION PARK DRIVE AND SANTA CRUZ AVE.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the letter agreement between the City of Modesto and Anna Brown for harvesting English walnuts on City property located at Dryden Park Municipal Golf Course, Roosevelt Park, at City Pump Station No. 14 on Virginia Ave., the City Pump Station on Emerald Ave., small parcel on the south side of Tuolumne River near 9th Street bridge approach, Mancini Park property at 1204 River Road, and approximately 3+ acres at the northeast corner of Legion Park Drive and Santa Cruz Ave. (complete harvest and pay to the City by December 15, 1977, 35% of the gross revenue for the crop) 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 October, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1088

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED
TERRITORY FROM THE SALIDA
FIRE PROTECTION DISTRICT IN STANISLAUS COUNTY.

WHEREAS, a portion of the Salida
Fire Protection District in Stanislaus County was annexed to the
City of Modesto as Standiford-Snyder Addition
by Ordinance No. 1629-C.S. adopted on July 25,
1977, and said addition officially became a part of the City of
Modesto on September 20, 1977, 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 Salida
Fire Protection District in Stanislaus County. Said withdrawal to
be effective at 12:00 midnight on December 31, 77.

BE IT FURTHER RESOLVED that the City Clerk be, and he 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 17th day of October, 1977, by Councilman Dunlap, who moved its adoption, which motion being duly seconded by Councilman Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Vice Mayor Mensinger
NOES: Councilmen: None
ABSENT: Councilmen: Mayor Davies

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 Ross Campbell
Public Works Department

PK

All that real property in the State of California, County of Stanislaus, being a portion of the Northeast quarter of Section 12, Township 3 South, Range 8 East, and the Northwest quarter of Section 7, 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 STANDIFORD-CARVER NO. 1 ADDITION (320), as per description filed September 12, 1974, as Instrument 10197, Stanislaus County Records;

1. thence along the existing City Limits South $0^{\circ} 42' 30''$ East, 1728.00 feet, to the center line of 40' Standiford Avenue;
2. thence along the center line of Standiford Avenue, North $88^{\circ} 55' 20''$ West, 1317.89 feet, to the West line of Section 7;
3. thence along said West line of Section 7, North $0^{\circ} 42' 30''$ West, 1005.28 feet, to the Southeastern corner of that property conveyed to Norman J. Winsor and Lola Jean Winsor as described in deed recorded in Volume 2825 of Official Records, Page 460, Stanislaus County Records;
4. thence along the Southern line of said Winsor property, South $89^{\circ} 00' 00''$ West 530.64 feet.
5. thence along the Western line of said Winsor property, North $0^{\circ} 42' 30''$ West, 1641.82 feet, to the North line of Section 12;
6. thence along the North line of Section 12, North $89^{\circ} 00' 00''$ East, 530.64 feet, to the Northwest corner of Section 7, Township 3 South, Range 9 East, Mount Diablo Base and Meridian;
7. thence along the North line of Section 7, South $88^{\circ} 47' 00''$ East, 1397.70 feet;
8. thence South $1^{\circ} 21' 30''$ West, 505.72 feet;
9. thence along a tangent curve concave to the Northwest, having a Radius of 571.67 feet, a Central Angle of $24^{\circ} 49' 22''$, and an Arc Length of 247.67 feet, to a point from which a radial line bears North $63^{\circ} 49' 08''$ West;
10. thence along a non tangent line, South $0^{\circ} 42' 30''$ East, 169.90 feet, to the point of beginning, containing 101.040 Acres, more or less.

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

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1089

A RESOLUTION DETERMINING THAT THE PUBLIC INTEREST AND CONVENIENCE REQUIRE THAT 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. (STANDIFORD-SNYDER ADDITION)

WHEREAS, there has been annexed to the City of Modesto on September 20, 1977, certain territory known as Standiford-Snyder Addition, and

WHEREAS, the inclusion of the area contained in Standiford-Snyder Addition 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 Standiford-Snyder Addition (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. 164.

SECTION 4. The Council hereby declares that the area proposed to be annexed to the district will be benefited by such annexation.

SECTION 5. Monday, December 5, 1977, at the hour of 4:00 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 judgment 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. 164.

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) 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) The northwest corner of the Annexation at the south half of Snyder Avenue.
- (2) The Northeast corner of the Annexation at the south half of Snyder Avenue.
- (3) The southeast corner of the Annexation at the north half of Standiford Avenue.

Said posting shall be made not earlier than the sixtieth (60th) nor later than the thirtieth (30th) day prior to the date fixed for the hearing. Not earlier than sixty (60) 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 shown upon such roll, or (b) as such owner is otherwise known to the City Clerk 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. 164, 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 17th day of October, 1977, by Councilman Dunlap, who moved its adoption, which motion being duly seconded by Councilman Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Vice Mayor Mensinger

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

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 Paul Campbell
Public Works Department

STANDIFORD-SNYDER ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northeast quarter of Section 12, Township 3 South, Range 8 East, and the Northwest quarter of Section 7, 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 STANDIFORD-CARVER NO. 1 ADDITION (320), as per description filed September 12, 1974, as Instrument 10197, Stanislaus County Records;

1. thence along the existing City Limits South $0^{\circ} 42' 30''$ East, 1728.00 feet, to the center line of 40' Standiford Avenue;
2. thence along the center line of Standiford Avenue, North $88^{\circ} 55' 20''$ West, 1317.89 feet, to the West line of Section 7;
3. thence along said West line of Section 7, North $0^{\circ} 42' 30''$ West, 1005.28 feet, to the Southeastern corner of that property conveyed to Norman J. Winsor and Lola Jean Winsor as described in deed recorded in Volume 2825 of Official Records, Page 460, Stanislaus County Records;
4. thence along the Southern line of said Winsor property, South $89^{\circ} 00' 00''$ West 530.64 feet.
5. thence along the Western line of said Winsor property, North $0^{\circ} 42' 30''$ West, 1641.82 feet, to the North line of Section 12;
6. thence along the North line of Section 12, North $89^{\circ} 00' 00''$ East, 530.64 feet, to the Northwest corner of Section 7, Township 3 South, Range 9 East, Mount Diablo Base and Meridian;
7. thence along the North line of Section 7, South $88^{\circ} 47' 00''$ East, 1397.70 feet;
8. thence South $1^{\circ} 21' 30''$ West, 505.72 feet;
9. thence along a tangent curve concave to the Northwest, having a Radius of 571.67 feet, a Central Angle of $24^{\circ} 49' 22''$, and an Arc Length of 247.67 feet, to a point from which a radial line bears North $63^{\circ} 49' 08''$ West;
10. thence along a non tangent line, South $0^{\circ} 42' 30''$ East, 169.90 feet, to the point of beginning, containing 101.040 Acres, more or less.

(SEAL)

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 October 17, 1977, 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 Councilman Dunlap, seconded by Councilman Lang, and adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijan, Lang,
Siefkin, Vice Mayor Mensinger

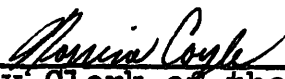
NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

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: October 18, 1977



City Clerk of the City of Modesto,
California
NORRINE COYLE

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1090

A RESOLUTION APPROVING ADDENDUM, WARNING AND EVACUATION PROCEDURES, TO THE DAM FAILURE JOINT CONTINGENCY PLAN FOR STANISLAUS COUNTY, CITIES AND IRRIGATION DISTRICTS WITHIN THE COUNTY

WHEREAS, by Resolution No. 77-225 adopted by the Modesto City Council on February 22, 1977, the "Stanislaus County Dam Failure Joint Contingency Plan" involving Stanislaus County, Cities and Irrigation Districts within Stanislaus County was approved in the event of the failure of Don Pedro and/or Tulloch Dams; and

WHEREAS, excluded at the time were the warning and evacuation procedures because they hadn't been formulated; and

WHEREAS, warning and evacuation procedures have now been developed by a planning group consisting of representatives of all the affected jurisdictions; and

WHEREAS, a copy of said addendum, warning and evacuation procedures, is on file in the office of the City Clerk.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the addendum, warning and evacuation procedures, to the Dam Failure Joint Contingency Plan for Stanislaus County, Cities and Irrigation Districts within the City, August 1977, 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 October, 1977, by Councilmember Dunlap, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1091

A RESOLUTION AUTHORIZING EXCESS HEAD REST FUNDS FROM FISCAL YEAR
1976-77 BE USED TO PURCHASE OFFICE EQUIPMENT

WHEREAS, the City of Modesto provided \$20,000 to Head Rest, Inc.
for the funding of drug abuse programs in fiscal year 1976-77; and

WHEREAS, Headrest, Inc. realized a surplus of \$688.73 at the end
of fiscal year 1976-77; and

WHEREAS, Headrest, Inc. has requested that the surplus amount be
utilized to purchase office equipment for Head Rest, Inc.; and

WHEREAS, the City Council finds the request worthwhile utiliza-
tion of those funds.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City
of Modesto, that approval of Head Rest, Inc. request to utilize the
\$688.73 surplus funds from the 1976-77 budget for office equipment
be approved.

BE IT FURTHER RESOLVED that the City Clerk of Modesto will for-
ward a copy of this resolution to Head Rest, Inc. informing of the
Council action.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 17th day of October,
1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST: *Norrine Coyne*
NORRINE COYNE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1092

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND OTILIA MORALES FOR SEWER SERVICE TO PROPERTY OUTSIDE THE CITY AT 711 LOMBARDO AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Otilia Morales for sewer service to property outside the City at 711 Lombardo 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 October, 1977, by Councilmember Dunlap, 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:	Dunlap, Elliott, Kullijian, Lang, Siefkin, Vice Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Davies

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1093

A RESOLUTION OF THE MODESTO CITY COUNCIL PROTESTING
THE EXECUTION OF AN OPEN SPACE CONTRACT APPLICATION
NO. 78-3099 (THOMAS AND DIANE SUTTER)

WHEREAS, an Open Space Contract Application has been referred
to the City of Modesto by the County of Stanislaus, and

WHEREAS, the effect of said application on the City of Modesto
has been fully considered, and

WHEREAS, the City staff has recommended that the City protest
the execution of said Open Space Contract,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City
of Modesto that it does hereby protest the execution of an Open Space Contract
on Application No. 78-3099 (Thomas and Diane Sutter).

BE IT FURTHER RESOLVED that this protest be filed with the
Stanislaus County Board of Supervisors and the Stanislaus County Local Agency
Formation Commission and the Local Agency Formation Commission is hereby
requested to hold a hearing and consider this protest as provided for in
Section 51243.5 of the Government 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 October,
1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST:

Norrine Coyle
NORRINE COYLE.

City Clerk

(SEAL)

APPROVED AS TO FORM:

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

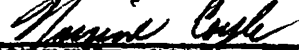
MODESTO CITY COUNCIL
RESOLUTION NO. 77-1095

A RESOLUTION SETTING TIME AND PLACE FOR HEARING THE PLANNING COMMISSION'S RECOMMENDATION FOR AMENDMENTS TO THE MUNICIPAL CODE AND THE STANDARD SPECIFICATIONS PERTAINING TO THE WIDTH OF COLLECTOR STREETS AT THEIR INTERSECTION WITH MAJOR STREETS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that November 21, 1977 , at 4:15 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 Planning Commission's recommendation for amendments to the Municipal Code and the Standard Specifications pertaining to the width of Collector Streets at their intersection with Major Streets.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of October , 1977, by Councilmember Dunlap , 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: Dunlap, Elliott, Kullijian, Lang, Siefkin, Vice Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: Mayor Davies

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1096

A RESOLUTION AMENDING SECTION B OF RESOLUTION NO. 75-866 ENTITLED "A RESOLUTION ESTABLISHING TERMS OF OFFICE AND PROCEDURES FOR THE CITIZENS HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE AND SUBCOMMITTEES."

WHEREAS, on August 25, 1975, the City Council adopted Resolution No. 75-866 entitled "A Resolution Establishing Terms of Office and Procedures for the Citizens Housing and Community Development Committee and Subcommittees", and

WHEREAS, the Council desires to amend Section B of said Resolution No. 75-866 relating to Committee and Subcommittee Membership Composition and Terms,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Section B of Resolution No. 75-866 entitled "A Resolution Establishing Terms of Office and Procedures for the Citizens Housing and Community Development Committee and Subcommittees" is hereby amended to read as follows:

"B. Committee and Subcommittee Membership Composition and Terms

The Committee and Subcommittee membership composition and terms of office shall be as follows:

1. Terms of Office

- a. There shall be a two term maximum for any person.
- b. Full terms shall be for four years.
- c. A partial term of two or more years shall be considered a full term.

2. Membership Composition

a. Citizens Housing and Community Development Committee

- Seat No. 1 - City Council Member
- Seat No. 2 - Chairperson of User Group Committee
- Seat No. 3 - Board of Supervisors Member
- Seat No. 4 - Planning Commissioner
- Seat No. 5 - Human Rights Commissioner or Citizen at Large
- Seat No. 6 - Citizen at Large
- Seat No. 7 - Chairperson of User Group Committee
- Seat No. 8 - Chairperson, Housing Maintenance and Counseling Subcommittee
- Seat No. 9 - Chairperson, Rehabilitation Loan Pool Subcommittee

b. Housing Maintenance and Counseling Subcommittee

- Seat No. 1 - City Council Member
- Seat No. 2 - Planning Commissioner
- Seat No. 3 - Human Rights Commissioner or Citizen at Large
- Seat No. 4 - Provider of Shelter
- Seat No. 5 - Provider of Services
- Seat No. 6 - User of Program (Renter of Assisted Housing Unit)
- Seat No. 7 - User of Program (Owner/Occupant of Assisted Housing Unit)

c. Rehabilitation Loan Pool Subcommittee

Seat No. 1 - City Council Member
Seat No. 2 - Human Rights Commissioner or Citizen at Large
Seat Nos. 3, 4, 5 - Representatives of Financial Institutions
Seat No. 6 - Provider of Shelter or Services
Seat No. 7 - User of Program (Renter of or Owner/Occupant of Assisted Housing Unit)"

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of October, 1977, by Councilmember Kullijian, 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: Dunlap, Elliott, Kullijian, Lang, Siefkin
Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

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. 77-1098

A RESOLUTION APPOINTING RAY PATTERSON, PRESIDENT OF THE MODESTO JUNIOR CHAMBER OF COMMERCE, AND MERLE MENSINGER, CHAIRMAN OF THE DOWNTOWN IMPROVEMENT DISTRICT ADVISORY BOARD, TO THE MODESTO COMMUNITY CENTER CITIZENS COMMITTEE

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 that the following persons are hereby appointed to the Modesto Community Center Citizens Committee:

Ray L. Patterson 4212 Windgate Drive Denair, CA 95316	Junior Chamber of Commerce	523-2230 (ans. Serv) 632-2853 (home)
Merle Mensinger, Jr. 2158 Parkridge Dr. Modesto, CA	D.I.D. Advisory Board	869-2136 (home)

The City Clerk is hereby directed to transmit a copy of this resolution to each newly appointed member of the Modesto Community Center Citizens Committee.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of October, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Siefkin, Vice Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Davies

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1099

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF BALL ANGLE VALVES FROM PIPELINE PRODUCTS IN AMOUNTS IN EXCESS OF \$3,500.00

BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of ball angle valves to be used for waterlines in new subdivisions is hereby waived.

BE IT FURTHER RESOLVED that purchase of ball angle valves from Pipeline Products in amounts in excess of \$3,500.00 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 October, 1977, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Siefkin , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1100

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE REROOFING AT THE MADDUX YOUTH CENTER, 615 SIERRA

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

SECTION 1. The plans and specifications for the reroofing at the Maddux Youth Center, 615 Sierra 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 8, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of October, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1101

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE CONSTRUCTION OF WATERLINE EXTENSION IN KANSAS AVENUE FROM FRANKLIN STREET TO BARIUM ROAD

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

SECTION 1. The plans and specifications for the construction of waterlines extension in Kansas Avenue from Franklin Street to Barium Rd. 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 8, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of October, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Kullijian

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1102

A RESOLUTION ACCEPTING THE BID OF ABC UNDERGROUND FOR CONSTRUCTION OF SEWER EXTENSION EAST OF POUST AVENUE IN PROPOSED CHAPPARAL PLACE

WHEREAS, Resolution No. 77-951, adopted by the Council of the City of Modesto on September 19, 1977, approved the plans and specifications for the construction of sewer extension east of Poust Ave. in proposed Chapparral Place and authorized the calling for bids, and

WHEREAS, the bids received for the construction of sewer extension east of Poust Ave. in proposed Chapparral Place were opened at 11:00 A.M. on October 4, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of ABC Underground in the amount of \$20,188.00 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of ABC Underground in the amount of \$20,188.00 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 24th day of October 1977, by Councilmember Kullijian, 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: Dunlap, Elliott, Kullijian, Lang,
Mensingher, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norma Cagle
NORMA CAGLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1103

A RESOLUTION ACCEPTING THE BID OF TEICHERT CONSTRUCTION FOR CONSTRUCTION OF THE EAST EXTENSION OF A BOX CULVERT AT DALE ROAD AND M.I.D. LATERAL #7

WHEREAS, Resolution No. 77-949, adopted by the Council of the City of Modesto on September 19, 1977, approved the plans and specifications for the construction of the east extension of a box culvert at Dale Road and M.I.D. Lateral #7 and authorized the calling for bids, and

WHEREAS, the bids received for the construction of the east extension of a box culvert at Dale Road and M.I.D. Lateral #7 were opened at 11:05 A.M. on October 11, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Teichert Construction in the amount of \$40,100

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Teichert Construction in the amount of \$40,100

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 October, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian

ATTEST:

Norrine Coyne
NORRINE COYNE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1104

A RESOLUTION ACCEPTING THE BID OF THE FLINTKOTE COMPANY FOR THE IMPROVEMENT OF HAHN DRIVE CROSSING AT M.I.D. LATERAL #7

WHEREAS, Resclution No. 77-948 , adopted by the Council of the City of Modesto on September 19, 1977 , approved the plans and specifications for the improvement of Hahn Drive crossing at M.I.D. Lateral #7

and authorized the calling for bids, and

WHEREAS, the bids received for the improvement of Hahn Drive crossing at M.I.D. Lateral #7

were opened at 11:00 A.M. on October 11, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of The Flintkote Co. in the amount of \$49,500

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of The Flintkote Co. in the amount of \$49,500

be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resclution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of October , 1977, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Siefkin , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian

ATTEST: *Norrine Coyne*
NORRINE COYNE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1105

A RESOLUTION ACCEPTING THE BID OF THE FLINTKOTE CO. FOR THE IMPROVEMENT OF ORANGEBURG AVENUE AT MODESTO IRRIGATION DISTRICT LATERAL #4

WHEREAS, Resolution No. 77-950, adopted by the Council of the City of Modesto on September 19, 1977, approved the plans and specifications for the improvement of Orangeburg Ave. at M.I.D. Lateral #4 and authorized the calling for bids, and

WHEREAS, the bids received for the improvement of Orangeburg Ave. at M.I.D. Lateral #4 were opened at 11:10 A.M. on October 11, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of The Flintkote Co. in the amount of \$96,284.25

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 Co. in the amount of \$96,284.25

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 October, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian

ATTEST: *Morrine Cyle*
MORRINE CYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1106

A RESOLUTION ACCEPTING THE BID OF W. GALE FISHER, INC. FOR CONSTRUCTION OF WATERLINES IN GLENBROOK, LAKEWOOD PARK AND PIONEER VILLAGE NO. 1

WHEREAS, Resolution No. 77-989, adopted by the Council of the City of Modesto on September 29, 1977, approved the plans and specifications for the construction of waterlines in Glenbrook, Lakewood Park and Pioneer Village No. 1

and authorized the calling for bids, and

WHEREAS, the bids received for the construction of waterlines in Glenbrook, Lakewood Park and Pioneer Village No. 1 were opened at 11:00 A.M. on October 18, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of W. Gale Fisher, Inc. in the amount of \$59,717.75

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of W. Gale Fisher, Inc. in the amount of \$59,717.75

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 October, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian

ATTEST: Marianne Coyle
MARRIANNE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1107

A RESOLUTION ACCEPTING THE BID OF BELL ROLL CAGE FOR THE PURCHASE OF SIX ROLL-OVER PROTECTION CAGES

WHEREAS, Resolution No. 77-938, adopted by the Council of the City of Modesto on September 12, 1977, approved the plans and specifications for the purchase of six roll-over protection cages

and authorized the calling for bids, and

WHEREAS, the bids received for the purchase of six roll-over protection cages were opened at 2:00 P.M. on October 11, 1977 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 Bell Roll Cage in the amount of \$4,847.26

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Bell Roll Cage in the amount of \$4,847.26

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 October, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1108

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND GREAT VALLEY TRAVEL CLUB, INC. TO CONDUCT A TRAVEL CLUB AT THE MODESTO CITY-COUNTY AIRPORT/HARRY SHAM FIELD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Great Valley Travel Club, Inc.

~~for~~ to conduct a travel club at the Modesto City-County Airport/
Harry Sham 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 24th day of October, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensing, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1109

EXTENSION OF

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND SELF-HELP ENTERPRISES FOR AN ADDITIONAL PERIOD OF ONE MONTH, NOVEMBER 1, 1977 TO NOVEMBER 30, 1977

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Self-Help Enterprises

for an additional period of one month, November 1, 1977 to November 30, 1977 at an additional cost not to exceed \$8,752.00

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 October, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTUON NO. 77-1110

A RESOLUTION EXPRESSING APPRECIATION TO SARAH JACKSON FOR SERVING
ON THE PERSONNEL COMMISSION

WHEREAS, Sarah Jackson was appointed as a member of the Personnel Commission on December 1, 1969 and served two full terms through October 10, 1977; and

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

NOW, THEREFORE, BE IT RESOLVED that the Council, on its own behalf, and on behalf of the Citizens of Modesto, hereby expresses its sincere appreciation to Sarah Jackson 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 24th day of October, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian

ATTEST:



NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1111

A RESOLUTION OF THE MODESTO CITY COUNCIL OFFERING
NO OBJECTION TO PROPOSED OPEN SPACE CONTRACT
APPLICATION NO. 78-3129 (CLIFFORD AND ESTHER HOLMES)

WHEREAS, an Open Space Contract Application has been referred to the
City of Modesto by the County of Stanislaus, and

WHEREAS, the effect of said application on the City of Modesto has been
fully considered, and

WHEREAS, the City staff has recommended that the Open Space Contract
Application not be opposed,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of
Modesto that it does not oppose Open Space Contract Application No. 78-3129,
(Clifford and Esther Holmes).

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 24th day of October, 1977,
by Councilmember Lang, who moved its adoption, which
motion being duly seconded by Councilmember Siefkin, was
upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian

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

(SEAL)

APPROVED AS TO FORM:
By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1112

A RESOLUTION OF THE MODESTO CITY COUNCIL OFFERING
NO OBJECTION TO PROPOSED OPEN SPACE CONTRACT
APPLICATION NO. 78-3141 (THOMAS McMANIS)

WHEREAS, an Open Space Contract Application has been referred to the
City of Modesto by the County of Stanislaus, and

WHEREAS, the effect of said application on the City of Modesto has been
fully considered, and

WHEREAS, the City staff has recommended that the Open Space Contract
Application not be opposed,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of
Modesto that it does not oppose Open Space Contract Application No. 78-3141,
(Thomas McManis).

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 24th day of October, 1977,
by Councilmember Lang, who moved its adoption, which
motion being duly seconded by Councilmember Siefkin, was
upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1113
LETTER

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
MODESTO AIRPORT TRAFFIC CONTROL TOWER AND EMPIRE FIRE DISTRICT
STATION FOR EMERGENCY SERVICE TO THE MODESTO CITY-COUNTY AIRPORT/
HARRY SHAM FIELD

BE IT HEREBY RESOLVED by the Council of the City of Modesto
letter
that the/agreement between the City of Modesto and Modesto Airport
Traffic Control Tower, and Empire Fire District Station
for emergency service to the Modesto City-County Airport/Harry Sham
Field
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said/agreement
letter
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
October , 1977, by Councilmember Lang , who moved
its adoption, which motion being duly seconded by Councilmember
Siefkin , was upon roll call carried and the resolution adopted
by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1114

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND GEORGE FREDRICKSON AND PHILLIP BRAVARD FOR THE LEASE OF A PORTION OF FIRE STATION NO. 5

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and George Fredrickson and Phillip Bravard for the lease of a portion of Fire, Station No. 5 (Lease to expire 10-31-78 - City will receive \$108 to pay for water and a \$25 rental charge) 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 October, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1115

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JOSEPH DE ANNA FOR THE LEASE OF THE FORMER DR. ANDERSON 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 Joseph De Anna for lease of the former Dr. Anderson property (19 acres) (Lease to expire 10-31-78 - rent to be \$400/yr) 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 October, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1116

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND HENRY GONI FOR THE LEASE OF A PORTION OF THE FORMER HOGIN 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 Henry Goni

for lease of a portion of the former Hogin property (25 acres) (Lease is for a three year term, expiring on 10-31-80 - City to receive 15% of the peach crop) 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 October, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1117

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND DONALD H. SCOTT AND MARGARET D. SCOTT FOR THE LEASE OF A PORTION OF THE FORMER MAXWELL 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 Donald H. Scott and Margaret D. Scott for the lease of a portion of the former Maxwell property (8 acres) (Lease to expires on 10-31-78 - City will receive 15% of all crops) 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 October, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1118

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND BASIC RESOURCES, INC. FOR RENTAL OF OFFICE SPACE TO ACCOMODATE PLANNING DEPARTMENT FOR FOUR MONTHS DURING CITY HALL RENOVATION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Basic Resources, Inc.

for rental of office space to accomodate Planning Department for four months during City Hall renovation (\$834.80/per mo. for approximately 1850 sq. ft. of floor space and one parking space) 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 October, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1119

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. 67-66 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 said Position Classification Plan, and

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

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

SECTION 1. The Position Classification Plan of the City of Modesto is hereby amended to revise the specifications for one position contained therein and hereinafter listed:

CLASSIFICATION

Office Services Supervisor

SECTION 2. The specifications for the classification listed above, as shown on the attached Exhibit "A" which are hereby made a part of this resolution by reference, are hereby approved and made a part of the Position Classification Plan and replace and supersede the specifications for said position which was previously a part of the Position Classification Plan.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of October, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

OFFICE SERVICES SUPERVISOR

DEFINITION

Under direction, to plan, organize, supervise and participate in the City's central duplicating unit; to supervise the sorting, distribution, and handling of mail, to supervise messenger delivery activities; to perform the most difficult and skilled work in the setting up and operating of offset duplicating and related equipment; to insure proper equipment maintenance; to supervise the operation of the City's vehicle pool; and to do related work as required.

EXAMPLES OF DUTIES

Plans, organizes and supervises the work of the central duplicating unit; plans procedures and steps of printing jobs; schedules work and insures the meeting of deadlines; supervises the proper running of machinery; trains employees in the use of offset presses and related equipment; sets up and operates offset duplicating equipment; performs periodic maintenance work and arranges for outside servicing of equipment; maintains an adequate inventory of supplies and materials; determines the operating budget and controls expenditures; establishes job priorities; maintains records of distribution of costs to departments; consults and advises on the purchase of replacement and new equipment for use in duplicating operations; insures the most economical operation of printing services; consults with other City personnel on printing needs and the planning of printing jobs; responsible for the proper binding, packaging, and shipping of materials; oversees the receiving, sorting, stamping, and distribution of mail; insures adequate and timely deliveries of mail, messages, and agenda; makes recommendations on the improvement of printing services; maintains list of employees who will be authorized to operate City pool vehicles; insures proper and expedient maintenance and repairs of vehicles by service yard; acts as a rescue person to operators regarding vehicle pool policy; insures that all travel logs are maintained.

DESIRABLE QUALIFICATIONS

Knowledge of:

Principles of layout and design of printing jobs;
Operation, uses, repair, and maintenance of duplicating and related equipment;
Methods of preparing plates and related materials;
Types of ink and paper stock;
General bindery procedures, and operation of related equipment;
Pricing jobs for materials, time, and labor;
Principles of supervision and training, including work scheduling and performance evaluation;
Operation of a municipal vehicle pool.

and

Ability to:

Plan, organize, and supervise the work of the central duplicating unit;
Set up and operates offset presses and equipment used in bindery operations;
Make adjustments to duplicating machines and subsidiary equipment and insure their proper maintenance;

Exhibit "A"

Operate photographic equipment for making masters;
Establish work deadlines and insure the timely completion of jobs;
Supervise and train assigned personnel;
Establish an operating budget and control expenditures;
Make recommendations on the improvement of printing operations;
Consult with other City personnel on printing needs;
Maintain records and prepare reports;
Establish and maintain cooperative relationships with those contacted during
the course of work;
Operate and control a municipal vehicle pool operation.

and

Experience:

Three years of increasingly responsible experience in operating offset duplicating equipment, preferably including one year in a lead capacity.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1120

A RESOLUTION AMENDING EXHIBIT "F" OF RESOLUTION NO. 77-660
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. 77-660. Exhibit "F" entitled
"City of Modesto Alphabetical Listing of Classifications in City Service 1977-78"
attached to Resolution No. 77-660, is hereby amended as shown on the amended
Exhibit "F" entitled "City of Modesto Alphabetical Listing of Classifications
in City Service 1977-78", which is attached hereto and made a part hereof as
though set forth in full herein. Said amended Exhibit "F" deletes the position
of Office Services Supervisor, Range 120.5, and adds the position of Office
Services Supervisor, Range 122.5.

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 24th day of October, 1977, by
Councilmember Lang, who moved its adoption, which motion being duly
seconded by Councilmember Siefkin, was upon roll call carried and the
resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian

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
1977-78

(Effective 7-5-77; amended 7-26-77)

<u>Range No.</u>	<u>Title of Classification</u>	<u>Range No.</u>	<u>Title of Classification</u>
111.5	Account Clerk I	433.0	Chief Building Official
114.5	Account Clerk II	429.0	Chief Electrician
116.5	Account Clerk III	N/A	Chief of Police
119.5	Account Clerk IV	N/A	City Attorney
426.0	Accountant	N/A	City Clerk and Auditor
432.0	Accounting Administrator	N/A	City Manager
426.0	Administrative Analyst	117.5	Civil Engineering Technician I
426.5	Administrative Assistant (Parking & Traffic)	120.5	Civil Engineering Technician II
429.0	Airport Manager	123.5	Civil Engineering Technician III
118.5	Animal Control Officer	126.5	Civil Engineering Technician IV
122.0	Assistant Building Inspector	120.5	Community Service Officer
633.0	Assistant Chief of Police	119.5	Communications Dispatcher
434.0	Assistant City Attorney	119.5	Computer Operator
420.5	Assistant City Clerk	125.0	Construction Inspector
429.0	Assistant Civil Engineer		
436.0	Assistant Director of Public Works	426.5	Data Processing Supervisor
122.5	Assistant Electrician	427.0	Deputy City Attorney I
532.0	Assistant Fire Chief	312.0	Detective
426.0	Assistant Planner	N/A	Director of Finance
122.0	Assistant Public Services Inspector	N/A	Director of Management Services
122.0	Assistant Zoning Inspector	N/A	Director of Parking and Traffic
432.0	Associate Civil Engineer	N/A	Director of Parks and Recreation
429.0	Associate Planner	N/A	Director of Planning and Community Development
		N/A	Director of Public Works and City Engineer
529.0	Battalion Chief		
426.0	Budget Accountant	120.5	Electrical Technician
125.0	Building Inspector	118.5	Electrical Trainee
424.5	Building Maintenance Supervisor	124.5	Electrician
120.5	Building Maintenance Worker	122.0	Equipment Mechanic
		120.5	Equipment Operator
		427.0	Equipment Repair Shop Supervisor
		119.0	Equipment Service Worker

ALPHABETICAL LISTING (Continued)

<u>Range No.</u>	<u>Title of Classification</u>
120.5	Financial Specialist
N/A	Fire Chief
211.0	Fire Engineer
210.0	Fire Fighter
213.0	Fire Lieutenant
122.5	Heavy Equipment Operator
120.5	Housing Conservationist
432.0	Housing Program Officer
125.0	Industrial Waste Inspector
116.5	Janitor
123.0	Junior Accountant
126.0	Junior Civil Engineer
123.0	Junior Planner
113.5	Key Punch Operator
122.5	Laboratory Technician
116.5	Laborer
428.0	Lead Building Inspector
126.0	Lead Electrician
123.0	Lead Equipment Mechanic
418.5	Legal Secretary
429.0	Management Assistant
429.0	Management Assistant (Risk Manager)
113.5	Microfilm and Graphics Technician
120.5	Motor Sweeper Operator
424.0	Museum Supervisor

<u>Range No.</u>	<u>Title of Classification</u>
122.5	Nursery Propagator
113.5	Office Services Clerk
122.5	Office Services Supervisor
117.5	Offset Duplicating Equipment Operator
122.5	Parking and Traffic Lead Worker
120.5	Parking and Traffic Maintenance Worker
122.5	Parks Maintenance Lead Worker
424.5	Parks Maintenance Supervisor I
426.5	Parks Maintenance Supervisor II
112.0	Parks Maintenance Trainee
118.5	Parks Maintenance Worker I
120.5	Parks Maintenance Worker II
432.0	Parks and Recreation Superintendent
413.5	Personnel Clerk I
416.5	Personnel Clerk II
420.5	Personnel Technician I
423.5	Personnel Technician II
426.0	Plan Review Engineer I
429.0	Plan Review Engineer II
117.5	Planning Technician I
120.5	Planning Technician II
123.5	Planning Technician III
632.0	Police Captain
630.0	Police Lieutenant
310.0	Police Officer
117.5	Police Property Clerk
425.0	Police Records Supervisor
627.0	Police Sergeant
426.0	Programmer Analyst
430.0	Property Agent
125.0	Public Services Inspector
114.5	Public Services Trainee
122.5	Public Works Lead Worker

ALPHABETICAL LISTING (Continued)

<u>Range No.</u>	<u>Title of Classification</u>
112.0	Public Works Maintenance Trainee
118.5	Public Works Maintenance Worker I
120.5	Public Works Maintenance Worker II
424.5	Public Works Supervisor I
426.5	Public Works Supervisor II
120.5	Pump Maintenance Worker
124.0	Purchasing Assistant
429.0	Purchasing Officer

426.0	Recreation Supervisor
125.0	Rehabilitation Specialist

116.5	Secretary I
418.5	Secretary II
420.5	Secretary to the City Attorney
421.5	Secretary to the City Manager
426.5	Senior Building Inspector
124.0	Senior Equipment Mechanic
432.0	Senior Planner
429.0	Service Division Superintendent
423.5	Social Services Coordinator
114.5	Stenographer Clerk
118.5	Storeskeeper I
120.5	Storeskeeper II
120.5	Street Trees Maintenance Worker II
116.5	Supervising Clerk I
419.5	Supervising Clerk II

<u>Range No.</u>	<u>Title of Classification</u>
113.5	Telephone Operator-Receptionist
429.0	Transit Manager
120.5	Tree Trimmer I
122.5	Tree Trimmer II
111.5	Typist Clerk I
113.5	Typist Clerk II
424.5	Warehouse Supervisor
118.5	Wastewater Treatment Plant Attendant
122.5	Wastewater Treatment Plant Mechanic
120.5	Wastewater Treatment Plant Operator I
122.5	Wastewater Treatment Plant Operator II
426.5	Wastewater Treatment Plant Supervisor
125.0	Water and Energy Conservationist
432.0	Water Quality Control Superintendent

125.0	Zoning Inspector
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MODESTO CITY COUNCIL
RESOLUTION NO. 77-1121

A RESOLUTION AUTHORIZING APPLICATION FOR GRANT FOR PARKING STRUCTURE
ON 11TH STREET FROM ECONOMIC DEVELOPMENT ADMINISTRATION

BE IT RESOLVED by the Council of the City of Modesto that authorization for application for grant for parking structure on 11th Street from Economic Development Administration 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 October, 1977, by Councilmember Mensinger, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyne*
NORRINE COYNE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1122

A RESOLUTION ESTABLISHING THE NEAR NORTH SIDE USERS COMMITTEE, TARGET AREA #2, OF THE CITIZENS HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE, SETTING RICHARD LOUGHMILLER'S TERM AS CHAIRMAN TO EXPIRE 10-23-81, AND APPOINTING W. E. RUSSELL, JOSEPH BYRNE, A. F. LEHMAN, AND FRANK SALAS, JR. AS MEMBERS, TERMS TO EXPIRE 10-23-81

BE IT RESOLVED by the Council of the City of Modesto that the Near North Side Users Committee, Target Area #2, of the Citizens Housing and Community Development Committee, is hereby established.

BE IT FURTHER RESOLVED that Richard Loughmiller's term as chairman is hereby set to expire October 23, 1981.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the following persons are hereby appointed as members of the Near North Side Users Committee, Target Area #2, of the Citizens Housing and Community Development Committee for terms expiring October 23, 1981:

W. E. Russell
539 High Street
Modesto, CA 95354

Joseph Byrne
538 Kimble
Modesto, CA 95354

A. F. Lehman
250 Kimble
Modesto, CA 95354

Frank Salas, Jr.
419 Scenic Drive
Modesto, CA 95354

NOW, THEREFORE, BE IT FURTHER RESOLVED the City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed members of the Near North Side Users Committee, Target Area #2, of the Citizens Housing and Community Development 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 24th day of October, 1977, by Councilmember Kullijian, 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: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1123

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPEAL OF W. A. JOHNSTON TO THE BOARD OF ZONING ADJUSTMENT'S DECISION REGARDING HIS APPLICATION FOR A VARIANCE TO BUILD A SINGLE-FAMILY RESIDENCE ON SUBSTANDARD LOT AT HARVARD AVENUE AND COLUMBIA WAY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that November 28, 1977, at 7:45 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of appeal of W. A. Johnston to the Board of Zoning Adjustment's decision regarding his application for a variance to build a single-family residence on substandard lot at Harvard Avenue and Columbia Way.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger,
NOES: Councilmembers: Sierkin, Mayor Davies
ABSENT: Councilmembers: Bulligan

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1124

A RESOLUTION APPROVING ~~PLANS AND~~ SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING NINE MICROFICHE READERS AND ONE READER-PRINTER

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

SECTION 1. The ~~PLANS AND~~ specifications for furnishing nine micro-fiche readers and one reader-printer 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 29, 1977 at 2:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of November 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1125

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE CONSTRUCTION OF WATERLINES IN CARPENTER MANOR AND RANDY PARK

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

SECTION 1. The plans and specifications for the construction of waterlines in Carpenter Manor and Randy 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 22, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of November 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Sierkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1126

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF SITE IMPROVEMENTS OF PUMP STATION B-9 AT CROWSLANDING ROAD AND OLIVERA ROAD

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

SECTION 1. The plans and specifications for construction of site improvements of Pump Station B-9 at Crows Landing Road and Olivera Road 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 22, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of November 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1127

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR UNIT I OF PHASE I, TUOLUMNE RIVER REGIONAL PARK

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

SECTION 1. The plans and specifications for Unit I of Phase I, Tuolumne River Regional 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 December 7, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of November 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1128

A RESOLUTION ACCEPTING THE BID OF WESTERN PIPELINE CO., INC. FOR
CONSTRUCTION OF WATERLINES IN BLOOMFIELD NO. 2

WHEREAS, Resclution No. 77-1069 , adcpeted by the Council of the
City of Modesto on October 17, 1977 , approved the plans and speci-
fications for the construction of waterlines in Bloomfield No. 2

and authorized the calling for bids, and

WHEREAS, the bids received for the construction of waterlines in
Bloomfield No. 2
were opened at 11:10 A.M. on November 1, 1977 and later tabulated
by the Public Works Department for the consideration of the
Council, and

WHEREAS, the Director of Public Works has reccmmended that
the bid of Western Pipeline Co., Inc. in the amount of \$42,129.60
be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of Western Pipeline Co., Inc. in the amount of \$42,129.60
be accepted and the execution of a contract for the completion of the
project by the City's designated officials be authorized.

The foregoing resclution was intrduced at a regular meeting of
the Council of the City of Modesto held on the 7th day of November ,
19__ by Councilmember Lang , who moved its adoption, which
motion being duly seconded by Councilmember Mensinger , was upon roll
call carried and the resclution adcpeted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1129

A RESOLUTION ACCEPTING THE BID OF JOE MARTIN FOR CONSTRUCTION OF
WATERLINES IN TIERRA PLAZA

WHEREAS, Resclution No. 77-1089 , adopted by the Council of the
City of Modesto on October 10, 1977 , approved the plans and speci-
fications for the construction of waterlines in Tierra Plaza
and authcrized the calling for bids, and

WHEREAS, the bids received for the construction of waterlines in
Tierra Plaza
were opened at 11:05 A.M. on October 25, 1977 and later tabulated
by the Director of Public Works for the consideration of the
Council, and

WHEREAS, the Director of Public Works has reccmmended that
the bid of Joe Martin in the amount of \$17,892
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 in the amount of \$17,892
be accepted and the execution of a contract for the completion of the
project by the City's designated officials be authorized.

The foregoing resclution was intrduced at a regular meeting of
the Council of the City of Modesto held on the 7th day of November ,
1977 by Councilmember Lang , who moved its adoption, which
motion being duly seconded by Councilmember Mensinger , was upon roll
call carried and the resclution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers; Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1130

A RESOLUTION ACCEPTING THE CONSTRUCTION OF ASPHALT CONCRETE SURFACING
OF VARIOUS RESIDENTIAL ALLEYS - PROJECT NO. 6 (The Flintkote Company)

WHEREAS, a report has been filed by the Director of Public
Works that the construction of asphalt concrete surfacing
of various residential alleys - Project No. 6
has been completed by The Flintkote Company

in accordance with the contract agreement dated August 2, 1977

NOW, THEREFORE, BE IT RESOLVED that the construction of asphalt
concrete surfacing of various residential alleys - Project No. 6
be accepted from said contractor, The Flintkote Company

that notice of completion be filed with the Recorder of Stan-
islaus County and that payment of amounts due in the amount of
\$2,200.00 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meet-
ing of the Council of the City of Modesto held on the 7th day
of November, 1977, by Councilmember Lang, who
moved its adoption, which motion being duly seconded by Council-
member Mensinger, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian

ATTEST: *Margie Cole*
MARGIE COLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1131

A RESOLUTION ACCEPTING THE CONSTRUCTION OF INSTALLATION OF THE
THOUSAND OAKS PARK IRRIGATION SYSTEM (Albert M. Bienl)

WHEREAS, a report has been filed by the Director of Public Works that the construction of installation of the Thousand Oaks Park Irrigation System has been completed by Albert M. Bienl

in accordance with the contract agreement dated June 27, 1977

NOW, THEREFORE, BE IT RESOLVED that the construction of installation of the Thousand Oaks Park Irrigation System be accepted from said contractor, Albert M. Bienl

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$13,411.00 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 November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Kullijian

ATTEST: *Noelene Coyle*
NOELENE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1132

A RESOLUTION ACCEPTING THE CONSTRUCTION OF SUBTRUNK SEWER IN NIGHT-
INGALE WAY AND BLUE BIRD WAY

WHEREAS. a report has been filed by the Director of Public Works that the construction of subtrunk sewer in Nightingale Way and Blue Bird Way has been completed by W. M. Lyles Company in accordance with the contract agreement dated March 7, 1977.

NOW, THEREFORE, BE IT RESOLVED that the construction of subtrunk sewer in Nightingale Way and Blue Bird Way be accepted from said contractor, W. M. Lyles Company

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$1,800.00 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 November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian

ATTEST: *Marianne Coyle*
MARIANNE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1133

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO
ANNEXING TERRITORY TO THE MODESTO MUNICIPAL SEWER
DISTRICT NO. 1 AND FIXING AND DETERMINING ITS
BOUNDARIES. (SCENIC BEND ADDITION)

WHEREAS, the Council (herein called the "Council") of the City of Modesto (herein called the "City") heretofore on August 15, 1966, duly adopted Resolution No. 66-543, which was recorded in the office of the County Recorder of Stanislaus County on August 16, 1966, and which established the Modesto Municipal Sewer District No. 1, and

WHEREAS, the Council heretofore on September 19, 1977, duly adopted Resolution No. 77-965 (herein called the "resolution") determining that the public interest and convenience require that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 163 be annexed to the Modesto Municipal Sewer District No. 1, setting forth a general description of the area proposed to be annexed, and naming a time and place for hearing on annexation of the territory proposed to be annexed and providing for notice thereof, and

WHEREAS, the resolution, together with the names of the members of the Council voting for and against it, was posted, mailed to property owners in the area proposed to be annexed and published in the time, form and manner required by the resolution and by the Community Facilities Law of 1911 (California Health and Safety Code Section 4600, et seq., herein called the "law") as evidenced by the affidavit of posting and mailing and the affidavit of publication of the resolution on file in the office of the City Clerk, and

WHEREAS, on Monday, November 7, 1977, at the hour of 4:00 P.M., at the Council Chambers, City Hall, 801 11th Street, Modesto, California, said hearing was duly held and no objections were presented to the Council to the annexation of the area proposed to be annexed or to the inclusion of any lands in the District except:

No objections.

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

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 163 to the Modesto Municipal Sewer District No. 1 or to the inclusion of any lands in said annexation are hereby overruled.

SECTION 2. The Council hereby determines that no territory or land is included within the boundaries of the territory proposed to be annexed to said Modesto Municipal Sewer District No. 1 which will not be benefited by said district.

SECTION 3. The Council hereby annexes that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 163 to the Modesto Municipal Sewer District No. 1.

SECTION 4. The boundaries of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 163, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as attached hereto and made a part hereof as though set forth in full herein.

SECTION 5. This resolution is adopted and all proceedings for the annexation of territory to the District shall be taken, pursuant to the law.

SECTION 6. A certified copy of this resolution shall be recorded in the office of the County Recorder of Stanislaus County. Upon such recordation, the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 163, shall be deemed annexed to the Modesto Municipal Sewer District No. 1. Certified copies of this resolution, certified by the City Clerk, together with a map or plat showing the boundaries of the territory annexed, shall be filed by the City Clerk with the County Assessor of Stanislaus County, the County Clerk of Stanislaus County and the State Board of Equalization, Sacramento, California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of November, 1977, by Councilman Lang, who moved its adoption, which motion being duly seconded by Councilman Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: 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 Rox Campbell
Public Works Department

SCENIC BEND ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Southeast quarter of Section 23 and the Northeast quarter of Section 26, 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 Southeastern corner of SONOMA NO. 3 ADDITION (285), as per description filed April 26, 1972, as Instrument 16760, Stanislaus County Records, said point being on the center line of 50.00 foot Scenic Bend;

1. thence along the Eastern line of said ADDITION (285), North $00^{\circ} 45' 00''$ West, 1073.56 feet, to a Southwestern corner of SCENIC-LAKEWOOD ADDITION (332), as per description filed May 30, 1975, as Instrument 46313, Stanislaus County Records;
2. thence along a Southern line of said ADDITION (332), North $67^{\circ} 29' 00''$ East, 225.80 feet;
3. thence along a Western line of said ADDITION (332), South $00^{\circ} 45' 00''$ East, 467.30 feet, to a Southwestern corner of said ADDITION (332);
4. thence leaving the existing City Limits, South $00^{\circ} 45' 00''$ East, 533.68 feet, to the Northern line of 50.00 foot Scenic Bend;
5. thence South $60^{\circ} 20' 20''$ East, 25.00 feet, to the center line of said 50.00 foot Scenic Bend;
6. thence along the center line of said 50.00 foot Scenic Bend, South $29^{\circ} 39' 40''$ West, 81.92 feet, to a point on the existing City Limits as established by a Western line of LINCOLN NO. 3 ADDITION (340), as per description filed February 4, 1976, as Instrument 25052, Stanislaus County Records;
7. thence continuing along said center line of 50.00 foot Scenic Bend and a Western line of said ADDITION (340), South $29^{\circ} 39' 40''$ West, 37.95 feet;
8. thence along a Southern line of said ADDITION (340), South $53^{\circ} 56' 04''$ East, 146.52 feet;
9. thence leaving the existing City Limits along the center line of Dry Creek, South $26^{\circ} 18' 40''$ West, 50.50 feet;
10. thence continuing along the center line of Dry Creek, South $38^{\circ} 54' 10''$ West, 208.85 feet;
11. thence South $63^{\circ} 48' 10''$ West, 145.64 feet;
12. thence South $00^{\circ} 45' 00''$ West, 38.55 feet, to the Southeastern corner of the property conveyed to Jack E. Goodwin, et ux, by deed recorded January 6, 1977, as Instrument 35756, Stanislaus County Records;
13. thence along the Southern line of said Goodwin property, South $54^{\circ} 02' 09''$ West, 134.78 feet;
14. thence leaving the centerline of Dry Creek along the Western line of said Goodwin property, North $00^{\circ} 45' 00''$ West, 435.73 feet, to a point on the Southern boundary of said ADDITION (285), said point also being on the center line of 50.00 foot Scenic Bend;
15. thence along said center line and Southern line of said ADDITION (285), South $88^{\circ} 52' 45''$ East, 110.05 feet, to the point of beginning, containing 7.730 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1134

A RESOLUTION ACCEPTING BID OF Andres Rubalcava Jauregui IN THE AMOUNT OF \$8,100.00 FOR PURCHASE OF PROPERTY LOCATED ON THE WEST SIDE OF STETSON AVENUE, BETWEEN PEARL STREET AND ORANGEBURG AVENUE

WHEREAS, Resolution No. 77-1009 adopted by the Council of the City of Modesto on October 3, 1977 approved the sale of property located on the west side of Stetson Avenue, between Pearl Street and Orangeburg Avenue; and

WHEREAS, written bids for the sale of excess properties were set for opening at 2:00 P.M. on November 7, 1977; and

WHEREAS, 15 written bids were received for the sale of this property, located on the west side of Stetson Avenue, between Pearl Street and Orangeburg Avenue; and

WHEREAS, oral bids were considered by the Council at 4:00 P.M. on November 7, 1977; and

WHEREAS, the high bid of \$8,100 was submitted by Andres Rubalcava Jauregui, 615 13th Street, Modesto, California for the property located on the west side of Stetson Avenue between Pearl Street and Orangeburg Avenue.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the high bid of Andres Rubalcava Jauregui, in the amount of \$8,100.00 for the purchase of the property located on the west side of Stetson Avenue, between Pearl Street and Orangeburg Avenue is hereby accepted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of November, 1977, by Councilmember Elliott, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliot, Lang, Mensinger
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers; Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1135

A RESOLUTION ACCEPTING BID OF WILLIAM M. MINENI IN THE AMOUNT OF \$18,050.00 FOR THE PURCHASE OF PROPERTY LOCATED ON NEEDHAM STREET BETWEEN "L" STREET AND 15TH STREET

WHEREAS, Resolution No. 77-1009 adopted by the Council of the City of Modesto on October 3, 1977 approved the sale of property located on Needham Street, between "L" Street and 15th Street; and

WHEREAS, written bids for the sale of excess properties were received at 3:00 P.M. on November 7, 1977; and

WHEREAS, the written bids were received for the sale of this property, located on Needham Street, between "L" Street and 15th

Street;

WHEREAS, said bids were considered by the Council at 4:05 P.M. on November 7, 1977; and

WHEREAS, the highest bid of \$18,050.00 was submitted by William M. Mineni, 100 McKinley Avenue, Modesto, California for the property located on Needham Street, between "L" Street and 15th Street.

IT IS THEREFORE RESOLVED BY THE COUNCIL OF THE CITY OF MODESTO that the bid of William M. Mineni in the amount of \$18,050.00 for the purchase of the property located on Needham Street, between "L" Street and 15th Street, is hereby accepted.

This resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of November, 1977, by Councilmember Dunlap, who moved its adoption, and the same was duly seconded by Councilmember Lang, was upon roll call vote the resolution adopted by the following vote:

AYE: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davis

NAI: Councilmembers: None

ABSENT: Councilmembers: Fulliljian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1136

A RESOLUTION ACCEPTING BID OF LARRY L. KILLIAN IN THE AMOUNT OF \$18,000.00 FOR PURCHASE OF PROPERTY LOCATED ON THE SOUTHWEST CORNER OF PARADISE AVENUE AND ALTURAS AVENUE.

WHEREAS, Resolution No. 77-1009 adopted by the Council of the City of Modesto on October 3, 1977 approved the sale of property located on the southwest corner of Paradise Avenue and Alturas Avenue; and

and whereas, written bids for the sale of excess properties were accepted opening at 1:00 P.M. on November 1, 1977; and

and whereas, eight written bids were received for the sale of this property, located on the southwest corner of Paradise Avenue and Alturas Avenue; and

and whereas, oral bids were considered by the Council at 4:05 P.M. on November 1, 1977; and

and whereas, the high bid of \$18,000.00 was submitted by Larry L. Killian, 107 Fernwood Lane, Modesto, California for the property located on the southwest corner of Paradise Avenue and Alturas Avenue.

Now, therefore, the Council of the City of Modesto hereby resolves that the bid of Larry L. Killian in the amount of \$18,000.00 for the purchase of the property located on the southwest corner of Paradise Avenue and Alturas Avenue, is hereby accepted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of November, 1977, by Councilmember Dunlap, who moved its adoption, which motion was seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYED: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Jackson, Mayor Davies

NAILED: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrie Coyle
NORRIE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1137

A RESOLUTION ACCEPTING BID OF LARRY L. KILLIAN IN THE AMOUNT OF \$3,300.00 FOR THE PURCHASE OF PROPERTY LOCATED ON THE EAST SIDE OF OLYMPIA STREET, BETWEEN BUTTE AVENUE AND GLENN AVENUE

WHEREAS, Resolution No. 77-1009 adopted by the Council of the City of Modesto on October 3, 1977 approved the sale of property located on the east side of Olympia Street, between Butte Avenue and Glenn Avenue; and

WHEREAS, sealed written bids for the sale of excess properties were opened at 1:00 P.M. on November 7, 1977; and

WHEREAS, the written bids were received for the sale of this property located on the east side of Olympia Street, between Butte Avenue and Glenn Avenue; and

WHEREAS, the bid was considered by the Council at 4:05 P.M. on November 7, 1977; and

WHEREAS, the bid in the amount of \$3,300.00 was submitted by Larry L. Killian, 1210 1/2 North Lane, Modesto, California for the property located on the east side of Olympia Street, between Butte Avenue and Glenn Avenue.

Now, therefore, the Council of the City of Modesto hereby resolves that the bid of Larry L. Killian in the amount of \$3,300.00 for the purchase of the property located on the east side of Olympia Street, between Butte Avenue and Glenn Avenue, is hereby accepted.

The Resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of November, 1977, by Councilman Mensinger, who moved its adoption, which motion was seconded by Councilman Lang, was upon roll call adopted and the resolution adopted by the following vote:

AYE: Councilmembers: Covelap, Elliott, Lang, Mensinger, Sierkin, Mayor Davis
NAY: Councilmembers: None
ABSENT: Councilmembers: Kullijian

ATTEST: Normine Coyle
NORMINE COYLE, City Clerk

MODesto CITY COUNCIL
RESOLUTION NO. 77-1138

A RESOLUTION ACCEPTING BIL OF JOX S. SUZUKI IN THE AMOUNT OF \$24,000 FOR THE PURCHASE OF PROPERTY LOCATED ON THE NORTHWEST CORNER OF NEEDHAM STREET AND ORANGE AVENUE.

WHEREAS, Resolution No. 77-1009 adopted by the Council of the City of Modesto on October 3, 1977 approved the sale of property located on the northwest corner of Needham Street and Orange Avenue; and

and whereas, written bids for the sale of excess properties were received at 1:00 P.M. on November 1, 1977; and

and whereas, the written bids were received for the sale of this property, located on the northwest corner of Needham Street and Orange Avenue;

and whereas, said bids were considered by the Council at 4:05 P.M. on November 1, 1977; and

and whereas, the bid in the amount of \$24,000.00 was submitted by Jox S. Suzuki, 125 Newland Avenue, Modesto, California for the property located on the northwest corner of Needham Street and Orange Avenue.

Now, therefore, it is resolved by the Council of the City of Modesto that the bid submitted by Jox S. Suzuki in the amount of \$24,000.00 for the purchase of property located on the northwest corner of Needham Street and Orange Avenue, be and is accepted.

This resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of November, 1977, by Councilmember Dunlap, who moved its adoption, which motion was seconded by Councilmember Mensinger, was upon roll call adopted and the resolution adopted by the following vote:

AYE: Councilmembers: Dunlap, Elliott, Mensinger, Siefkin, Kullilian, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1139

A RESOLUTION ACCEPTING BID OF LARRY L. KILLIAN IN THE AMOUNT OF \$9,800.00 FOR THE PURCHASE OF PROPERTY LOCATED ON THE NORTHWEST CORNER OF NEEDHAM AND HACKBERRY

WHEREAS, Resolution No. 77-1009 adopted by the Council of the City of Modesto on October 3, 1977 approved the sale of property located on the northwest corner of Needham and Hackberry; and

WHEREAS, written bids for the sale of excess properties were opened during at 2:00 P.M. on November 7, 1977; and

WHEREAS, eight written bids were received for the sale of said property located on the northwest corner of Needham and Hackberry; and

WHEREAS, oral bids were considered by the Council at 4:05 P.M. on November 7, 1977; and

WHEREAS, the highest bid of \$9,800.00 was submitted by Larry L. Killian, 107 Ironwood Lane, Modesto, California for the property located on the northwest corner of Needham and Hackberry.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Larry L. Killian in the amount of \$9,800.00 for the purchase of the property located on the northwest corner of Needham and Hackberry, is hereby accepted.

This resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call adopted and the resolution adopted by the following vote:

Affirmative: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, McKin, Mayor Davies

Abstain: Councilmembers: None

Oppose: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO 77-1140

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 17-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (NORTHEAST CORNER OF TIMOTHY AVENUE AND JUDITH LANE-ANGELOS

WHEREAS, on November 7, 1977, the City Council

introduced Ordinance No. 1665-C.S. giving approval to a project relating to an amendment to Section Map 17-3-9 of the Zoning Map to reclassify certain property located thereon from Low Density Residential Zone, R-1, to Professional Office Zone, P-O,

_____ , 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 delcaration 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 17-3-9 of the Zoning Map to reclassify certain property located thereon from Low Density Residential Zone, R-1, to Professional Office Zone, P-O,

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of November, 1977, by Councilmember Kullijian, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Sierkin, Mayor Davies

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. 77-1141

A RESOLUTION GRANTING A PORTION OF THE APPEAL OF GILBERT WYMOND TO THE DECISION OF THE BOARD OF ZONING ADJUSTMENT DENYING HIS REQUEST FOR A CONDITIONAL USE PERMIT, FOR A VARIANCE, AND FOR A REVISED PLOT PLAN FOR A DRIVE-THRU FACILITY AT THE BURGER KING RESTAURANT AT THE SOUTHEAST CORNER OF MC HENRY AVENUE AND SHEILA COURT IN THE CITY OF MODESTO; AND DENYING A PORTION OF SAID APPEAL.

WHEREAS, on August 23, 1973, by Resolution No. 489, the Board of Zoning Adjustment approved a conditional use permit in the H-1 Zone to allow construction of a Burger King Restaurant at the southeast corner of McHenry Avenue and Sheila Court, and

WHEREAS, an application for a conditional use permit for a freestanding identification sign in the H-1 Zone, for a variance to allow construction of two other freestanding signs, and for approval of a revised plot plan was filed by Gilbert Wymond, licensee of said Burger King Restaurant, on September 2, 1977, and

WHEREAS, Sections 10-2.1904(a) and 10-2.2001 of the Modesto Municipal Code authorize the granting of a variance by the Board of Zoning Adjustment subject to finding certain conditions specified in Section 10-2.2003 of the Municipal Code, and

WHEREAS, Sections 10-2.2004, 10-2.2903 and 10-2.3510(b)(4) of the Modesto Municipal Code authorize the granting of conditional use permits by the Board of Zoning Adjustment and authorize the modification of existing conditional use permits, and

WHEREAS, a public hearing was held by the Board of Zoning Adjustment on October 21, 1977, 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 at said hearing the Board of Zoning Adjustment, by Resolution No. 754, found and determined that the proposed revised plot plan for a drive-thru facility for the existing Burger King Restaurant was not acceptable as it does not have sufficient space to provide for safe turning movements and for required landscaping, and

WHEREAS, at said public hearing, the Board of Zoning Adjustment also found and determined that the applicant had failed to show the mandatory requirements of the sign regulations for a freestanding identification sign because the wall and canopy signs as permitted in the H-1 Zone are sufficient to identify the restaurant, and that the variance for two other freestanding signs to direct traffic through the drive-thru facility and to provide a menu board are unnecessary until a revised plot plan has been approved, and

WHEREAS, at said hearing on September 22, 1977, by said above-mentioned Resolution No. 754, the Board of Zoning Adjustment denied the application for a revised plot plan without prejudice and authorized the applicant to submit a revised plot plan showing a drive-thru facility which provides sufficient landscaping and the safe turning movements; denied the application for a conditional use permit for a freestanding identification sign with prejudice; and denied the request for a variance for two other freestanding signs to direct traffic through the drive-thru facility and to provide a menu board without prejudice, and authorized the applicant to resubmit said request for two other freestanding signs in conjunction with a revised plot plan, and

WHEREAS, Gilbert Wymond filed an appeal with the City Clerk of the City of Modesto on October 3, 1977, to the decision of the Board of Zoning Adjustment denying his request for a conditional use permit for a freestanding identification sign in the Red Zone, for a variance to allow construction of two other freestanding signs to direct traffic through a drive-thru facility and to provide a menu board, and for approval of a revised plot plan for the Burger King Restaurant on property located at the southeast corner of McHenry Avenue and Sheila Court in the City of Modesto, and

WHEREAS, said matter 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 4:15 o'clock p.m. on November 7, 1977, at which time evidence both oral and documentary was taken and introduced,

AND, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal of Gilbert Wymond to the decision of the Board of Zoning Adjustment denying his request for a revised plot plan on property located at the southeast corner of McHenry Avenue and Sheila Court in the City of Modesto is hereby granted, and the decision of the Board of Zoning Adjustment overruled for the following reasons:

1. The newest development in fast food franchises is the installation and use of drive-thru facilities.

2. The proposed revised plot plan is the only feasible way for the applicant to add a drive-thru facility to the existing Burger King Restaurant.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that the appeal of Gilbert Wymond to the decision of the Board of Zoning Adjustment denying his request for two freestanding signs to direct traffic through the drive-thru facility and to provide a menu board on property located at the southeast corner of McHenry

Avenue and Sheila Court in the City of Modesto is hereby granted and the decision of the Board of Zoning Adjustment overruled for the following reason:

The requested signs are necessary to assist motorists using the proposed drive-thru facility.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that an amendment be granted to the existing conditional use permit in the H-1 Zone for the Burger King Restaurant on property located at the southeast corner of McHenry Avenue and Sheila Court, granted on August 23, 1973, by Board of Zoning Adjustment Resolution No. 489, for a drive-thru facility and for two freestanding signs to direct traffic through the drive-thru facility and to provide a menu board subject to the conditions that all development shall be in accordance with the plan titled "Site Plan - Drive Thru Addition for Burger King Restaurant, Modesto" as amended in red on its face, stamped approved by the City Council on November 7, 1977, and on file in the office of the Director of Planning and Community Development, and that all conditions of Board of Zoning Adjustment Resolution 489 adopted on August 23, 1973, which are not in conflict with the above, shall remain in full force and effect.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that the appeal of Applicant against the decision of the Board of Zoning Adjustment denying his request for a conditional use permit for a freestanding identification sign in the H-1 Zone, on property located at the southeast corner of McHenry Avenue and Sheila Court in the City of Modesto, is hereby denied, and the decision of the Board of Zoning Adjustment affirmed for the following reason:

The applicant has failed to show the mandatory requirements of the sign regulations for a freestanding identification sign due to the fact that wall and canopy signs, as permitted in the H-1 Zone, are sufficient to identify the restaurant.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of November, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin,
Mayor Davies

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

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1142

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 22-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (JOHN AND MARCELLA HANSON)

WHEREAS, on November 17, 1977, the City Council adopted Ordinance No. 1666-C. S. giving approval to a project relating to an amendment to Section 22-3-9 of the Zoning Map to rezone certain property located thereon from Low Density Residential Zone, R-1, to Professional Office Zone, P-O,

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 22-3-9 of the Zoning Map to rezone certain property located thereon from Low Density Residential Zone, R-1, to Professional Office Zone, P-O

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of November, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1143

A RESOLUTION ESTABLISHING MUNICIPAL OFF-STREET PARKING FACILITIES,
PROVIDING FOR CONTROL THEREOF, AND RESCINDING RESOLUTION NO. 76-1106.

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

SECTION 1. PARKING METER LOTS. The municipal off-street parking facilities specified on Exhibit "A" attached hereto are hereby established as parking meter lots to be controlled by parking meters. Parking time limits, rates of fees, and monthly fees for parking passes for said parking meter lots shall be as shown on Exhibit "A". Said Exhibit "A" is hereby incorporated by reference and made a part of this resolution.

SECTION 2. ATTENDANT LOTS. (a) The following municipal off-street parking facilities are hereby established as parking attendant lots:

- (1) PAL-1 east side of 9th Street between I and J Streets
- (2) PAL-2 east side of 11th Street between H and I Streets (street level)

(b) Vehicular parking on said parking attendant lots shall be controlled and regulated by parking attendants as follows:

- (1) PAL-1 from 9:00 A.M. to 9:00 P.M., Monday through Saturday
- (2) PAL-2 from 9:00 A.M. to 9:00 P.M., Monday through Saturday

(c) The rate of ten cents (10¢) per hour or fraction thereof, unless otherwise provided, shall apply to the provisions of Section 3-2.1604 of the Modesto Municipal Code, as amended, hereby established for said parking attendant lots PAL-2 and PAL-4a. The price for validation stamps to be used with the validation system for attendant lots as provided by Section 3-2.1604 of the Modesto Municipal Code shall be fifteen cents (15¢) per stamp.

(d) The rate of five cents (5¢) per hour, or fraction thereof, when validated by the Stanislaus County Clerk for parking by persons serving on trial juries, is hereby established for parking attendant lot PAL-2.

(e) The Director of Parking and Traffic may designate spaces in parking attendant lots for the free parking of bicycles. When appropriate signs are erected, bicycles may be parked in such areas without charge.

(g) Monthly parking passes may be authorized by the Director of Parking and Traffic on any parking attendant lot when it does not encroach on the needs of shopper parking. The monthly charges for such passes shall be Ten and no/100ths (\$10.00) Dollars.

SECTION 3. PARKING TICKET LOTS. (a) The following municipal off-street parking facilities are hereby established as parking ticket lots:

- (1) PTL-20 east side of 10th Street between G and H Streets and south of PTL-23, (Old City Hall)
- (2) PTL-23 east side of 10th Street between G and H Streets (Brack-Griffin)

(b) Vehicular parking on said parking ticket lots PTL-20 and PTL-23 shall be controlled by means of ticket dispensing devices from 9:00 A.M. to 4:30 P.M., Monday through Saturday.

The rate of twenty-five cents (25¢) per day or fraction thereof is hereby established for said parking ticket lots PTL-20 and PTL-23.

(c) Monthly parking passes may be authorized by the Director of Parking and Traffic on any parking ticket lot when it does not encroach on the needs of shopper parking. The monthly charges for such passes shall be Five and no/100ths (\$5.00) Dollars.

SECTION 4. FREE PARKING LOTS. The following municipal off-street parking facilities shall be free parking lots:

- (1) PTL-1 east side of 8th Street between I and K Streets
- (2) PTL-11 east side of 11th Street between F and G Streets (north of Fire Station #1)
- (3) PTL-12 East side of 11th Street between F and G Streets (south of Fire Station #1)
- (4) PTL-13 between Downey Avenue, H, I, and 17th Streets (Lincoln School site)

SECTION 5. REPEALS. Resolution No. 76-1106 adopted October 4, 1976, is hereby repealed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution

adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian

ATTEST: *Norrine Coyle*
NORRINE COYLE City Clerk

(SEAL)

APPROVED AS TO FORM:

BY *Elmer Shwan*
Elmer Shwan, City Attorney

PARKING METER LOT NUMBER	Location	Number of Meters	Code	Fees for Monthly Passes
1. PML-3	Northeast corner of 10th and "I" Streets.	1	PM-4	\$10.00
2. PML-4b	Lower level of parking garage between "H" and "I" Streets.	4	PM-4	\$10.00
3. PML-11	Southwest corner of 10th and "I" Streets.	3	PM-4	\$10.00
4. PML-12	East side of 11th Street between "H" and "I" Streets.	4	PM-2	\$10.00
5. PML-21	Southwest corner of 10th and "I" Streets.	7	PM-11	\$12.50
6. PML-24	Southwest corner of 9th and "I" Streets.	15	PM-6	\$10.00
7. PML-25	Southeast corner of 9th and "I" Streets.	5	PM-6	\$ 5.00
8. PML-27	Southern Pacific Depot between "I" and "F" Streets.	127	PM-4	\$ 4.00
9. PML-28	West side of 11th Street between "I" and "J" Streets.	66	PM-2	\$10.00
10. PML-30	East side of 12th Street between "J" and "K" Streets.	30	PM-9	\$ 5.00
11. PML-32	East side of 10th Street between "J" and "K" Streets.	22	PM-2	\$10.00
12. PML-33	Northeast corner of 10th and "H" Streets.	58	PM-6	\$ 7.00
13. PML-34	Southwest corner of 10th and "K" Streets.	29	PM-6	\$ 7.50
14. PML-35	County Administration Lot, between 11th, 12th, "G" and "H" Streets	71	PM-12	\$10.00

TIME LIMITS AND RATES OF FEES

- PM-2 : Three (3) hour limit, 9 a.m. to 10 p.m. daily; five (5¢) cents per one-half (1/2) hour or fraction thereof.
- PM-3 : No time limit, 9 a.m. to 10 p.m. daily; five (5¢) cents per one-half (1/2) hour or fraction thereof.
- PM-4 : No time limit, 7:30 a.m. to 5 p.m., Sundays excepted; five (5¢) cents per two and one-half (2-1/2) hours or fraction thereof.
- PM-5 : No time limit, 9 a.m. to 4:30 p.m., Sundays excepted; five (5¢) cents per one and one-half (1-1/2) hours or fraction thereof or thirty (30¢) cents for all day.
- PM-6 : Three (3) hour limit, 9 a.m. to 6 p.m., Sundays excepted; five (5¢) cents per one-half (1/2) hour or fraction thereof.
- PM-7 : No time limit, 9 a.m. to 10 p.m. daily; five (5¢) cents per one-half (1/2) hour or fraction thereof.
- PM-8 : Five (5) hour limit, 9 a.m. to 6 p.m. daily, five (5¢) cents per one-half (1/2) hour or fraction thereof.
- PM-9 : No time limit, 9 a.m. to 6 p.m., except Sundays; five (5¢) cents per one-half (1/2) hour or fraction thereof.
- PM-10 : No time limit, 9 a.m. to 10 p.m. daily; five (5¢) cents per hour or fraction thereof.
- PM-11 : No time limit, 9 a.m. to 9 p.m. daily, twenty-five (25¢) cents per hour or fraction thereof.
- PM-12 : No time limit, 9 a.m. to 5 p.m., except Saturdays and Sundays; one (1¢) cent per thirty minutes or fraction thereof.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1144

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING THE PURCHASE OF FIVE BUS STOP SHELTERS FROM COMMUNITY SHELTERS

BE IT RESOLVED by the Council of the City of Modesto that the formal bid procedure for the purchase of five bus stop shelters is hereby waived.

BE IT FURTHER RESOLVED that the purchase of five bus stop shelters from Community Shelters at an estimated cost of \$10,138, installed, 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 November, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYE: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Siefkin
NAY: Councilmembers: Kulligian, Mayor Davies
ABSENT: Councilmembers: None

ATTEST:

Horrie Coyle
HORRIE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1145

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF MODESTO AND DAVID O. HANNAH, NATALIE JUNE HANNAH, ANGELO MEANZA, AND CATHERINE MEANZA AND ACCEPTING GRANT DEED FOR THE PURCHASE OF .250[±] ACRES OF RIGHT OF WAY NEEDED FOR EVERGREEN/ANGELA TO CARVER PROJECT.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the right of way agreement between the City of Modesto and David O. Hannah, Natalie June Hannah, Angelo Meanza and Catherine Meanza for the purchase of .250[±] acres of right of way needed for Evergreen/Angela to Carver Project is hereby approved.

BE IT FURTHER RESOLVED that the city Manager and City Clerk are hereby authorized and directed to execute said right of way agreement on behalf of the City of Modesto and the City Clerk authorized to record said Grant Deed with the Recorder of Stanislaus County.

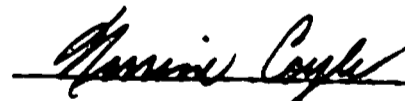
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of November 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian

ATTEST:



NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1146

A RESOLUTION OF THE MODESTO CITY COUNCIL PROTESTING
THE EXECUTION OF AN OPEN SPACE CONTRACT APPLICATION
NO. 73-3002 (EART AROTCA)

WHEREAS, an Open Space Contract Application has been referred
to the City of Modesto by the County of Stanislaus, and

WHEREAS, the effect of said application on the City of Modesto
has been fully considered, and

WHEREAS, the City staff has recommended that the City protest
the execution of said Open Space Contract,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City
of Modesto that it does hereby protest the execution of an Open Space Contract
on Application No. 73-3002 (EART AROTCA).

BE IT FURTHER RESOLVED that this protest be filed with the
Stanislaus County Board of Supervisors and the Stanislaus County Local Agency
Formation Commission and the Local Agency Formation Commission is hereby
requested to hold a hearing and consider this protest as provided for in
Section 51243.5 of the Government 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 7th day of November,
1977, by Councilmember Lang, who moved its
adoption, which motion being duly seconded by Councilmember Mensing
er, was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Siefkin,
Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian

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. 77-1147

A RESOLUTION OF THE MODESTO CITY COUNCIL PROTESTING
THE EXECUTION OF AN OPEN SPACE CONTRACT APPLICATION
NO. 78-3155 (JOSEPH DEZANNI, et al.)

WHEREAS, an Open Space Contract Application has been referred
to the City of Modesto by the County of Stanislaus, and

WHEREAS, the effect of said application on the City of Modesto
has been fully considered, and

WHEREAS, the City staff has recommended that the City protest
the execution of said Open Space Contract,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City
of Modesto that it does hereby protest the execution of an Open Space Contract
on Application No. 78-3155 (Joseph Dezanni, et al.).

BE IT FURTHER RESOLVED that this protest be filed with the
Stanislaus County Board of Supervisors and the Stanislaus County Local Agency
Formation Commission and the Local Agency Formation Commission is hereby
requested to hold a hearing and consider this protest as provided for in
Section 51243.5 of the Government 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 7th day of November,
1977, by Councilmember Lang, who moved its
adoption, which motion being duly seconded by Councilmember Mensing
_____ was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Siefkin,
Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1148

A RESOLUTION AUTHORIZING AN APPLICATION FOR STATE
AID FOR GRADE CROSSING PROTECTION IMPROVEMENT.

WHEREAS, the State of California, under Chapter 1739, Statutes of 1953, has appropriated funds for allotment to counties and cities so that they may engage in the construction of railroad grade crossing protection, and

WHEREAS, the City desires to apply for an allotment of State aid for the construction of protection for railroad grade crossings, and

WHEREAS, an application to the Public Utilities Commission of the State of California has been prepared, and

WHEREAS, the City of Modesto has made provision for that portion of the cost of the project not requested as an allotment from the State:

NOW, THEREFORE, BE IT RESOLVED that the City of Modesto submit the aforesaid application for state aid for the construction of railroad grade crossing protection to the Public Utilities Commission requesting an allotment of Fourteen Thousand, Six Hundred Seventy-Two and 12/100ths (\$14,672.12) Dollars, or of an allotment of such amount as may be allotted by the Public Utilities Commission.

BE IT FURTHER RESOLVED that the City of Modesto hereby certifies the total cost paid for the construction of protection for two AT railroad crossings of Empire Avenue, Daly Avenue and Riverside Drive, which the City of Modesto is making under said Act, is Twenty-Nine Thousand Three Hundred Forty-Four and 25/100ths (\$29,344.25) Dollars.

BE IT FURTHER RESOLVED that for the purpose of this request, GERALD LIPSKY, City Manager of the City of Modesto, 301 11th Street, Modesto, California, be and he is hereby designated as the authorized agent of the City of Modesto, and is hereby authorized and directed to sign the herein mentioned application of the City of Modesto, and to submit the same to the Public Utilities Commission, together with a certified statement of the total actual cost to be paid for construction of the project herein mentioned.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davier

NOES: Councilmembers: None

ABSENT: Councilmembers: Mulligan

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

Elmer L. Johnson
ELMER L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1150

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND COUNTY OF STANISLAUS TO ALLOW JUROR PARKING ON CITY PARKING LOTS LOCATED ON 8TH STREET BETWEEN "I" AND "K" AND ON 17TH STREET BETWEEN "H" AND "I"

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and County of Stanislaus for juror parking on city parking lots located on 8th Street between "I" and "K" and on 17th Street between "H" and "I" 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 November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Dieckin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kulligan

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1149

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
JOHN SUE ASSOCIATES FOR MUNCY PARK MASTER PLAN

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and John Sue
Associates
for Muncy Park Master Plan

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
November, 1977, by Councilmember Lang, who moved
its adoption, which motion being duly seconded by Councilmember
Mensing, was upon roll call carried and the resolution adopted
by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger,
Siskin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kulliljian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1151

A RESOLUTION OF INTENTION OF THE COUNCIL OF THE
CITY OF MODESTO TO CALL A SPECIAL ELECTION TO
ANNEX TERRITORY TO THE CITY OF MODESTO.
(SUTTER-COLORADO ADDITION)

WHEREAS, on the 7th day of November, 1977, a
petition proposing that the following described new territory, to
wit, Sutter-Colorado Addition, be annexed to the
City of Modesto, was duly received by the Council of the City of
Modesto, and

WHEREAS, said petition is signed by not less than one-
fourth (1/4) of the qualified electors residing within said
described territory as shown by the County registration of voters,
and

WHEREAS, said petition contains said description of the
said new territory proposed to be annexed to said City of Modesto,

NOW, THEREFORE, it is hereby resolved that it is the
intention of this Council to call a special election for the pur-
pose of submitting to the electors residing within the hereinafter
described territory the question whether or not said described
territory should be annexed to said City of Modesto, and the
property therein subjected to taxation after annexation equally
with the property within the City, to pay the bonded indebtedness
of the City of Modesto for the acquisition, construction or com-
pletion of municipal improvements outstanding or authorized at the
date of the first publication of the notice of the election. Said
territory is described as attached hereto.

Said territory shall be designated and referred to upon
election ballots as Sutter-Colorado Addition.

Any person owning real property within the said described
territory may appear before the Council of the City of Modesto on
the 28th day of November, 1977, at the hour of 7:35
o'clock P.M., at the Council Chambers located in the City Hall,
801 - 11th Street, Modesto, California, concerning written protest
against the annexation filed pursuant to Government Code Section 35120.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of November, 19 77, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kulljian

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 *Ken Campbell*
Public Works Department

SUTTER-COLORADO ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Southwest quarter of Section 5, Township 4 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 Southeastern corner of the BELLENITA ADDITION (169) as per description filed October 19, 1964, as Instrument 41437, Stanislaus County Records;

1. thence along the existing City Limits of said Addition (169), North 664.74 feet, to the Northeastern corner of said Addition (169);
2. thence leaving the existing City Limits along the Northern line of the MODESTO HIGH SCHOOL TRACT, as per map filed April 21, 1925, in Volume 9 of Maps, Page 90, Stanislaus County Records, North 89° 48' 00" East, 1357.30 feet, to the existing City Limits, on the Western line of the YOUNG ADDITION (149) as per description filed February 8, 1963, as Instrument 5122, Stanislaus County Records;
3. thence along the existing City Limits and Western line of said Addition (149) South, 1329.48 feet, to a Southwestern corner of said Addition (149) and a Northeastern corner of the DRYDEN-DURAND ADDITION (61) as per description filed June 23, 1955, as Instrument 18187, Stanislaus County Records;
4. thence along the existing City Limits and Northern line of said Addition (61), South 89° 48' 00" West, 678.69 feet to the Northwestern corner of said Addition (61) and the Northeastern corner of the MODESTO SEWER PLANT AREA (28), as per description filed March 7, 1950, as Instrument 5120, Stanislaus County Records;
5. thence along the existing City Limits and Northern line of said Addition, South 89° 48' 00" West, 668.61 feet, to the Northwestern corner of said Addition (28) and the Eastern line of the BELLENITA NO. 2 ADDITION (198);
6. thence along said Eastern line, North, 664.74 feet, to the Northeastern corner of said Addition (198) and the Southeastern corner of the BELLENITA ADDITION (169), to the point of beginning, containing 41.120 Acres more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1152

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. 67-66 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 by the City Council,

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

SECTION 1. The Position Classification Plan of the City of Modesto is hereby amended to abolish one classification as follows:

CLASSIFICATION ABOLISHED

Water and Energy Conservationist

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of November, 1977, by Councilmember Mensing, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: Kullijian

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. 77- 1153

A RESOLUTION AMENDING EXHIBIT "F" OF RESOLUTION
NO. 77-660 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. 77-660. Exhibit
"F" entitled "City of Modesto Alphabetical Listing of Classifications
in City Service 1977-78" attached to Resolution No. 77-660, is hereby
amended as shown on the amended Exhibit "F" entitled "City of
Modesto Alphabetical Listing of Classifications in City Service
1977-78", which is attached hereto and made a part hereof as though
set forth in full herein. Said amended Exhibit "F" deletes the
position of Water and Energy Conservationist, Range 125.C.

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the 7th
day of November, 1977, by Councilmember Mensing,
who moved its adoption, which motion being duly seconded by
Councilmember Elliott, was upon roll call carried and the
resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Siefkin,
Mayor Davies
NOES: Councilmembers: Kullijian
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

BY: Evelyn L. Johnson
EVELYN L. JOHNSON, City Attorney

CITY OF MODESTO
ALPHABETICAL LISTING OF CLASSIFICATIONS IN CITY SERVICE
1977-78

(Effective 7-5-77, amended 7-26-77, 8-15-77)

<u>Range</u> <u>No.</u>	<u>Title of Classification</u>	<u>Range</u> <u>No.</u>	<u>Title of Classification</u>
111.5	Account Clerk I	433.0	Chief Building Official
117.5	Account Clerk II	429.0	Chief Electrician
123.5	Account Clerk III	N/A	Chief of Police
129.5	Account Clerk IV	N/A	City Attorney
126.0	Accountant	N/A	City Clerk and Auditor
431.0	Accounting Administrator	N/A	City Manager
426.0	Administrative Analyst	117.5	Civil Engineering Technician I
426.5	Administrative Assistant (Parking & Traffic)	120.5	Civil Engineering Technician II
423.0	Airport Manager	123.5	Civil Engineering Technician III
113.5	Animal Control Officer	126.5	Civil Engineering Technician IV
122.0	Assistant Building Inspector	120.5	Community Service Officer
633.0	Assistant Chief of Police	119.5	Communications Dispatcher
425.0	Assistant City Attorney	119.5	Computer Operator
420.5	Assistant City Clerk	125.0	Construction Inspector
429.5	Assistant Civil Engineer	426.5	Data Processing Supervisor
424.0	Assistant Director of Public Works	427.0	Deputy City Attorney I
122.5	Assistant Electrician	311.0	Detective
532.0	Assistant Fire Chief	N/A	Director of Finance
426.0	Assistant Planner	N/A	Director of Management Services
425.0	Assistant Property Appraiser	N/A	Director of Parking and Traffic
122.5	Assistant Public Works Inspector	N/A	Director of Parks and Recreation
111.0	Assistant Senior Inspector	N/A	Director of Planning and Community Development
432.0	Associate Civil Engineer	N/A	Director of Public Works and City Engineering
422.0	Associate Planner	121.0	Electrical Technician
529.0	Battalion Chief	122.0	Electrical Trainee
426.0	Budget Accountant	123.0	Electrician
125.0	Building Inspector	124.0	Equipment Mechanic
424.5	Building Maintenance Supervisor	125.0	Equipment Operator
120.5	Building Maintenance Worker	427.0	Equipment Repair Shop Supervisor
122.5	Building Maintenance Workmaster	126.0	Equipment Service Worker

ALPHABETICAL LISTING (Continued)

<u>Range</u> <u>No.</u>	<u>Title of Classification</u>	<u>Range</u> <u>No.</u>	<u>Title of Classification</u>
20.5	Financial Specialist	122.5	Nursery Propagator
V/A	Fire Chief		
21.0	Fire Engineer	113.5	Office Services Clerk
22.0	Fire Fighter	122.5	Office Services Supervisor
23.0	Fire Lieutenant	117.5	Offset Duplicating Equipment Operator
22.5	Heavy Equipment Operator	122.5	Parking and Traffic Leadworker
20.5	Housing Conservator	120.5	Parking and Traffic Maintenance Worker
23.0	Housing Program Officer	122.5	Parks Maintenance Leadworker
		424.5	Parks Maintenance Supervisor I
125.0	Industrial Waste Inspector	426.5	Parks Maintenance Supervisor II
		112.0	Parks Maintenance Trainee
116.5	Janitor	118.5	Parks Maintenance Worker I
125.0	Junior Accountant	120.5	Parks Maintenance Worker II
125.0	Junior Civil Engineer	432.0	Parks and Recreation Superintendent
127.0	Junior Planner	413.5	Personnel Clerk I
		416.5	Personnel Clerk II
123.5	Keypunch Operator	420.5	Personnel Technician I
		423.5	Personnel Technician II
122.5	Laboratory Technician	426.0	Plan Review Engineer I
119.5	Laborer	429.0	Plan Review Engineer II
226.0	Landscape Designer	127.5	Planning Technician I
223.0	Lead Building Inspector	120.5	Planning Technician II
127.0	Lead Electrician	123.5	Planning Technician III
126.0	Lead Equipment Mechanic	220.0	Police Captain
124.5	Legal Secretary	220.0	Police Lieutenant
		220.0	Police Officer
223.0	Management Assistant	117.5	Police Property Clerk
223.0	Management Assistant - Mail Room	220.0	Police Records Supervisor
113.5	Microfilm and Graphics Assistant	220.0	Police Sergeant
120.5	Motor Sweeper Operator	426.5	Preparation Analyst
224.0	Museum Supervisor	427.0	Property Agent
		125.0	Public Services Inspector
		114.5	Public Services Traffic
		122.5	Public Works Leadworker

ALPHABETICAL LISTING (Continued)

<u>Range No.</u>	<u>Title of Classification</u>	<u>Range No.</u>	<u>Title of Classification</u>
112.0	Public Works Maintenance Trainee	113.5	Telephone Operator-Receptionist
115.5	Public Works Maintenance Worker I	429.0	Transit Manager
120.5	Public Works Maintenance Worker II	120.5	Tree Trimmer I
424.5	Public Works Supervisor I	122.5	Tree Trimmer II
426.5	Public Works Supervisor II	111.5	Typist Clerk I
120.5	Pump Maintenance Worker	113.5	Typist Clerk II
124.0	Purchasing Assistant		
429.0	Purchasing Officer	424.5	Warehouse Supervisor
		118.5	Wastewater Treatment Plant Attendant
426.0	Recreation Supervisor	122.5	Wastewater Treatment Plant Mechanic
125.0	Rehabilitation Specialist	120.5	Wastewater Treatment Plant Operator I
		122.5	Wastewater Treatment Plant Operator II
116.5	Secretary I	426.5	Wastewater Treatment Plant Supervisor
413.5	Secretary II	432.0	Water Quality Control Superintendent
420.5	Secretary to the City Attorney		
421.5	Secretary to the City Manager		
426.5	Senior Building Inspector	125.0	Zoning Inspector
124.0	Senior Equipment Mechanic		
432.0	Senior Planner		
429.0	Service Division Superintendent		
423.5	Social Services Coordinator		
114.5	Stenographer Clerk		
118.5	Storeskeeper I		
120.5	Storeskeeper II		
120.5	Street Trees Maintenance Worker II		
116.5	Supervising Clerk I		
419.5	Supervising Clerk II		

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1154

A RESOLUTION AMENDING THE CITY OF MODESTO FINAL BUDGET FOR FISCAL YEAR 1977-78 TO ESTIMATE AND APPROPRIATE REVENUE WITHIN THE GENERAL FUND FOR A TRAFFIC ENFORCEMENT EXPANSION PROGRAM

WHEREAS, the State of California Business and Transportation Agency has approved a grant to the City of Modesto for a Traffic Enforcement Expansion Program, and

WHEREAS, it is necessary to adjust the City of Modesto's Final Budget for Fiscal Year 1977-78 to increase estimated revenue and establish an appropriation to finance the hiring of four police officers, the purchase of two handheld portable radar units, and the purchase of four police motorcycles to be equipped with necessary safety and communication equipment,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the following changes be made in the General Fund (Fund 101) in the City of Modesto Final Budget for the 1977-78 Fiscal Year:

1. The amount of \$73,294 be estimated as revenue in Account 270.00 - State Grants
2. The amount of \$65,771 be appropriated in the Police Department Budget in the following accounts:

110.00-220-101	Salaries & Wages - Regular	\$35,719.00
140.00-220-101	Equipment Pool Charges at \$129.00 per month	3,096.00
300.00-220-101	Tools, Shop & Field Supplies (Four motorcycle helmets)	146.00
339.00-220-101	Uniform Allowance	480.00
5482.00-220-101	Radar, Handheld (2)	2,937.00
5483.00-220-101	Police Motorcycle (4)	13,759.00
5484.00-220-101	Siren & Emergency Lights (4)	954.00
5485.00-220-101	Police Radio - Cycle (4)	8,630.00

3. The amount of \$3,519.00 be appropriated in the Insurance and Retirement Budget in the following accounts:

411.00	Compensation Insurance	\$ 2,690.00
422.00	Insurance - Dental	151.00
423.00	Group Life Insurance	26.00

425.00	PERS Contribution	5,015.00
426.00	Group Health Insurance	637.00

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 7th day of November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies
 NOES: Councilmembers: None
 ABSENT: Councilmembers: Kullijian

ATTEST: Norrine Coyle
 NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:
 BY: Elmer Johnson
 ELMER L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1155

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF MODESTO AND HASCO DEVELOPMENT COMPANY AND ACCEPTING GRANT DEED FOR THE DONATION OF NEEDED RIGHT OF WAY AT THE INTERSECTION OF ORANGEBURG AND EL VECINO

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the right of way agreement between the City of Modesto and Hasco Development for the donation of needed right of way at the intersection of Orangeburg and El Vecino is hereby approved.

BE IT FURTHER RESOLVED that the City Manager and City Clerk are hereby authorized and directed to execute said right of way agreement on behalf of the City of Modesto and the City Clerk authorized to record said Grant Deed 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 7th day of November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1156

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MERCHANTS REFRIGERATING COMPANY OF CALIFORNIA, A CALIFORNIA CORPORATION, FOR THE ACQUISITION OF TWO AVIGATION EASEMENTS CONTAINING 72,000± SQUARE FEET AND 736± SQUARE FEET FOR THE MODESTO CITY-COUNTY AIRPORT/HARRY SHAM FIELD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Merchants Refrigerating Company of California for the acquisition of two easements containing 72,000± square feet and 736± square feet for the Modesto City-County Airport/Harry Sham Field is hereby approved.

BE IT FURTHER RESOLVED that the City Manager and City Clerk are hereby authorized and directed to execute said agreement on behalf of the City of Modesto and the City Clerk authorized to record said Easement Deeds 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 7th day of November 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger,
Siefkin, Mayor Davies
NAYS: Councilmembers: None
ABSENT: Councilmembers: Kullijian

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1157

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF MODESTO AND DEL ESTE WATER COMPANY AND ACCEPTING GRANT DEED FOR THE PURCHASE OF 150⁺ SQUARE FEET OF THEIR PROPERTY NEEDED FOR THE ORANGEBURG, COLLIER TO COFFEE PROJECT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the right of way agreement between the City of Modesto and Del Este Water Company for the purchase of 150⁺ square feet of their property needed for the Orangeburg, Collier to Coffee project right of way is hereby approved.

BE IT FURTHER RESOLVED that the City Manager and City Clerk are hereby authorized and directed to execute said right of way agreement on behalf of the City of Modesto and the City Clerk authorized to record said Grant Deed 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 7th day of November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1159

RESOLUTION AUTHORIZING FILING APPLICATION FOR FEDERAL AND STATE
GRANTS FOR PUBLICLY OWNED WASTEWATER TREATMENT WORKS AND PROVIDING
CERTAIN ASSURANCES

BE IT RESOLVED by the City Council that the City Manager is hereby authorized and directed to sign and file, for and on behalf of the City of Modesto, an Application for Federal Assistance under the Federal Water Pollution Control Act, as amended (33 U.S.C. 1251 et seq.) and any agreements or other documents necessary to secure and receive a grant under said act and a state grant under the Clean Water Bond Law of 1970 and/or 1974 for construction of wastewater treatment works.

BE IT RESOLVED that the City of Modesto hereby agrees and further does authorize the aforementioned representative to certify that if grants for its project are made pursuant to the aforementioned federal and state statutes, it will comply with all applicable state and federal statutory and regulatory requirements, including but not limited to the assurances contained in the Federal Grant Application and the State Grant Contract, the Freedom of Information Act, 5 U.S.C. 552 as amended relating to the right of the public to obtain information and records, the National Historic Preservation Act of 1966, U.S.C. 1601 et seq., as amended, relating to the preservation of historic landmarks, the Copeland (Anti-Kickback) Act, 18 U.S.C. 874, 40 U.S.C. 1101 and the regulations issued thereunder, 29 CFR 3.1 et seq., and the Contract Work Hours and Safety Standards Act, 40 U.S.C. 327 et seq., and the regulations issued thereunder.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian

(SEAL)

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

CERTIFICATION

I do hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the City Council held on November 7, 1977.



MARRISON COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1158

A RESOLUTION APPROVING AMENDMENT TO AN AGREEMENT BETWEEN THE CITY OF MODESTO AND THE DEPARTMENT OF TRANSPORTATION, FEDERAL AVIATION ADMINISTRATION FOR PROJECT NO. 6-06-0153-05 AT THE MODESTO CITY-COUNTY AIRPORT/HARRY SHAM FIELD

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

Sec. 1. That the City of Modesto shall accept the Amendment No. 1 of Grant Agreement of the United States of America in the amount of \$24,775.00 for the purpose of obtaining Federal aid under Project No. 6-06-0153-05 in the development of Modesto City-County Airport/Harry Sham Field; and

Sec. 2. That the City Manager of the City of Modesto is hereby authorized and directed to sign the statement of Acceptance of said Amendment No. 1 of Grant Agreement (entitled Part II - Acceptance) on behalf of the City of Modesto, and the City Clerk is hereby authorized and directed to attest the signature of the City Manager and to impress the official seal of the City of Modesto on the aforesaid statement of Acceptance; and

Sec. 3. A true copy of the Amendment No. 1 of Grant Agreement referred to herein is 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 7th day of November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

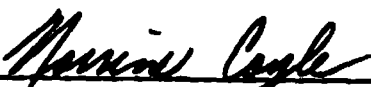
AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Siefkin,
Mayor Davies
NAYS: Councilmembers: None
ABSENT: Councilmembers: Kullijian

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

CLERK'S CERTIFICATE

I, Morraine Coyle, City Clerk of the City of Modesto, California, do hereby certify that the foregoing is a full, true, and correct copy of Resolution No. 77-1158, adopted at a regular meeting of the Council of the City of Modesto held on the 7th day of November, 1977, and that the same is now in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and impressed the official seal of the City of Modesto this 7th day of November, 1977.



NORRINE COYLE, City Clerk

UNITED STATES OF AMERICA
DEPARTMENT OF TRANSPORTATION
FEDERAL AVIATION ADMINISTRATION
WASHINGTON, D.C. 20590

Page 1 of 2 Pages
Contract No. DOT FA77WE-3934
Modesto City-County Airport
Modesto, California

AMENDMENT NO. 1 TO GRANT AGREEMENT FOR PROJECT NO. 6-06-0153-05

WHEREAS, The Federal Aviation Administration (hereinafter referred to as the "FAA") has determined it to be in the interest of the United States that the Grant Agreement between the FAA, acting for and on behalf of the United States, and the City of Modesto, California, (hereinafter referred to as the "Sponsor"), accepted by said Sponsor on the 20th day of June, 1977, be amended as hereinafter provided.

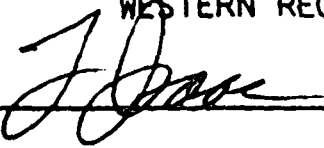
WHEREAS, pursuant to paragraph 1a of the terms and conditions of the Grant Agreement, the United States commits itself to obligate an additional amount to the Sponsor for this project for Fiscal Year 1977 in accordance with Section 15 of Airport and Airway Development Act of 1970, as amended, and since such apportionment has been made, it has been determined necessary and desirable to amend said Grant Agreement to reflect an increase in the maximum obligation.

NOW THEREFORE, WITNESSETH:

That in consideration of the benefits to accrue to the parties hereto, the FAA on behalf of the United States, on the one part, and the Sponsor, on the other part, do hereby mutually agree that the maximum amount of the obligation of the United States as set forth in paragraph 1 of the terms and conditions of the said Grant Agreement is hereby increased from \$206,920.00 to \$ 284,665.00.

IN WITNESS WHEREOF, the parties hereto have caused this Amendment to said Grant Agreement to be duly executed as of the 7th day of November, 1977.

UNITED STATES OF AMERICA
FEDERAL AVIATION ADMINISTRATION
WESTERN REGION

By: 

Title: Chief, Airports District Office, SFO-600

THE CITY OF MODESTO, CALIFORNIA
(Sponsor)

By: Garth Lipsky

(SEAL)

Title: City Manager

Attest: _____

Title: Norrine Coyle
City Clerk

CERTIFICATE OF SPONSOR'S ATTORNEY

I, Elwyn L. Johnson, acting as Attorney for the City of Modesto (hereinafter referred to as "Sponsor") do hereby certify:

That I have examined the foregoing Amendment to Grant Agreement and the proceedings taken by said Sponsor relating thereto, and find that the execution thereof by said Sponsor has been duly authorized and is in all respects due and proper and in accordance with the laws of the State of California, and further that, in my opinion, said Amendment to Grant Agreement constitutes a legal and binding obligation of the Sponsor in accordance with the terms thereof.

Dated at Modesto, this 7th day of November, 1977.

Elwyn L. Johnson

Title: City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1160

A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO CONSIDER AMENDING
CONFLICT OF INTEREST CODES FOR THE PUBLIC WORKS AND FINANCE DEPARTMENTS

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that November 21, 1977 , at 4:20 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 amendment to Conflict
of Interest Codes for the Public Works and Finance Departments.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 7th day of
November , 1977, by Councilmember Lang , who moved
its adoption, which motion being duly seconded by Councilmember
Mensingers , was upon roll call carried and the resolution adopted
by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Siefkin,
Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1161

A RESOLUTION ACCEPTING GRANT OFFERS FROM STATE OF CALIFORNIA AND UNITED STATES ENVIRONMENTAL PROTECTION AGENCY FOR THE COST OF ENGINEERING FOR ADDITIONAL AERATORS AT THE REMOTE POND SITE AND AUTHORIZING CITY MANAGER TO EXECUTE GRANT OFFERS ON BEHALF OF THE CITY

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

1. The City of Modesto hereby accepts the grant offers from The State of California in the amount of \$2,750 and the United States Environmental Protection Agency in the amount of \$16,500 for the cost of engineering for additional aerators at the remote pond site as a part of wastewater treatment improvements.

2. The City Manager of the City of Modesto is hereby authorized and directed to sign the grant agreement/amendments 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 November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Siefkin,
Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

outstanding or authorized at the time said territory is annexed, for the acquisition, construction or completion of municipal improvements, and said territory is hereby annexed to, incorporated and included in said City of Modesto, a municipal corporation,

BE IT FURTHER RESOLVED, that the specific description of the boundaries of the territory, the annexation of which is hereby approved, is attached hereto and made a part hereof as though set forth in full herein.

BE IT FURTHER RESOLVED, that no change in school district boundaries shall be effected by reason of the annexation of said territory to the City of Modesto.

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, six certified copies of this resolution, stating the date of its passage; to immediately make six 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 executive officer of the Stanislaus County Local Agency Formation Commission together with a payment of all fees required by California Government Code Section 54902.5.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian

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 Bob Campbell
Public Works Department

October 11, 1977
September 2, 1977

PALMILLA DRIVE ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Southwest quarter of Section 5, 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 Northern line of STANDIFORD-TULLY NO. 1 ADDITION (309), as per description filed August 28, 1973, as Instrument 8127, Stanislaus County Records:

1. thence along the existing City Limits on the Northern line of said Addition (309), South $39^{\circ} 28' 40''$ East, 47.44 feet;
2. thence along said Addition (309), South $63^{\circ} 01' 40''$ East, 50.00 feet;
3. thence along said Addition (309), South $89^{\circ} 39' 40''$ East, 1,398.05 feet;
4. thence leaving the existing City Limits and said Addition (309), North $1^{\circ} 30' 00''$ West, 1,002.94 feet along the Westerly right-of-way line of the Tidewater Southern Railroad;
5. thence along the Southerly right-of-way line of Modesto Irrigation District Lateral No. 6, South $67^{\circ} 13' 00''$ West, 808.17 feet;
6. thence continuing along said right-of-way line of Lateral No. 6, along a tangent curve, having a radius of 242.9 feet, a central angle of $17^{\circ} 16' 00''$, and a curve length of 80.19 feet;
7. thence along said right-of-way line of Lateral No. 6, South $49^{\circ} 57' 00''$ West, 968.88 feet;
8. thence along said right-of-way line of Lateral No. 6, along a tangent curve, having a radius of 367.9 feet, a central angle of $9^{\circ} 27' 52''$, and a curve length of 60.77 feet to the point of beginning containing 21.0 acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1163

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND
DIRECTING THE FILING OF A NOTICE OF APPROVAL OF ANNEXATION:
PALMILLA DRIVE ADDITION

WHEREAS, on November 7, 1977, the City Council adopted Resolution
No. 77-1162 giving approval to the following annexation: Palmilla Drive Addition
_____, and

WHEREAS, the Local Agency Formation Commission of the County of Stanislaus approved
said annexation on October 25, 1977, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and
considered the findings of the County of Stanislaus Environmental Review Committee which
resulted in a negative declaration in regard to the environmental impact of the subject
annexation.

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 Approval in regard to
the environmental impact of the following annexation: Palmilla Drive Addition.

The foregoing resolution was introduced at a regular meeting of the Council of
the City of Modesto held on the 7th day of November, 1977, by Councilmember
Lang, who moved its adoption, which motion being duly seconded by
Councilmember Mensinger, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian

(SEAL)

ATTEST:

Morrine Coyle
MORRINE COYLE, City Clerk

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1164

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING THE PURCHASE OF NEW FLOOR HOIST FOR THE POLICE GARAGE FROM WESTERN METER SERVICE

BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of a new floor hoist for the police garage is hereby waived.

BE IT FURTHER RESOLVED that the purchase and installation of a new floor hoist for the Police garage from Western Meter Service at an estimated cost of \$3,781.56 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 November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MCDESTO CITY COUNCIL
RESOLUTION NO. 77-1165

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$3,900.00 NEEDED TO PURCHASE HOIST.

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

SPECIAL FUND FOR CAPITAL OUTLAYS (321)

FROM: UPGRADE MACHINE TOOLS (6540-410)	\$3,900
TO: FLOOR HOIST-POLICE GARAGE	\$3,900

JUSTIFICATION: Existing hoist has failed, and it is essential that it be replaced now rather than in the normal budget process.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian

ATTEST: Norrine Gayle
NORRINE GAYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1166

A RESOLUTION SETTING TIME AND PLACE FOR HEARING CONCERNING REQUEST
TO CLOSE STREETS ON THE WEST SIDE OF MC HENRY AVENUE ON WEEKENDS

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that November 28, 1977 , at 7:40 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 request to close
streets on the west side of McHenry Avenue on weekends

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 7th day of
November , 1977, by Councilmember Lang , who moved
its adoption, which motion being duly seconded by Councilmember
Mensingher , was upon roll call carried and the resolution adopted
by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Siefkin,
Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian

ATTEST: Norrine Coyne
NORRINE COYNE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1167

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$1,757 TO COVER COST OF CONSERVATION ADVERTISEMENT IN MODESTO BEE

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

GENERAL FUND (101)

FROM: General Reserve (60-800)	\$1,757
TO: Water Conservation Program	1,757

To cover the cost of water conservation advertisement in the Modesto Bee. See Memo dated November 2, 1977

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1168

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 21-3-9 OF THE ZONING MAP (Rodney Johnson)

WHEREAS, the Modesto City Planning Commission held a public hearing on October 18, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 21-3-9 of the Zoning Map to rezone from R-1 to P-D, property located at the southwest corner of East Franzer and Sunrise

the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-189 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 21-3-9 of the Zoning Map be set for November 28, 1977 at 7:30 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian

ATTEST: Norrine Coyne
NORRINE COYNE, City Clerk

All that portion of the Northeast quarter of the Northeast quarter of the Northwest quarter of Section 21, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

PARCEL I:

The East half of the Northeast quarter of the Northeast quarter of the Northwest quarter of Section 21 in Township 3 South, Range 9 East, Mount Diablo Base and Meridian.

EXCEPTING THEREFROM the East 155 feet of the South 504 feet and West 175 feet of the South 267 feet of the above described property.

PARCEL II

The East 104 feet of the following described parcel of land:

COMMENCING at the Northwest corner of the Northeast quarter of the Northeast quarter of the Northwest quarter of said Section 21; thence East, along the North line of said Section 21, 165 feet to the point of beginning of this description; thence South 390 feet, more or less, to the center of a pipe line (formerly a ditch); thence East, along the center of said pipe line, 165 feet to a point on the West line of the property conveyed to Richard C. Phillips and Emma E. Phillips, his wife, by Deed dated October 20, 1920, and recorded October 23, 1920, in Volume 325 of Deeds, at Page 70; thence North along the West line of said Phillips property, 390 feet to the North line of said Section 21; thence West, along the North line of said Section 21, 165 feet to the point of beginning.

EXCEPTING THEREFROM the Northerly 205 feet of the above described property.

EXHIBIT "A"

RODNEY R. JOHNSON

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1169

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 22-3-9 OF THE ZONING MAP (John and Marcella Hanson)

WHEREAS, the Modesto City Planning Commission held a public hearing on October 18, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 22-3-9 of the Zoning Map to rezone from R-1 to P-0 property located at the northwest corner of Water Street and E. Coolidge Avenue

the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-188 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 22-3-9 of the Zoning Map be set for November 28, 1977 at 7:50 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian

ATTEST: Norrine Coyne
NORRINE COYNE, City Clerk

All that portion of Section 22, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Lot 9 in Block 1212 of the Garden Acres Tract, according to the Official Map thereof, filed in the office of the Recorder of Stanislaus County, California, on November 18, 1940, in Volume 14 of Maps, at page 9.

EXCEPTING therefrom the West 70 feet thereof.

INCLUDING also the Northerly 30.00 feet of Coolidge Avenue, and the Westerly 25.00 feet of Water Street, all being immediately adjacent to the above described property.

EXHIBIT "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1170

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 21-3-9 OF THE ZONING MAP (Angelo Pierini)

WHEREAS, the Modesto City Planning Commission held a public hearing on October 18, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 21-3-9 of the Zoning Map to rezone from R-1 to R-2, property located on the north side of E. Orangeburg Avenue east of Sunrise Avenue

the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-190 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 21-3-9 of the Zoning Map be set for November 28, 1977 at 7:55 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

ALL that portion of the West one-half of the Northwest quarter of the Northeast quarter of Section 21, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

BEGINNING at the Southeast corner of the West half of the Northwest quarter of the Northeast quarter of Section 21, above Township and Range; thence North 89° 41' 30" West along the South line of the Northwest quarter of the Northeast quarter of said Section 21, a distance of 270 feet; more or less, to a Southeasterly corner of the property conveyed to Modesto City School District of Stanislaus County, State of California, a public corporation, by Deed dated January 3, 1948, and recorded January 16, 1948, in Volume 922 of Official Records, Page 114, as Instrument No. 1120; thence along an Easterly and Southerly line of said Modesto City School District property the following two courses and distances: North 0° 40' 30" West, 350 feet and South 89° 41' 30" East, 270 feet to the East line of the West half of the Northwest quarter of the Northeast quarter of said Section 21; thence South 0° 40' 30" East, along said East line, 350 feet to the point of beginning.

EXCEPTING THEREFROM the East 135 feet thereof.

EXHIBIT "A"

MCDESTO CITY COUNCIL
RESOLUTION NO. 77-1171

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$72,967 NEEDED FOR DOWNEY AND DAVIS PARK PROJECTS AND GRANGER AND COLLEGE RAILROAD CROSSINGS.

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

SPECIAL FUND FOR CAPITAL OUTLAYS (321)

FROM: General Reserve (60-800)		\$72,967
TO: Downey Park Dev./Engr. (6290-270)		34,000
Davis Park Stage 5-6 (6315-270)		32,567
Xing Gates/Granger (6082-560)		2,700
Xing Gates/College (6086-560)		3,700

Agreements with Abst. Groth & Associates dated May 16, 1977, relating to the park projects (res. 77-522 and 77-523) and an agreement dated December 15, 1975 with the State Dept. of Transportation relating to crossing gates (res. 75-1169) were not encumbered prior to the close of fiscal year 1976-77 nor were they rebudgeted for the current year.

It is now necessary to appropriate funds in the fiscal year 1977-78 budget to provide for these approved projects.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian

ATTEST:


NORRINE COYLE, City Clerk

MCDESTO CITY COUNCIL
RESOLUTION NO. 77-1172

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$20,000 NEEDED FOR UNITED TERMINAL PARKING LOT EXPANSION.

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

AIRPORT FUND (230)

FROM: Fire Alarm (6478-460)	\$20,000
TO: United Terminal Parking Lot Expansion	20,000

It has been determined the Fire Alarm System is not needed at the Airport and there is a pressing need to expand the United Terminal Parking Lot. See Memo from the Airport Manager dated Nov. 2, 1977.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Kullijian

ATTEST: Noraine Coyne
NORRAINE COYNE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO.77-1173

A RESOLUTION APPOINTING MEMBER OF THE MODESTO COMMUNITY CENTER CITIZENS COMMITTEE (Monroe Taylor replacing Rev. Howard Clarke)

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 Modesto Community Center Citizens Committee for the respective term as indicated:

Monroe Taylor
2825 Malaga Way
Modesto, California

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the Modesto Community Center Citizens 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 7th day of November 1977, by Councilmember Mensinger, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap

ATTEST:


~~XXXXXXXXXXXXXXXXXXXX~~, City Clerk
NORRINE COYLE

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1174

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF MODESTO AND FRANCIS M. CHRISTIANSEN, LILLIAN CHRISTIANSEN, CLARKSON B. BRADFORD, JR., AND MARION T. BRADFORD AND ACCEPTING GRANT DEED FOR THE PURCHASE OF PROPERTY NEEDED FOR THE EXPANSION OF THE CITY OF MODESTO CORPORATION YARD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the right of way agreement between the City of Modesto and Francis M. Christiansen, Lillian Christiansen, Clarkson B. Bradford, Jr., and Marion T. Bradford for the purchase of property needed for the expansion of the City of Modesto Corporation Yard is hereby approved.

BE IT FURTHER RESOLVED that the City Manager and City Clerk are hereby authorized and directed to execute said right of way agreement on behalf of the City of Modesto and the City Clerk authorized to record said Grant Deed 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 7th day of November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Lang, Mensinger, Siefkin,
Kullijian, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk


MODESTO CITY COUNCIL
RESOLUTION NO. 77-1175

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPEALING A
PLANNING COMMISSION DECISION REGARDING REVISED PLOT PLAN P-D (157)
(WICKLAND OIL CO.)

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that December 12, 1977 , at 7:35 P.M. 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 appealing a Planning
Commission decision regarding revised Plot Plan P-D (157)

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 14th day of
November , 1977, by Councilmember Lang , who moved
its adoption, which motion being duly seconded by Councilmember
Elliott , was upon roll call carried and the resolution adopted
by the following vote:

AYES:	Councilmembers:	Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1176

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF CONANT AVENUE FROM HETCH HETCHY R/W TO STANDIFORD AVENUE.

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

SECTION 1. The plans and specifications for construction of Conant Avenue from Hetch Hetchy R/W to Standiford 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 November 29, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of November 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember

Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1177

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR IMPROVEMENT OF EVERGREEN AVENUE FROM ANGELA LANE TO CARVER ROAD.

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

SECTION 1. The plans and specifications for Improvement of Evergreen Avenue from Angela Lane to Carver Road. 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 29, 1977 at 11:00A.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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of November 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1178

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR FURNISHING AUTOMOTIVE AND HEAVY EQUIPMENT

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

SECTION 1. The plans and specifications for furnishing automotive and heavy 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 December 20, 1977 at 2:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of November 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1179

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR STREET IMPROVEMENT, HOUSING TARGET AREA STAGE 2.

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

SECTION 1. The plans and specifications for street improvement, housing target area Stage 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 November 29, 1977 at 11:10 AM 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of November 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1180

A RESOLUTION ACCEPTING THE BID OF E.P. CONSTRUCTION, INC., FOR THE CONSTRUCTION OF THE SCENIC-SONOMA-ORANGEBURG DRAINAGE SYSTEM; McGUIRE DR., ORANGEBURG AVENUE; SCENIC DRIVE.

WHEREAS, Resolution No. 77-1068 adopted by the Council of the City of Modesto on October 17, 1977, approved the plans and specifications for the Construction of the Scenic-Sonoma-Orangeburg Drainage System; McGuire Drive; Orangeburg Avenue; Scenic Drive. and authorized the calling for bids, and

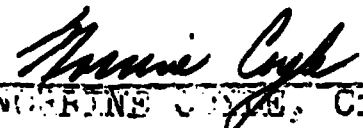
WHEREAS, the bids received for the construction of the Scenic-Sonoma-Orangeburg Drainage System; McGuire Drive; Orangeburg Ave., Scenic Dr. were opened at 11:00 A.M. on Nov. 1, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of E. P. Construction, Inc., in the amount of \$108,255.00 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of E. P. Construction, Inc., in the amount of \$108,255.00 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 14th day of November 1977 by Councilmember Lang who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap

ATTEST: 
MURIEL COOK, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1181

A RESOLUTION APPROVING APPROPRIATION TRANSFER IN THE AMOUNT OF \$18,000 NEEDED TO PROVIDE FUNDS FOR THE COMPLETION OF THE SCENIC-SONOMA-ORANGEBURG STORM DRAIN TRUNK SYSTEM.

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

SPECIAL FUND FOR CAPITAL OUTLAYS (321)

FROM: General Reserve (60-800) \$ 18,000
TO: Sonoma Drain/North (6474-410) \$ 18,000

JUSTIFICATION: To provide funds for the completion of the Scenic, Sonoma, Orangeburg Storm Drain Trunk System. Bids were opened for this project on November 1, 1977. The low bid was 18.97% above the engineers estimate; therefore an additional \$18,000 is needed to complete this project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote.

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1182

A RESOLUTION ACCEPTING THE BID OF GEORGE REED, INC., FOR THE CONSTRUCTION OF SYLVAN PARK STAGE 1.

WHEREAS, Resolution No. 77-1067, adopted by the Council of the City of Modesto on October 24, 1977, approved the plans and specifications for the construction of Sylvan Park Stage 1.

and authorized the calling for bids, and

WHEREAS, the bids received for the Construction of Sylvan Park Stage 1.

were opened at 11:05 A.M. on Nov. 8, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and


WHEREAS, the Director of Public Works has recommended that the bid of George Reed, Inc., in the amount of \$62,300.00 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 \$62,300.00 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 14th day of November 19 77, by Councilmember Lang who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1183

A RESOLUTION ACCEPTING THE BID OF ALCAL ROOFING AND INSULATION for THE REROOFING OF THE MADDUX YOUTH CENTER, 615 SIERRA.

WHEREAS, Resolution No. 77-1100 , adopted by the Council of the City of Modesto on October 24, 1977, approved the plans and specifications for the reroofing of the Maddux Youth Center and authorized the calling for bids, and

WHEREAS, the bids received for the reroofing of the Maddux Youth Center, 615 Sierra were opened at 11:10 A.M. On Nov. 8, 1977, and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Alcal Roofing and Insulation in the amount of \$5,966.00 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Alcal Roofing and Insulation in the amount of \$5,966.00 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 14th day of November 19 77, by Councilmember Lang who moved its adoption, which motion being duly seconded by Councilmember Elliott , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1184

A RESOLUTION ACCEPTING THE BID OF MARK GROVER LANDSCAPING FOR THE
INSTALLATION OF IRRIGATION SYSTEMS AND LANDSCAPING FOR BRIGGSMORE,
PHASE II

WHEREAS, Resclution No. 77-1066 , adopted by the Council of the
City of Modesto on October 17, 1977 , approved the plans and speci-
fications for the installation of irrigation systems and landscaping
for Briggsmore, Phase II
and authorized the calling for bids, and

WHEREAS, the bids received for the installation of irrigation
systems and landscaping for Briggsmore, Phase II
were opened at 11:00 A.M. on November 8, 1977 and later tabulated
by the Director of Public Works for the consideration of the
Council, and

WHEREAS, the Director of Public Works has reccmmended that
the bid of Mark Grover Landscaping in the amount of \$32,900.00
be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of Mark Grover Landscaping in the amount of \$32,900.00
be accepted and the execution of a contract for the completion of the
project by the City's designated officials be authorized.

The foregoing resclution was intrcduced at a regular meeting of
the Council of the City of Modesto held on the 14thday of November ,
1977: by Councilmember Lang , who moved its adoption, which
mction being duly seconded by Councilmember Elliott , was upon roll
call carried and the resclution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1185

A RESOLUTION ACCEPTING THE CONSTRUCTION OF BRIGGSMORE AND PRESCOTT
IRRIGATION AND LANDSCAPING BY ALBERT M. BIEHL

WHEREAS, a report has been filed by the Director of Public
works that the construction of irrigation and landscaping
of Briggsmore and Prescott
has been completed by Albert M. Biehl

in accordance with the contract agreement dated June 6, 1977

NOW, THEREFORE, BE IT RESOLVED that the construction of
Irrigation and Landscaping of Briggsmore and Prescott
be accepted from said contractor, Albert M. Biehl

that notice of completion be filed with the Recorder of Stan-
islaus County and that payment of amounts due in the amount of
\$26,816.00 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meet-
ing of the Council of the City of Modesto held on the 14th day
of November , 1977, by Councilmember Lang , who
moved its adoption, which motion being duly seconded by Council-
member Elliott , was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap

ATTEST: *Noeline Coyle*
NOELINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1186

RESOLUTION REJECTING THE BID SUBMITTED FOR 5 NEW BUSES OPENED
IN THE OFFICE OF THE CITY CLERK ON NOVEMBER 2, 1977 at 2:00 P.M.

WHEREAS, Resolution 77-776 adopted by the Council of the
City of Modesto on August 1, 1977 approved the plans and speci-
fications for 5 new buses and authorized the call for bids, and

WHEREAS, the bid received for 5 new buses was opened at
2:00 P.M. on November 2, 1977, and later tabulated by the Director
of Parking and Traffic for the consideration of the Council of the
City of Modesto, and

WHEREAS, the sole bid of \$223,702.40, submitted by Holt
Motors was not considered acceptable by the Director of Parking
and Traffic, and

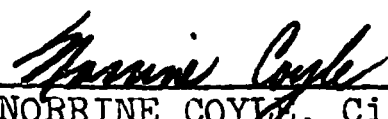
WHEREAS, the Director of Parking and Traffic recommends that
the bid be rejected.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City
of Modesto that the bid received for 5 new buses and opened in
the office of the City Clerk on November 2, 1977 at 2:00 P.M. is
hereby rejected.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 14th day of
November, 1977, by Councilmember Lang, who moved its adoption,
which motion being duly seconded by Councilmember Elliott, was
upon roll call, carried and the resolution adopted by the following
vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger,
Siefkin, Mayor Davies
NOES: Councilmembers; None
ABSENT: Dunlap

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1187

A RESOLUTION DECLARING THAT A MAJORITY PROTEST HAS NOT BEEN MADE AGAINST THE ANNEXATION OF CERTAIN UNINHABITED TERRITORY TO THE CITY OF MODESTO KNOWN AS PARADISE-ROUSE ADDITION AND DECLARING THE INTENTION OF THE COUNCIL TO PROCEED WITH THE ANNEXATION OF SAID TERRITORY.

WHEREAS, by Resolution No. 77-984, adopted on September 19, 1977, the Council fixed the 14th day of November, 1977, at the hour of 7:30 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 considering the petition of the owners of not less than one-fourth of the land in the hereinafter described territory by area and by assessed value requesting annexation of said territory to said City, and

WHEREAS, the City Clerk has caused a copy of said Resolution No. 77-984 to be published in The Modesto Bee, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto and in the Ceres Courier, a newspaper of general circulation published outside the City of Modesto but in the County of Stanislaus, said publications being completed at least twenty (20) days prior to the date set for the hearing, as required by Sections 35307 and 35311 of the Government Code, and

WHEREAS, the City Clerk has given notice to all persons legally entitled thereto, in the manner required by law, and

WHEREAS, notice has been duly given of said hearing and one person owning real property within such territory appeared at said time and place to protest said annexation, and one person filed a written protest prior to final adjournment of the hearing on protests to the proposed annexation, which protests represented less than twenty-one (21%) per cent of the value of the territory proposed to be annexed as shown by the last equalized assessment roll,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby declares that a majority protest against the proposed annexation of said Paradise-Rouse Addition has not been made and hereby declares its intention to proceed with the annexation of said territory, which is more particularly described as attached hereto and made a part hereof as though set forth in full herein.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of November, 1977, by Councilmember Kulljian, 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: Elliott, Kulljian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

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 Ros Campbell
Public Works Department

PARADISE-ROUSE ADDITION

All that real property in the State of California, County of Stanislaus, being portions of the Northeast quarter of Section 6, Township 4 South, Range 9 East, and the Southeast quarter 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 the Southernmost point of the GANT ADDITION (138), as per description filed October 18, 1962, as Instrument 39842, Stanislaus County Records, said point being the Northwestern corner of PARADISE CENTER NO. 2 ADDITION (92), as per description filed April 14, 1959, as Instrument 10647, Stanislaus County Records, said point also being the Northernmost point of NAVON ADDITION (110), as per description filed June 29, 1960, as Instrument 18294, Stanislaus County Records, said point also being on the Southeastern line of 66.00 foot Paradise Road;

1. thence along the Northwestern line of said ADDITION (110) and Southeastern line of said 66.00 foot Paradise Road, South 49° 17' 00" West, 379.47 feet, to the Westernmost point of said ADDITION (110), said point being the Southeastern corner of said 66.00 foot Paradise Road and 60.00 foot Chicago Avenue, said point also being on the boundary of PARADISE CENTER ADDITION (80), as per description filed May 21, 1958, as Instrument 12573, Stanislaus County Records;
2. thence along a Northwestern line of said ADDITION (80) and continuing along said Southeastern line of 66.00 foot Paradise Road, South 49° 17' 00" West, 957.23 feet;
3. thence continuing along the boundary of said ADDITION (80) South 89° 05' 00" West, 12.50 feet;
4. thence South 49° 17' 00" West, 111.66 feet, to the Western line of said ADDITION (80);
5. thence along said Western line, South 01° 00' 00" East, 375.45 feet, to the Southwestern corner of said ADDITION (80);
6. thence along the Southern line of said ADDITION (80), North 89° 00' 00" East, 190.00 feet, to a Northwestern corner of HUDSON-UCCELLO ADDITION (51), as per description filed August 28, 1953, as Instrument 21233, Stanislaus County Records;
7. thence along the boundary of said ADDITION (51), South 01° 00' 00" East, 164.00 feet;
8. thence South 89° 00' 00" West, 190 feet;
9. thence South 01° 00' 00" East, 696.32 feet, to the Southwestern corner of said ADDITION (51), said Southwestern corner being on the Northern line of 60.00 foot Rouse Avenue;
10. thence along the Southern line of said ADDITION (51) and said Northern line of 60.00 foot Rouse Avenue, North 89° 00' 00" East, 290.35 feet, to the Northwestern corner of KAZMIR COURT ADDITION (245), as per description filed December 1, 1969 as Instrument 39361, Stanislaus County Records;
11. thence along the Western line of said ADDITION (245), said Western line being 20.00 feet East of the West line of 30.00 foot Yvonne Lane and its Northern extension, South 00° 27' 00" East, 768.93 feet, to the Southeastern corner of the property conveyed to Silas W. Green, et ux, by deed recorded October 1, 1974, as Instrument 13077, Stanislaus County Records;

12. thence leaving the existing City Limits along a Southern line of said Green property, South $82^{\circ} 19' 50''$ West, 489.20 feet, to the Southwestern corner of said Green property;
13. thence along a Western line of said Green property and its Northerly extension, North $00^{\circ} 21' 46''$ West, 796.40 feet, to the center line of 60.00 foot Rouse Avenue;
14. thence along said center line of 60.00 foot Rouse Avenue, South $89^{\circ} 00' 00''$ West, 444.20 feet, to the Southerly extension of the Western line of the property conveyed to Gary Gervasoni, et ux, by deed recorded November 27, 1973, as Instrument 20853, Stanislaus County Records;
15. thence along said Western line and its Southerly extension of said Gervasoni property, North $01^{\circ} 27' 34''$ West, 397.08 feet, to the Southeastern corner of the property conveyed to Gary E. Bright, et us, by deed recorded February 27, 1968, as Instrument 6180, Stanislaus County Records;
16. thence along the Southern line of said Bright property, South $86^{\circ} 55' 55''$ West, 127.05 feet, to the Southwestern corner of said Bright property;
17. thence along the Western line of said Bright property and its Northerly extension, North $00^{\circ} 47' 09''$ West, 267.65 feet, to the center line of 66.00 foot Paradise Road;
18. thence along said center line, North $49^{\circ} 17' 00''$ East, 2459.81 feet, to a point on the existing City Limits as established by the intersection of the center line of 66.00 foot Paradise Road at the Western boundary of said ADDITION (138);
19. thence along the existing City Limits on said Western boundary of ADDITION (138), South $03^{\circ} 37' 30''$ East, 41.37 feet, to the point of beginning, containing 26.635 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1188

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND
DIRECTING THE FILING OF A NOTICE OF APPROVAL OF ANNEXATION:
PARADISE-ROUSE ADDITION.

WHEREAS, on November 14, 1977, the City Council adopted Resolution
No. 77-1187 giving approval to the following annexation: Paradise-Rouse Addition
_____, and

WHEREAS, the Local Agency Formation Commission of the County of Stanislaus approved
said annexation on August 24, 1977, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and
considered the findings of the County of Stanislaus Environmental Review Committee which
resulted in a negative declaration in regard to the environmental impact of the subject
annexation.

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 Approval in regard to
the environmental impact of the following annexation: Paradise-Rouse Addition.

The foregoing resolution was introduced at a regular meeting of the Council of
the City of Modesto held on the 14th day of November, 1977, by Councilmember
Kulljian, 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: Elliott, Kulljian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap

(SEAL)

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1189

A RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION WITH THE DEPARTMENT OF TRANSPORTATION, UNITED STATES OF AMERICA, FOR A GRANT UNDER THE URBAN MASS TRANSPORTATION ACT OF 1964, AS AMENDED

WHEREAS, the Secretary of Transportation is authorized to make grants for mass transportation projects;

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;

WHEREAS, it is required by the U. S. Department of Transportation in accord 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 supplies and equipment.

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

1. That the City Manager 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 transit operations in fiscal 1977-78.
2. That the City Manager 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 the 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 City Manager is authorized to set forth and execute affirmative minority business policies in connection with the project's procurement needs.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of November, 1977, by Councilmember Elliott , who moved its adoption, which motion being duly seconded by Councilmember Siefkin , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Siefkin, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

ATTEST: *Norrine Coyle*
NORRINE COYLE City Clerk

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 Council of the City of Modesto held on November 14, 1977.

Norrine Coyle
NORRINE COYLE, City Clerk

November 17, 1977
(Date)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1190

A RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION WITH THE DEPARTMENT OF TRANSPORTATION, UNITED STATES OF AMERICA, FOR A GRANT UNDER THE URBAN MASS TRANSPORTATION ACT OF 1964, AS AMENDED

WHEREAS, the Secretary of Transportation is authorized to make grants for mass transportation projects;

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;

WHEREAS, it is required by the U. S. Department of Transportation in accord 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 supplies and equipment.

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

1. That the City Manager 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 financing the purchase of the following equipment:

- (a) Five (5) 35 foot, 33-43 passenger, diesel power, air conditioned advance design, transit buses;
- (b) Five (5) electrically operated, registering, locked, bus fare boxes, with vaults;
- (c) Ten (10) 5-7 passenger, transit passenger shelters;
- (d) A two-way radio communications system for the bus fleet including nineteen (19) mobile radios.

2. That the City Manager 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 the 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 City Manager is authorized to set forth and execute affirmative minority business policies in connection with the project's procurement needs.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of November, 1977, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Siefkin , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

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 Council of the City of Modesto held on November 14, 1977.

Norrine Coyle
NORRINE COYLE, City Clerk

November 17, 1977
(Date)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1191

A RESOLUTION APPROVING A DEVELOPMENT PLAN
FOR PLANNED-DEVELOPMENT ZONE, P-D (173) .

WHEREAS, a verified application for an amendment to Section
30-3-9 of the Zoning Map was filed by Horn Construction
Company on July 21, 19 77, to
reclassify from Low Density Residential Zone R-1
to Planned-Development Zone, P-D, the following described property:

ALL that certain real property situated in Lot 18, Map of the Maze Ranch Subdivision, recorded in Volume 4 of Maps at Page 18, Stanislaus County Records, in Section 30, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, located in the City of Modesto, County of Stanislaus, State of California, described as follows:

BEGINNING at the Southwest corner of Pioneer Village No. 1 recorded in Volume 26 of Maps at Page 80, Stanislaus County Records; said point being on the North right-of-way line of Modesto Irrigation District Lateral No. 4; thence South $86^{\circ} 55' 40''$ West along said North right-of-way, a distance of 578.81 feet to a point on a curve concave to the East, said point also being on the Easterly right-of-way line of Carpenter Road; thence Northerly along the Easterly right-of-way line of Carpenter Road 36.09 feet along said curve having a radius of 1955 feet and a central angle of $1^{\circ} 03' 28''$; thence North $4^{\circ} 14' 40''$ East 510.89 feet to a tangent curve concave to the West; thence Northerly 180.29 feet along said tangent curve having a radius of 2045 feet and a central angle of $5^{\circ} 03' 05''$; thence North $0^{\circ} 48' 25''$ West 43.20 feet; thence leaving the Easterly right-of-way line of Carpenter Road, North $44^{\circ} 42' 39''$ East, 35.67 feet; thence North $0^{\circ} 14' 00''$ East 10.00 feet to a point on the South right-of-way line of Elm Avenue, said right-of-way line being 20.00 feet South of the centerline of Elm Avenue; thence South $89^{\circ} 46' 00''$ East along said right-of-way line a distance of 500.73 feet to the Northwest corner of Pioneer Village No. 1; thence South $0^{\circ} 31' 58''$ East along the West line of Pioneer Village No. 1 a distance of 771.17 feet to the point of beginning.

INCLUDING also the Northerly 50.00 feet of M.I.D. Lateral No. 4 Canal, the Easterly 45.00 feet of Carpenter Road and the Southerly 20.00 feet of Elm Avenue all being immediately adjacent to the above described property.

WHEREAS, after public hearing held on September 20, 19 77, 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:

WHEREAS, after a public hearing held on November 14, 1977, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Horn Construction Company 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. _____-C.S. on the 14th day of November, 1977, reclassifying the above-described property from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D (173),

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 (173), is hereby approved in accordance with the plan titled "Pioneer Village Shopping Center"

_____, as amended in red on its face, stamped approved by the Planning Commission on September 20, 1977, and on file in the office of the Director of Planning and Community Development, subject to the following conditions:

1. That all development be in accordance with the above mentioned plot plan.
2. That prior to the issuance of a building permit, a landscaping and irrigation plan shall be submitted by the applicant for approval by both the Director of Planning and Community Development and the Director of Parks and Recreation. The landscaping and the irrigation system shall be installed and maintained in accordance with the approved landscaping and irrigation plan. Irrigation shall be by underground sprinkler system. Landscaping along the southern and easterly property lines shall be designated "screen landscaping".
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 development shall be connected to the City of Modesto water and sewer facilities in accordance with the requirements of the Director of Public Works.
5. That all parking and driveway areas shall be improved to City standards including the provisions of Section 10-2.1801, 10-2.1804, and 10-2.1808 of the Municipal Code. All drainage facilities shall be provided in accordance with the requirements of the Director of Public Works.

6. That the applicant shall install four fire hydrants and the pipeline system therefor in accordance with the requirements and to the specifications of the Fire Chief. Said hydrants shall be installed prior to the start of construction.
7. 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 a trash enclosure is used, it shall be constructed of the same building materials used in the main buildings or as approved by the Director of Planning and Community Development.
8. That only those uses specifically permitted in the Neighborhood Commercial (C-1) Zone shall be permitted to locate within the shopping center.
9. That two freestanding shopping center identification signs shall be permitted, one each on the Elm Avenue and Carpenter Road frontages of the shopping center to identify the project. Said freestanding signs shall not exceed 72 square feet in area and 20 feet in height. All additional signs within the Shopping Center shall comply with the sign requirements of the H-1 Zone.
10. That all outdoor lighting shall be shielded from adjacent residential areas in accordance with the requirements of the City Engineer.
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 sound-proofed in accordance with the requirements of the Director of Public Works and shall not be located closer than 40 feet to adjacent residentially zoned properties.
12. That all activities in the loading dock areas east and south of the main shopping center structures including the parking of trucks may be conducted only between the hours of 7 a.m. and 10 p.m. of each day.
13. That the loading dock areas east and south of the main shopping center structures may not be used for outside storage of any type of material.
14. That all businesses in the shopping center may be open to the public only between the hours of 7 a.m. and 10 p.m. of each day, seven days a week, unless a use permit is obtained from the Board of Zoning Adjustment, in accordance with the provisions of Article 20 of Chapter 2 of Title X of the Modesto Municipal Code, after a public hearing to allow one or more businesses to open for additional business hours.
15. That the supermarket shall be a minimum size of 20,000 square feet and shall be constructed within the first phase of the project, and shall be the first use to open for business.
16. That prior to occupancy of the shopping center, a masonry wall along the east side of the shopping center shall be constructed to an 8-foot height and a chainlink wood slat fence along the south side of the shopping center shall be constructed to a 6-foot height.

17. That Mocassin Drive which ends at the eastern edge of the development be closed in accordance with the requirements of the Director of Public Works.
18. That Carpenter Road shall be improved to City of Modesto major street standards in accordance with the requirement of the Director of Public Works, including full sidewalk with street tree blockouts at approximately 40-foot intervals.
19. That 10 feet of right-of-way be dedicated for Elm Avenue, that for a distance of 250 feet east of Carpenter Road an additional 5 feet of right-of-way be dedicated for turning lanes on Elm Avenue, and that Elm Avenue be improved to City of Modesto collector street standards.
20. That public utility easements be dedicated as required by the utility companies serving the development.
21. That improvements plans for all public improvements be prepared by a registered civil engineer and submitted to the City for approval by the City Engineer.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D (173) :

That the entire construction program be accomplished in one phase with construction to begin on or before January 1, 1981, and to be completed not later than January 1, 1984.

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 reclassifying the above-described property to Planned-Development Zone, P-D (173) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of November, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Lang, Siefkin, Kullijian, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Mensinger, Dunlap

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 A. Coyle
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1192

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 30-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO,
RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON.
(SOUTHEAST CORNER OF ELM AVENUE AND CARPENTER ROAD- HORN CONSTRUCTION COMPANY)

WHEREAS, on November 14, 19 77, the City Council

introduced Ordinance No. 1676-CS giving approval to a project relating to an amendment to Section 30-3-9 of the Zoning Map to reclassify certain property located thereon from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(173)

_____ , 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 delcaration 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 30-3-9 of the Zoning Map to reclassify certain property located thereon from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(173)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of November, 1977, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Lang, Siefkin, Kullijian,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Mensinger, Dunlap

ATTEST:

(SEAL)


NORRINE COYLE, City Clerk

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1193

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 23-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM PLANNED DEVELOPMENT ZONE, P-D(22), TO NEIGHBORHOOD COMMERCIAL ZONE, C-1.

WHEREAS, on November 14, 1977, the City Council

introduced Ordinance No. 1677 giving approval to a project relating to an amendment to Section 23-3-9 of the Zoning Map of the City of Modesto, reclassifying certain property located thereon from Planned Development Zone, P-D(22), to Neighborhood Commercial Zone, C-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 delcaration 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 23-3-9 of the Zoning Map of the City of Modesto, reclassifying certain property located thereon from Planned Development Zone, P-D(22), to Neighborhood Commercial Zone, C-1

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

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. 77-1194

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 28-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (NORMAN WINSOR)

WHEREAS, on November 14, 19 77, the City Council adopted Ordinance No. 1678 -C. S. giving approval to a project relating to an amendment to Section 28-3-9 of the Zoning Map to rezone certain property located thereon from Multiple Family Residential Zone, R-3, to Professional Office Zone, P-O

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 delcaration 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 28-3-9 of the Zoning Map to rezone certain property located thereon from Multiple Family Residential Zone, R-3, to Professional Office Zone, P-O

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of November, 19 77, by Councilmember Kullijian, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Mayor Davies

NOES: Councilmembers: Siefkin

ABSENT: Councilmembers: Dunlap

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1195

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 26-3-9 OF THE ZONING
MAP OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY
LOCATED THEREON. (ALLEN GRANT, INC.)

WHEREAS, on November 14, 1977, the City Council
introduced Ordinance No. 1679-C.S. giving approval to a project relating to
an amendment to Section Map 26-3-9 of the Zoning Map to reclassify certain
property from Planned Development Zone, P-D(77), to 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 delcaration 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 26-3-9 of the Zoning Map to reclassify certain
property from Planned Development Zone, P-D(77), to 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 14th day of November, 1977, by
Councilmember Elliott, who moved its adoption, which motion being duly
seconded by Councilmember Kullijian, was upon roll call carried and the
resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mayor Davies

NOES: Councilmembers: Mensinger, Siefkin

ABSENT: Councilmembers: Dunlap

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. 1196

A RESOLUTION DELEGATING TO THE CITY MANAGER AUTHORITY TO MAKE DETERMINATIONS UNDER SECTIONS 21024 AND 21028 OF THE GOVERNMENT CODE OF THE STATE OF CALIFORNIA REGARDING DISABILITY OF LOCAL SAFETY MEMBERS OF THE PUBLIC EMPLOYMENT RETIREMENT SYSTEM.

WHEREAS, the City of Modesto, is a contracting agency of the Public Employees' Retirement System, and

WHEREAS, the Public Employees' Retirement Law requires that a contracting agency determine whether an employee of such agency in employment in which he is classified as a local safety member is disabled for purposes of the Public Employees' Retirement Law, and

WHEREAS, pursuant to Section 21034 of the Government Code of the State of California, the City Council may delegate authority to make such determinations to the incumbent of the office of City Manager,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby delegate to the incumbent of the office of City Manager authority to make determinations under Sections 21024 and 21028 of the Government Code of the State of California, on behalf of the City of Modesto, of such disability and to certify such determinations and all other necessary information to the Public Employees' Retirement System.

BE IT FURTHER RESOLVED that such incumbent be and is authorized to make applications on behalf of the City of Modesto for disability retirement of employees in employments in which they are local safety members and to initiate requests for reinstatement of such employees who are retired for disability.

BE IT FURTHER RESOLVED that Resolution No. 73-1049, adopted by the Council on December 26, 1973, is hereby rescinded.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 14th day of November, 1977, by Councilmember Lang, who moved its adoption which motion being duly seconded by

Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

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. 77-1197

A RESOLUTION DECLARING THE CITY OF MODESTO'S POLICY REGARDING CLAIMS AGAINST CITY OFFICIALS WHO MAY BE SUED IN THEIR INDIVIDUAL CAPACITY FOR ACTS OR OMISSIONS COMMITTED IN THE COURSE AND SCOPE OF EMPLOYMENT WITH THE CITY.

WHEREAS, claims against public officials for injury, loss or damage arising out of the performance or failure to perform official duties by such officials have traditionally been defended by, and judgments resulting therefrom paid by, the public entities which the officials serve, and

WHEREAS, authority exists in state law for such defense and payment in certain situations, and subject to certain exceptions, and

WHEREAS, a trend has developed recently for claimants to attempt to impose personal liability upon public officials for acts or omissions in connection with their official duties, and

WHEREAS, some of such cases are outside the purview of the California Tort Claims Act, or for other reasons affect adversely the public interest, liability of such public officials and the obligation to defend such claims, is unclear, and

WHEREAS, such uncertainty causes concern to some public officials, and in view of this Council to be counterproductive and detrimental to the City,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the policy of the City of Modesto with respect to the defense and payment of claims against public officials, and the disposition of claims against public officials of the City of Modesto is declared to be as follows:

(a) The term "city official" as used herein and for the purposes of this resolution means and includes all elective and appointed officials, all employees and members of all boards, commissions and committees of the City of Modesto, collectively or individually.

(b) Subject to the exceptions and/or limitations hereinafter set forth, the City of Modesto, at its own expense, shall provide a defense, including but not limited to investigation, negotiation, mediation, arbitration, and settlement appropriate, and shall pay all costs of such defense provided by the City, including

attorney's fees, including attorney's fees, and shall pay, or indemnify

any such city official in any civil action or suit arising out of or connected with alleged acts or omissions to act in the performance of his or her official duties.

The City of Modesto shall not provide the defense or indemnification herein provided in the preceding paragraph in any of the following exceptions and/or limitations exist:

(1) To the extent that such city official is a public officer or employee of the State Court with respect to the City of Modesto, the City of Modesto shall not provide the defense or indemnification herein provided.

(2) If the action is brought voluntarily by the City of Modesto against such city official to enforce the law, for disciplinary reasons, or to determine liability for, or to recover, sums payable to the City of Modesto by such city official;

(3) If the act or omission complained of was done with oppression, fraud, or malice, expressed or implied, was in commission of a crime requiring criminal intent, or was not in good faith performance of official duties.

(d) If doubt or dispute exists whether the City of Modesto should defend under the above stated policy, the city may agree in writing to conduct the defense of such city official, but reserving the right not to pay the judgment, compromise, or settlement unless or until it shall be established that the claim arose out of an act or omission occurring within the course and scope of employment, or within the performance of the duties of the office held by such city official and is not subject to an exception and/or limitation set forth in paragraph (c) above.

(e) The policy stated above is made without reference to the existence or lack of insurance coverage for the risks therein referred to. Nothing in this policy statement shall be construed to require that the City of Modesto purchase any particular form or amount of insurance coverage, nor to prohibit the City of Modesto from acquiring any specific insurance coverage.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

BY: Elwyn Johnson
ELWYN J. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1198

A RESOLUTION ANNEXING UNINHABITED TERRITORY KNOWN
AS THE CALIFORNIA-PANAMA ADDITION TO
THE CITY OF MODESTO.

WHEREAS, a written petition was filed under the "Annexation of Uninhabited Territory Act of 1939" and amendments thereto, with the City Council as the Legislative Body of the City of Modesto, a municipal corporation, containing a description of uninhabited territory contiguous to land lying within the boundary of said City of Modesto, and requesting therein that said territory be included in such municipal corporation, and

WHEREAS, said petition was signed by or written consent was filed by the owners of all of the land in the territory to be annexed, and

WHEREAS, the Stanislaus County Local Agency Formation Commission did on October 25, 1977, authorize the annexation of said uninhabited territory to the City of Modesto, without notice and hearing by the Legislative Body, pursuant to the Government Code, and

WHEREAS, owners of all of the territory to be annexed have heretofore filed with the Clerk of the Legislative Body, their written consent to have the property to be annexed subjected to taxation after annexation equally with property within the City of Modesto to pay any indebtedness or liability of the City of Modesto outstanding or authorized at the time said territory is annexed, for the acquisition, construction, or completion of municipal improvements, and

WHEREAS, said territory so proposed to be annexed to the City of Modesto is designated as California-Panama Addition,

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

That the annexation of said uninhabited territory designated as California-Panama Addition and hereinafter mentioned and described, as requested by said petition so filed with said City Council as the Legislative Body of said City of Modesto, be and the same is hereby approved, and said property be and the same is hereby subjected to taxation after annexation equally with property within the City of Modesto to pay any indebtedness of the City of Modesto,

outstanding or authorized at the time said territory is annexed, for the acquisition, construction or completion of municipal improvements, and said territory is hereby annexed to, incorporated and included in said City of Modesto, a municipal corporation,

BE IT FURTHER RESOLVED, that the specific description of the boundaries of the territory, the annexation of which is hereby approved, is attached hereto and made a part hereof as though set forth in full herein.

BE IT FURTHER RESOLVED, that no change in school district boundaries shall be effected by reason of the annexation of said territory to the City of Modesto.

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, six certified copies of this resolution, stating the date of its passage; to immediately make six 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 executive officer of the Stanislaus County Local Agency Formation Commission together with a payment of all fees required by California Government Code Section 54902.5.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin,
Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap

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 Ross Campbell
Public Works Department

October 27, 1977
October 12, 1977
October 3, 1977
September 20, 1977

CALIFORNIA - PANAMA ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Southwest quarter 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 the Southern boundary of the MARK TWAIN ADDITION (70), as per description filed June 22, 1956, as Instrument 17230, Stanislaus County Records, said point being 1,302.47 feet West of the interior corner of Section 31 on the Southern boundary of said Addition (70):

1. thence along the existing City Limits on the Southern line of said Addition (70), North $89^{\circ} 55' 00''$ East, 660.00 feet, to the centerline of 40.00 foot Panama Drive;
2. thence leaving the existing City Limits along the centerline of Panama Drive, South $00^{\circ} 04' 17''$ East, 1355.11 feet to the centerline of 40.00 foot Houser Lane;
3. thence along the centerline of Houser Lane, South $89^{\circ} 44' 43''$ West, 314.00 feet;
4. thence North $00^{\circ} 04' 17''$ West, 200.00 feet;
5. thence South $89^{\circ} 55' 00''$ West, 346.00 feet;
6. thence North $00^{\circ} 04' 17''$ West, 1156.05 feet, to the point of beginning, containing 18.954 acres, more or less.

~~ELWYN L. JOHNSON~~
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1199

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND
DIRECTING THE FILING OF A NOTICE OF APPROVAL OF ANNEXATION:
CALIFORNIA-PANAMA

WHEREAS, on November 14, 1977, the City Council adopted Resolution
No. 77-1198 giving approval to the following annexation: California-Panama
_____, and

WHEREAS, the Local Agency Formation Commission of the County of Stanislaus approved
said annexation on October 25, 1977, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and
considered the findings of the County of Stanislaus Environmental Review Committee which
resulted in a negative declaration in regard to the environmental impact of the subject
annexation.

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 Approval in regard to
the environmental impact of the following annexation: California-Panama.

The foregoing resolution was introduced at a regular meeting of the Council of
the City of Modesto held on the 14th day of November, 1977, by Councilmember
Lang, who moved its adoption, which motion being duly seconded by
Councilmember Elliott, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

(SEAL)

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1200

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION TO THE CITY OF MODESTO OF UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED AS PELANDALE NO. 1 ADDITION AND GIVING NOTICE OF TIME AND PLACE FOR HEARING PROTESTS THERETO.

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

1. That, pursuant to the provisions of the Annexation of Uninhabited Territory Act of 1939, as amended a petition signed by owners of not less than one-fourth (1/4) of the land in the hereinafter described territory by area and by assessed value as shown on the last equalized assessment roll of the County of Stanislaus was filed with the Council of the City of Modesto on November 7, 1977, requesting annexation of the hereinafter described territory to said City.

2. That the territory which the petitioners request be annexed to the City of Modesto and which said City and its Council propose to annex, is situate in the County of Stanislaus, State of California, hereby designated as Pelandale No. 1 Addition, and described as attached hereto and made a part hereof as though set forth in full herein.

3. That the matter of the proposed annexation to the City of Modesto of said territory has been referred to the Stanislaus County Local Agency Formation Commission for its consideration and approval, and said Stanislaus County Local Agency Formation Commission did on October 25, 1977, approve the annexation of said uninhabited territory to the City of Modesto pursuant to the Government Code.

4. No change in school district boundaries shall be effected by reason of the annexation of the hereinafter described area to the City of Modesto.

5. NOTICE IS HEREBY GIVEN that the 9th day of January, 1978 at the hour of 7:30 o'clock P.M. of said day, in the Council Chambers at the City Hall, located at 801 11th Street in the City of Modesto, be and the same is hereby fixed as the time and place for considering said petition, 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. The protest must be in writing, may be filed at any time before the hour set for hearing objections to the proposed annexation and shall state the name or names of the owner or owners of property affected and the description and area of such property in general terms.

6. The City Clerk shall cause a copy of this resolution to be published at least twice, but not oftener than once a week in The Modesto Bee, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto and shall also cause a copy of this resolution to be published in the Riverbank News, being a newspaper of general circulation published outside the City of Modesto but in the County of Stanislaus. Said publications shall be completed at least twenty (20) days prior to the date set for the hearing.

7. The City Clerk of the City of Modesto shall also cause written notice of such proposed annexation to be mailed to each person to whom land within the territory proposed to be annexed is assessed on the last equalized assessment roll available on the date the proceedings were initiated, at the address shown on said assessment roll or as known to said Clerk, and to any person who has filed his name and address and the designation of the land in which he has any interest, either legal or equitable, with said Clerk. Said notices shall be mailed not less than twenty (20) days before the public hearing on the proposed annexation.

8. In the event any land within the territory proposed to be annexed is owned by the County of Stanislaus, the City Clerk is directed to cause written notice of such proposed annexation to be mailed to the Board of Supervisors of the County, such notice to be given not less than twenty (20) days before the public hearing on the proposed annexation.

9. In the event there is, upon the land proposed to be annexed, a structural improvement owned, being acquired or leased by a county fire protection district, the City Clerk is directed to cause written notice of such proposed annexation to be mailed to the governing body of such district, such notice to be sent not less than ten (10) days before the public hearing on the proposed annexation.

10. 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 14th day of November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

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 Rose Rumpel
Public Works Department

October 12, 1977
September 21, 1977

PELANDALE NO. 1 ADDITION

All that real property in the State of California, County of Stanislaus, being in the Southeast quarter of Section 2, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the 1/4 section corner common to Sections 2 and 11 and as established by a Northeastern corner of BECKWITH NO. 1 ADDITION (305), as per description filed June 19, 1973, as Instrument 54524, Stanislaus County Records;

1. thence along the existing City Limits on a northerly line of said Addition (305), South 89° 52' 45" West, 987.62 feet;
2. thence continuing along the existing City Limits on an easterly line of said Addition (305), North 00° 15' 30" East, 1328.84 feet;
3. thence leaving the existing City Limits along the centerline of 40.00 foot Pelandale Avenue, North 89° 57' 00" East, 3629.11 feet;
4. thence along the centerline of 50.00 foot Dale Road, South 0° 18' 00" West, 1324.75 feet, to the Section corner common to Sections 1, 2, 11, and 12;
5. thence South 89° 53' 20" West, 2640.55 feet to the point of beginning, containing 110.516 acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1201

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND HENRY GONI FOR THE REMOVAL OF 25 ACRES OF PEACHES OFF THE FORMER HOGIN 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 Henry Goni for the removal of 2.5 acres of peaches off the former Hogin 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 14th day of November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1202

A RESOLUTION ADOPTING REVISED PROCEDURES FOR IMPLEMENTING
THE SCHOOL SITE AND FACILITIES TAX OF THE CITY OF MODESTO.

WHEREAS, the City Council has enacted Article 10 of Chapter 2 of Title VIII
of the Modesto Municipal Code, and

WHEREAS, said article establishes a tax known as the School Site and
Facilities Tax of the City of Modesto, and

WHEREAS, Section 8-2.1008 of said article provides that "the Council shall
by resolutions adopted from time to time set forth conditions to be required and the
procedures to be used in determining disbursement of and accounting for monies from
the School Site and Facilities Tax Fund", which fund is established by said article,
and

WHEREAS, the Council has heretofore, by Resolution No. 77-882, adopted
procedures for implementing the School Site and Facilities Tax of the City of Modesto,
and the City Council desires to amend said procedures,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the
procedures adopted by Resolution No. 77-882 and entitled " A Resolution Adopting
Procedures for Implementing the School Site and Facilities Tax of the City of Modesto"
are hereby amended as shown on the amended procedures attached hereto and titled
"Procedures for Implementing School Site and Facilities Tax" which are hereby adopted.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 14th day of November, 1977, by Council-
member Lang, who moved its adoption, which motion being duly seconded by
Councilmember Elliott, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin,
Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap

ATTEST:


NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

PROCEDURES FOR IMPLEMENTING SCHOOL SITE AND FACILITIES TAX

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- 3. Advisory Committee**
- 4. Procedures for Purchasing Land**
- 5. Procedures for Constructing, Purchasing or Leasing Classroom Buildings**

**Adopted by Modesto City Council Resolution No. 77-882 on August 22, 1977
Amended by Modesto City Council Resolution No. 77-1202 on November 14, 1977**

DEFINITIONS

- (a) The term "school districts" includes all elementary school districts and the Modesto High School District of Stanislaus County located in whole or in part within the City of Modesto.

- (b) The term "construction" includes the erection of permanent, portable, or temporary classrooms, excluding all other on-site improvements or preparation and utility hookups.

- (c) The term "site improvements" includes only off-site improvements in the public right-of-way.

USE OF TAX REVENUES

Revenues resulting from this tax are to be used to provide a source of revenue for a limited period of time for the purchase of land for elementary, senior elementary, and high schools. In addition, tax revenues may be used to construct, purchase or lease temporary or permanent classroom facilities to meet school needs resulting from new population growth.

Revenues are not to be used for replacement, repair, renovation or remodeling of existing classroom facilities.

Funds may also be used for off-site improvements in the public right-of-way if funding priorities permit.

ADVISORY COMMITTEE

By September 12, 1977, each elementary school district shall appoint one of its elected officials (and one alternate elected official) to serve on the Advisory Committee established by Modesto Municipal Code Section 8-2.1010. The Modesto Board of Education representative shall represent both the Modesto City School District and the Modesto High School District. In addition, in accordance with said Section 8-2.1010, the Mayor, with the concurrence of the Council, shall appoint one Councilmember to serve as a nonvoting member of said Committee. The Mayor, with the concurrence of the Council, shall also appoint one person recommended by the home building industry to sit with the Committee as a nonvoting industry spokesperson to assist the Committee in making its recommendations. Four members shall constitute a quorum. A majority of four votes shall be necessary for the Committee to make recommendations. All Advisory Committee meetings shall be open to the public. The Committee shall annually elect a chairperson and vice chairperson, with terms of office from May 1 of each year to April 30 of the following year. The Committee may adopt any further rules and regulations necessary to conduct its meetings.

PROCEDURES FOR SITE ACQUISITION (FOR ELEMENTARY AND HIGH SCHOOL DISTRICTS)

By September 30, 1977, and March 1, of each following year, each school district shall submit the following information to the Advisory Committee:

- 1) Student capacity of each school in the district.
- 2) Projected annual enrollment districtwide for the next five years.
- 3) Existing enrollment at each school as of September, 1977 and the end of the sixth school calendar month each following year.
- 4) Number and type of portable units which could be placed on each existing site on an interim basis.
- 5) If a site is requested, a resolution of the governing board of the district designating the general location of the site.

Based on the annual information submitted by the school districts, estimates of revenues provided by the City, and other available pertinent information, the Advisory Committee shall prepare a list of priorities for expenditures for the following fiscal year to recommend to the City Council Public Projects Committee. Based on these recommendations and other available information, the Public Projects Committee shall make recommendations to the City Council as outlined in Modesto Municipal Code Section 8-2.1010.

If it is determined a site should be purchased in the following fiscal year, it is the responsibility of the school district and City to agree on the precise location. Once agreed upon and approved by the Planning Commission, the City Council shall authorize City staff to commence acquisition procedures.

The City shall retain title to a school site until the school district requests transfer of title. A timetable for development of the site shall accompany the request.

PROCEDURES FOR CONSTRUCTING, PURCHASING OR LEASING CLASSROOM BUILDINGS
(Elementary Districts Only)

It is anticipated that tax revenues will be available each year for constructing, purchasing or leasing classroom buildings.

Based on the annual information submitted by the school districts, the estimates of revenue provided by the City, and other available pertinent information, the Advisory Committee shall recommend to the Public Projects Committee priorities for expenditures for the following fiscal year.

If it is determined that funds shall be spent for permanent construction the requisite funds shall be allocated to the appropriate school district. It shall be the responsibility of the district to handle all construction matters.

Ownership of relocatable classroom buildings shall be by a joint powers or other cooperative agency of the school districts. One of the school districts shall serve as the administrative agent for the joint powers agency. Distribution of the relocatable classroom buildings after initial purchase and placement shall be the responsibility of the Advisory Committee.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1203

A RESOLUTION ESTABLISHING EXPENDITURE PRIORITIES
FOR THE FISCAL YEAR 1977-78 TO IMPLEMENT THE SCHOOL
SITE AND FACILITIES TAX OF THE CITY OF MODESTO.

WHEREAS, the Public Projects Committee has considered the recommendations of the Schools Advisory Committee of the City of Modesto, which has compiled a list of expenditure priorities for the Fiscal Year 1977-78 to implement the School Site and Facilities Tax of the City of Modesto, and

WHEREAS, the Council desires to establish expenditure priorities for the Fiscal Year 1977-78 to implement the School Site and Facilities Tax of the City of Modesto,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby adopts the following expenditure priorities for the Fiscal Year 1977-78 as recommended by the Public Projects Committee, and the Schools Advisory Committee of the City of Modesto in connection with the implementation of the School Site and Facilities Tax of the City of Modesto:

- Priority 1: Empire Elementary/Senior Elementary School site acquisition: 12 acre addition to existing 17 acre site.
- Priority 2: Hart-Ransome Elementary School site acquisition: in Woodland Neighborhood, 10 acres and Salida Elementary School site acquisition: in Pelandale Neighborhood, 10 acres.
- Priority 3: Sylvan Elementary School site acquisition: in Orchard Neighborhood, 10 acres.
- Priority 4: The Empire District proceed to purchase seven relocatable classrooms, contingent upon approval of the classroom specifications by the Advisory Committee. Reimbursement of Empire District as Priority 4 following formation of a joint powers or other central agency. Ownership will revert to the central agency upon completion of reimbursement.
- Priority 5: An eighth relocatable classroom be purchased by the joint powers or other central agency and assigned to the Sylvan District.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of November, 1977, by Councilmember Lang, who moved its adoption,

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

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

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. 77-1204

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON REQUEST OF
FIRE STATION NO. 1 ADDITION CONTRACTOR, L. E. McGRAW, TO SUBSTITUTE
MASONRY CONTRACTOR

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that November 21, 1977 , at 4:25 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 request of Fire
Station No. 1 Addition contractor, L. E. McGraw, to substitute
masonry subcontractor.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 14th day of
November , 1977, by Councilmember Lang , who moved
its adoption, which motion being duly seconded by Councilmember
Elliott , was upon roll call carried and the resolution adopted
by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1205

A RESOLUTION APPROVING THE FINAL MAP OF THE
MONTPELIER ESTATES
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Montpelier Development Company, a general partnership,

is (~~lke~~) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 12.222 acres, known as the Montpelier Estates Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 5th day of April, 1977, 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 Montpelier 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,

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 14th day of November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

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. 77-1206

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF MODESTO AND STONE BROS. & ASSOCIATES AND ACCEPTING GRANT DEED FOR THE PURCHASE OF 0.499[±] ACRES OF RIGHT OF WAY NEEDED FOR THE STANDIFORD, LATERAL 7 TO TULLY PROJECT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the right of way agreement between the City of Modesto and Stone Bros. & Associates for the purchase of 0.499[±] acres of right of way needed for the Standiford, Lateral 7 to Tully project is hereby approved.

BE IT FURTHER RESOLVED that the City Manager and City Clerk are hereby authorized and directed to execute said right of way agreement on behalf of the City of Modesto and the City Clerk authorized to record said Grant Deed 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 14th day of November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Lang, Kullijian, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

ATTEST: *Norrine Coyne*
NORRINE COYNE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1207

A RESOLUTION APPROVING APPROPRIATION TRANSFER IN THE AMOUNT OF \$10,300 NEEDED FOR THE PURCHASE OF FIVE BUS PATRON SHELTERS

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

BUS SERVICE FUND (350)

FROM: General Reserve (60-800) \$10,300

TO: Bus Stop Shelters (6453-590) \$10,300

(To implement City Council directive to reimburse this account for funds spent on 9th and I Street Shelters.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

ATTEST: *Norrine Coyze*
NORRINE COYZE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1208

A RESOLUTION APPOINTING MEMBER OF THE MODESTO CITY COUNCIL PUBLIC PROJECTS COMMITTEE (Clyde Dunlap replacing Susan Siefkin)

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 Modesto City Council Public Projects Committee for the respective term as indicated:

Councilmember Clyde Dunlap
318 Brook Way
Modesto, California 95354

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the Modesto City Council Public Projects 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 14th day of November 1977, by Councilmember Kullijian, 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: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1209

A RESOLUTION APPOINTING MEMBER OF THE MODESTO YOUTH COMMISSION
(Carolyn French replacing Gordon Boone)

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 Modesto Youth Commission for the respective term as indicated: Term expiring 6/1/78

Carolyn French
Modesto Christian High School
2057 Peach Drive
Modesto, California

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member 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 14th day of November 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: ELLiott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap

ATTEST: 
~~XXXXXXXXXXXX~~, City Clerk
NORRINE COYLE

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1210

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR FURNISHING 3 PUTTING GREEN MOWERS

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

SECTION 1. The plans and specifications for furnishing 3 putting green mowers

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 20, 1977 at 2:30 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of November 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1211

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR INSTALLATION OF ADDITIONAL AERATORS AT THE OXIDATION PONDS

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

SECTION 1. The plans and specifications for installation of additional aerators at the oxidation ponds 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 22, 1977 at 2:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of November 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1212

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE
OF FOUR MOTORCYCLES FROM THE CALIFORNIA DEPARTMENT OF GENERAL SERVICES
CO-OPERATIVE PURCHASING DIVISION

BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of four motorcycles to be used by the Police Department is hereby waived.

BE IT FURTHER RESOLVED that purchase of four motorcycles from the California Department of General Services Co-operative Purchasing Division for the total purchase price of \$9,801.79 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1213

A RESOLUTION ACCEPTING THE BID OF CORNISH CONSTRUCTION FOR CONSTRUCTION OF WATERLINES EXTENSION IN KANSAS AVENUE FROM FRANKLIN STREET TO BARIUM ROAD

WHEREAS, Resclution No. 77-1101 , adopted by the Council of the City of Modesto on October 24, 1977 , approved the plans and specifications for the construction of waterline extension in Kansas Avenue from Franklin Street to Barium Road and authorized the calling for bids, and

WHEREAS, the bids received for the construction of waterline extension in Kansas Avenue from Franklin Street to Barium Road were opened at 11:15 A.M. on November 8, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has reccmmended that the bid of Cornish Construction in the amount of \$24,469.75 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Cornish Construction in the amount of \$24,469.75 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resclution was intrduced at a regular meeting of the Council of the City of Modesto held on the 21st day of November , 1977 by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Siefkin , was upon roll call carried and the resclution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap

ATTEST: *Margie Cady*
MARGIE CADY, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1214

A RESOLUTION DECLARING THAT A MAJORITY PROTEST HAS NOT BEEN MADE AGAINST THE ANNEXATION OF CERTAIN UNINHABITED TERRITORY TO THE CITY OF MODESTO KNOWN AS ORANGEBURG-FRANSEN ADDITION AND DECLARING THE INTENTION OF THE COUNCIL TO PROCEED WITH THE ANNEXATION OF SAID TERRITORY.

WHEREAS, by Resolution No. 77-1033, adopted on October 3, 1977, the Council fixed the 21st day of November, 1977, at the hour of 4:00 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 considering the petition of the owners of not less than one-fourth of the land in the hereinafter described territory by area and by assessed value requesting annexation of said territory to said City, and

WHEREAS, the City Clerk has caused a copy of said Resolution No. 77-1033 to be published in The Modesto Bee, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto and in the Riverbank News, a newspaper of general circulation published outside the City of Modesto but in the County of Stanislaus, said publications being completed at least twenty (20) days prior to the date set for the hearing, as required by Sections 35307 and 35311 of the Government Code, and

WHEREAS, the City Clerk has given notice to all persons legally entitled thereto, in the manner required by law, and

WHEREAS, notice has been duly given of said hearing and no person owning real property within such territory appeared at said time and place to protest said annexation and no written protests have been filed prior to final adjournment of the hearing on protests to the proposed annexation,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby declares that a majority protest against the proposed annexation of said Orangeburg-Fransen Addition has not been made and hereby declares its intention to proceed with the annexation of said territory, which is more particularly described as attached hereto and made a part hereof as though set forth in full herein.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

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]
Public Works Department

Corrected Nov. 21, 1977
Corrected Sept. 8, 1977
August 9, 1977

ORANGEBURG-FRANSEN ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northeast quarter of Section 24, 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 EAST ORANGEBURG NO. 6 ADDITION (331), as per map filed May 8, 1975, as Instrument 43098, Stanislaus County Records;

1. thence along the existing City Limits on a Northern line of SPRING CREEK ADDITION (325), as per map filed January 15, 1975, as Instrument 26879, Stanislaus County Records, South $64^{\circ} 37' 34''$ West 359.98 feet;
2. thence along an Eastern line of ORANGEBURG-LILLIAN ADDITION (302), as per map filed March 22, 1973, as Instrument 40448, Stanislaus County Records, North $0^{\circ} 52' 54''$ West 1322.68 feet;
3. thence leaving the existing City Limits along the center line of 40.00 foot East Orangebure Avenue North $89^{\circ} 21' 00''$ East, 328.06 feet;
4. thence along the Western line of said Addition (331) South $0^{\circ} 51' 30''$ East, 1172.11 feet, to the point of beginning, containing 9.387 acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1215

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND
DIRECTING THE FILING OF A NOTICE OF APPROVAL OF ANNEXATION:
ORANGEBURG-FRANSEN ADDITION.

WHEREAS, on November 21, 1977, the City Council adopted ~~Resolution~~ Ord.
No. 1680-C.S. giving approval to the following annexation: Orangeburg-Fransen
Addition, and

WHEREAS, the Local Agency Formation Commission of the County of Stanislaus approved
said annexation on September 21, 1977, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and
considered the findings of the County of Stanislaus Environmental Review Committee which
resulted in a negative declaration in regard to the environmental impact of the subject
annexation.

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 Approval in regard to
the environmental impact of the following annexation: Orangeburg-Fransen Addition.

The foregoing resolution was introduced at a regular meeting of the Council of
the City of Modesto held on the 21st day of November, 1977, by Councilmember
Lang, who moved its adoption, which motion being duly seconded by
Councilmember Elliott, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

(SEAL)

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1216

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 16-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (SIERRA VISTA CONGREGATION OF JEHOVAH'S WITNESSES)

WHEREAS, on November 21, 19 77, the City Council adopted Ordinance No. 1681-C.3. giving approval to a project relating to an amendment to Section 16-3-9 of the Zoning Map to rezone certain property located thereon 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 delcaration 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 16-3-9 of the Zoning Map to rezone certain property located thereon 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 21st day of November, 19 77, by Councilmember Elliott, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

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. 77-1217

A RESOLUTION APPROVING A DEVELOPMENT PLAN
FOR PLANNED-DEVELOPMENT ZONE, P-D (174).
(GRANT CONSTRUCTION COMPANY)

WHEREAS, a verified application for an amendment to Section
26-3-9 of the Zoning Map was filed by GRANT CONSTRUCTION COMPANY
on August 15, 1977, to
reclassify from General Commercial Zone, C-2,
to Planned-Development Zone, P-D, the following described property:

ALL that portion of the East one-half of the Southeast quarter of the Southwest quarter of Section 26, Township 3 South, Range 9 East, Mount Diablo Base and Meridian in the County of Stanislaus, State of California, and more particularly described as follows:

COMMENCING at the South quarter corner of said Section 26, said point of commencement being on the centerline of the State Highway 132, 66 feet in width, known as Yosemite Blvd.; thence along the South line of said Section 26 North 89° 54' 15" West 456.51 feet; thence North 0° 34' 45" West 33.00 feet to a point on the North line of said Yosemite Boulevard that is distant thereon South 89° 54' 15" East 100 feet from the Southeast corner of the property conveyed to Dave E. Wilson, et al, by Deed recorded June 4, 1958, as Instrument No. 13548, and the true point of beginning of this description; thence continuing North 0° 34' 45" West parallel to the East line of said Wilson property and the Northerly extension of said East line 375.66 feet to a point on the Easterly extension of the South line of Los Altos Tract as said tract is recorded in Volume 17 of Maps at Page 45 of Stanislaus County Records; thence along said easterly extension South 89° 54' 30" East 114.00 feet; thence South 0° 34' 45" East 375.67 feet to a point on said North line of Yosemite Boulevard; thence along said road line North 89° 54' 15" West 114.00 feet to the true point of beginning of this description. RESERVING therefrom a right-of-way for utility purposes over the Westerly 2.50 feet thereof. Also including the Northerly 33 feet of Yosemite Boulevard immediately adjacent to the above described property.

WHEREAS, after public hearing held on September 20, 1977,
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 a unique mixture of retail sales with a high volume distribution operation as a necessary part.
2. The proposed P-D zone is compatible with the outdoor type land uses immediately adjoining to the west and the P-D zone provides for compatibility via the walls and screen landscaping and considerable distance from the building and operation activity from the medium high density residential land adjoining to the north and northwest.
3. The proposed P-D zone includes a good site development plan, including adequate landscaped parking and a good circulation system.

WHEREAS, after a public hearing held on November 21, 1977, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of GRANT CONSTRUCTION COMPANY 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. 1682-C.S. on the 21st day of November, 1977, reclassifying the above-described property from General Commercial Zone, C-2 to Planned-Development Zone, P-D (174),

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 (174), is hereby approved in accordance with the plan titled "Proposed New Sales and Distribution Building for I.T.T. Continental Baking Company, Yosemite Boulevard, Modesto, California", as amended in red on its face. stamped approved by the Planning Commission on September 20, 1977, and on file in the office of the Director of Planning and Community Development, subject to the following conditions:

1. That all development shall be in accordance with said plot plan.
2. That prior to the issuance of a building permit a landscaping and irrigation plan shall be submitted by the applicant and approved by both the Director of Planning and Community Development and the Director of Parks and Recreation. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved landscaping and irrigation plan. Irrigation shall be by underground sprinkler system.
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 development shall be connected to the City of Modesto water and sewer facilities in accordance with the requirements of the Director of Public Works.
5. That all parking and driveway areas shall be improved in accordance with City standards including the provision of Section 10-2.1801, 10-2.1804, and 10-2.1808 of the Municipal Code. All drainage facilities shall be provided in accordance with the requirements of the Director of Public Works.
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 six feet high of the same building materials used in the major building or of decorative masonry as determined by the Director of Planning and Community Development, except that said enclosures shall have solid doors to be kept closed at all times.

7. That all outdoor lighting within the P-D Zone shall be shielded from adjacent residential property in accordance with the requirements of the City Engineer.
8. That prior to occupancy of the premises the developer shall construct full concrete sidewalks along the Yosemite Boulevard frontage in accordance with the requirements of the Director of Public Works.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D (174) :

That the construction project be accomplished in one phase, construction shall be commenced on or before December 1, 1978, and be completed not later than December 1, 1979.

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 reclassifying the above-described property to Planned-Development Zone, P-D (174) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

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. 77-1218

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 26-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM GENERAL COMMERCIAL ZONE, C-2, TO PLANNED DEVELOPMENT ZONE P-D (174) (GRANT CONSTRUCTION COMPANY)

WHEREAS, on November 21, 19 77, the City Council

introduced Ordinance No. 1682-C.S. giving approval to a project relating to an amendment to Section 26-3-9 of the Zoning Map reclassifying certain property located thereon from General Commercial Zone C-2, to Planned Development Zone, P-D (174)

_____, 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 delcaration 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 26-3-9 of the Zoning Map reclassifying certain property located thereon from General Commercial Zone, C-2, to Planned Development Zone, P-D (174)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of November, 19 77, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

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. 77-1219

A RESOLUTION AMENDING RESOLUTION NO. 77-489
ENTITLED "A RESOLUTION OF THE CITY OF MODESTO
APPROVING THE CONFLICT OF INTEREST CODE OF
THE PUBLIC WORKS DEPARTMENT OF THE CITY OF
MODESTO.

RESCINDED
1992-202

May 9, 1977
THIS RESOLUTION WAS
RESCINDED BY MODESTO
CITY COUNCIL RESOLUTION
NO. 87905

WHEREAS, by Resolution No. 77-489, adopted by the City Council, pursuant to Government Code Section 54950, approved the Conflict of Interest Code of the Public Works Department of the City of Modesto, and

WHEREAS, since approval of said Code there have been changed circumstances necessitating amendment of the Code in that categories 4(a) and 4(b) should be added to the position of Equipment Repair Shop Supervisor, and the positions of Service Division Superintendent and Warehouse Supervisor should be deleted therefrom,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Resolution No. 77-489 entitled "A Resolution Of The City Of Modesto Approving The Conflict Of Interest Code Of The Public Works Department of the City of Modesto is hereby amended to add categories 4(a) and 4(b) to the position of Equipment Repair Shop Supervisor, and the positions of Service Division Superintendent and Warehouse Supervisor should be deleted therefrom. A copy of Exhibit "A", as amended, is attached hereto and made a part hereof as though set forth in full herein.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger,
NOES: Councilmembers: Siefkin, Mayor Davies
ABSENT: Councilmembers: None
Dunlap

(SEAL)

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

APPROVED AS TO FORM:

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

EXHIBIT "A"

<u>Designated Positions</u>	<u>Disclosure Category</u>
Airport Manager	4(a), 4(b), 4(c)
Assistant Director of Public Works	1, 2, 3, 4(n)
Associate Civil Engineer	1, 2, 3, 4(n)
Building Inspector	4(f)
Building Maintenance Supervisor	4(e)
Chief Building Official	1, 2, 3, 4(a), 4(b), 4(f), 4(m)
Chief Electrician	4(a), 4(b), 4(h)
Civil Engineering Tech. III (Sdw. Program)	4(f)
Construction Inspector	4(f)
Director of Public Works/City Engineer	1, 2, 3, 4(n)
Equipment Repair Shop Supervisor	4(a), 4(b), 4(d)
Industrial Waste Inspector	4(j)
Lead Building Inspector	1, 2, 3, 4(a), 4(b), 4(f)
Plan Review Engineer I	1, 2, 3, 4(a), 4(b), 4(f)
Plan Review Engineer II	1, 2, 3, 4(a), 4(b), 4(f)
Property Agent	1, 2, 3, 4(a), 4(b), 4(k)
Public Services Inspector	4(l)
Senior Building Inspector	1, 2, 3, 4(a), 4(b), 4(f)
Streets Maintenance Engineer	1, 2, 3, 4(a), 4(b), 4(f)
Wastewater Treatment Plant Supervisor	4(j)
Water Quality Control Superintendent	1, 2, 3, 4(a), 4(b), 4(j)
Water Superintendent	1, 2, 3, 4(a), 4(b), 4(g)
Zoning Inspector	4(m)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1220

A RESOLUTION AMENDING RESOLUTION NO. 77-483
ENTITLED "A RESOLUTION OF THE CITY OF MODESTO
APPROVING THE CONFLICT OF INTEREST CODE OF
THE FINANCE DEPARTMENT OF THE CITY OF MODESTO.

WHEREAS, by Resolution No. 77-483, adopted on May 9, 1977
the City Council, pursuant to Government Code Section 87303, approved
the Conflict of Interest Code of the Finance Department of the City
of Modesto, and

WHEREAS, since approval of said Code there have been changed
circumstances necessitating amendment of the Code in that the position
of Warehouse Supervisor should be added thereto,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City
of Modesto that Resolution No. 77-483 entitled "A Resolution Of
The City Of Modesto Approving The Conflict Of Interest Code Of The
Finance Department of the City of Modesto is hereby amended to
add the position of Warehouse Supervisor with Disclosure Category 2
thereto. A copy of Exhibit "A", as amended, is attached hereto and
made a part hereof as though set forth in full herein.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 21st day of
November, 1977, by Councilmember Lang, who moved
its adoption, which motion being duly seconded by Councilmember
Mensingher, was upon roll call carried and the resolution adopted
by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

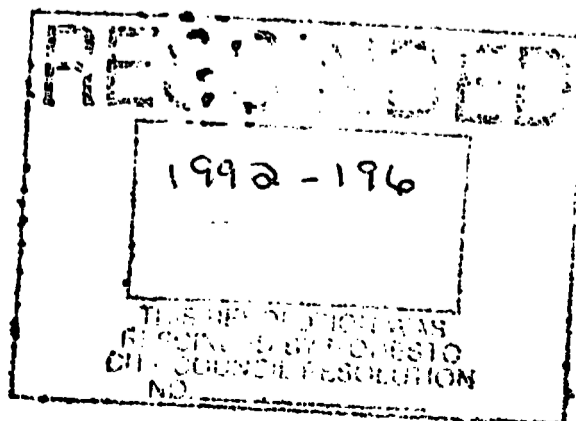
ABSENT: Councilmembers: Dunlap

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>
Director of Finance	1, 2
Accounting Administrator	1, 2
Accountant	1, 2
Purchasing Officer	1, 2
Purchasing Assistant	2
Warehouse Supervisor	2
Data Processing Supervisor	3

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1221

A RESOLUTION APPROVING SUBSTITUTION OF SUBCONTRACTOR BY L. E. McGRAW CONSTRUCTION, CONTRACTOR FOR FIRE STATION NO. 1 ADDITION

WHEREAS, the City of Modesto has contracted with L. E. McGraw Construction for Fire Station No. 1 Addition; and

WHEREAS, L. E. McGraw Construction listed Hodges Masonry (Stockton) as the masonry subcontractor for the above project; and

WHEREAS, Hodges Masonry has failed to execute a subcontract and the scheduling of the masonry work is becoming critical; and

WHEREAS, L. E. McGraw has contacted the next lowest subcontractor, Thomas Masonry, and they have agreed to perform the work.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the substitution of Thomas Masonry, 3901 Brickit Court, Ceres, California, 95307, as subcontractor for the masonry work for Addition to Fire Station No. 1, replacing Hodges Masonry.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1222

A RESOLUTION RESCINDING RESOLUTION NO. 77-1151,
ENTITLED "A RESOLUTION OF INTENTION OF THE COUNCIL
OF THE CITY OF MODESTO TO CALL A SPECIAL ELECTION
TO ANNEX TERRITORY TO THE CITY OF MODESTO.
(SUTTER-COLORADO ADDITION)"

BE IT RESOLVED by the Council of the City of Modesto that
Resolution No. 77-1151, entitled "A RESOLUTION OF INTENTION OF THE
COUNCIL OF THE CITY OF MODESTO TO CALL A SPECIAL ELECTION TO ANNEX
TERRITORY TO THE CITY OF MODESTO. (SUTTER-COLORADO ADDITION)"
adopted by this Council on November 7, 1977, is hereby
rescinded.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 21st day of
November, 1977, by Councilmember Lang, who moved
its adoption, which motion being duly seconded by Councilmember
Siefkin, was upon roll call carried and the resolution adopted
by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin,
Mayor Davies
NAYS: Councilmembers: None
ABSENT: Councilmembers: Dunlap

ATTEST: Maurine Coyle
MAURINE COYLE, City Clerk

(SERIAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1223

A RESOLUTION OF INTENTION OF THE COUNCIL OF THE
CITY OF MODESTO TO CALL A SPECIAL ELECTION TO
ANNEX TERRITORY TO THE CITY OF MODESTO.
(SUTTER-COLORADO ADDITION)

WHEREAS, on the 7th day of November, 1977, a petition proposing that the territory designated as the Sutter-Colorado Addition, and described as attached hereto, be annexed to the City of Modesto, was duly received by the Council of the City of Modesto, and

WHEREAS, said petition is signed by not less than one-fourth (1/4) of the qualified electors residing within said described territory as shown by the County registration of voters, and

WHEREAS, said petition contains said description of the said new territory proposed to be annexed to said City of Modesto,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it is the intention of this Council to call a special election for the purpose of submitting to the electors residing within the territory described as attached hereto, the question whether or not said described territory should be annexed to said City of Modesto, and the property therein subjected to taxation after annexation equally with the property within the City, to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the first publication of the notice of the election. Said territory shall be designated and referred to upon election ballots as Sutter-Colorado Addition.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that it hereby sets the 12th day of December, 1977, at the hour of 7:30 o'clock P.M., at the Council Chambers located in the City Hall, 801 11th Street, Modesto, California, as the day, hour and place for the hearing by the City Council on said proposed annexation.

Any interested person may appear and be heard at the hearing.

At any time, not later than the hour set for the hearing, any owner of real property within the territory proposed to be annexed may make a written request, filed with the City Council, for exclusion of his/her property from the proposed annexation. Such a request shall contain sufficient information to identify the property for which the exclusion is sought.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of November, 1977 by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap

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]
Public Works Department

All that real property in the State of California, County of Stanislaus, being a portion of the Southwest quarter of Section 5, Township 4 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 Southeastern corner of the BELLENITA ADDITION (169) as per description filed October 19, 1964, as Instrument 41437, Stanislaus County Records;

1. thence along the existing City Limits of said Addition (169), North 664.98 feet, to the Northeastern corner of said Addition (169);

2. thence leaving the existing City Limits along the Northern line of the MODESTO HIGH SCHOOL TRACT, as per map filed April 21, 1925, in Volume 9 of Maps, Page 90, Stanislaus County Records, North 89° 48' 00" East, 1338.00 feet, to the existing City Limits, on the Western line of the YOUNG ADDITION (149) as per description filed February 8, 1963, as Instrument 5122, Stanislaus County Records;

3. thence along the existing City Limits and Western line of said Addition (149) South 1329.96 feet, to a Southwestern corner of said Addition (149) and a Northeastern corner of the DRYDEN-DURAND ADDITION (61) as per description filed June 23, 1955, as Instrument 18187, Stanislaus County Records;

4. thence along the existing City Limits and Northern line of said Addition (61), South 89° 48' 00" West, 678.20 feet to the Northwestern corner of said Addition (61) and the Northeastern corner of the MODESTO SEWER PLANT AREA (28), as per description filed March 7, 1950, as Instrument 5120, Stanislaus County Records;

5. thence along the existing City Limits and Northern line of said Addition, South 89° 48' 00" West, 659.10 feet, to the Northwestern corner of said Addition (28) and the Eastern line of the BELLENITA NO.2 ADDITION (198);

6. thence along said Eastern line, North 664.98 feet, to the Northeastern corner of said Addition (198) and the Southeastern corner of the BELLENITA ADDITION (169), to the point of beginning, containing 41.001 acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1224

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. 67-66 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 by the City Council,

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

SECTION 1. The Position Classification Plan of the City of Modesto is hereby amended to create new classifications as follows:

CLASSIFICATIONS CREATED

Fire Prevention Inspector Trainee
Word Processing Trainee
Word Processing Technician I
Word Processing Technician II
Microfilm and Graphics Technician II

SECTION 2. The specifications for the classifications created, as shown on the attached Exhibits "A", "B", "C", "D" and "E" which are hereby made a part of this resolution by reference, are hereby approved and made a part of the Position Classification Plan.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

(SEAL)

ATTEST: Norrine Coyce
NORRINE COYCE, City Clerk

APPROVED AS TO FORM:

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

FIRE PREVENTION INSPECTOR TRAINEE

DEFINITION

Under direct supervision, perform semi-skilled work in fire prevention and related areas; and do other work as required.

EXAMPLES OF DUTIES

Incumbents perform a variety of routine fire prevention inspections; will be expected to give public presentations relating to fire prevention and life safety; will perform routine code enforcement activities related to local and state fire and life safety codes.

SPECIAL REQUIREMENTS

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

DESIRABLE QUALIFICATIONS

Ability to:

- Read and interpret basic fire and life safety codes;
- Communicate in written and oral form;
- Learn more difficult work procedures and tasks in an assigned area;
- Establish and maintain cooperative relationships with those contacted during the course of work;
- Understand oral and written directions.

DEFINITION

Under supervision, to type less varied and complex documents on automated Word Processing equipment in a central word processing facility and do related work as required.

EXAMPLES OF DUTIES

Operates Word Processing equipment in transcribing from recorded dictation or handwritten drafts, memoranda, letters, charts, reports and special forms; proofreads work for text content, spelling, punctuation and grammar; logs all incoming and outgoing work; maintains security of confidential information.

NECESSARY QUALIFICATIONS

Knowledge of:

Magnetic keyboards;
Office methods, practices, and procedures;
English usage, spelling, grammar, punctuation, and vocabulary.

Ability to:

Organize work;
Type at a speed of 45 words per minute from straight copy;
Apply principles of good English grammar;
Spell correctly;
Transcribe at 25 net words per minute;
Understand and carry out oral and written instructions;
Establish and maintain cooperative working relationships;
Present a pleasing personality and manner;
Proofread own material.

Education:

Equivalent to graduation from high school.

Experience:

No experience is necessary.

DEFINITION

Under supervision, to type varied and complex documents on automated Word Processing equipment in a central word processing facility and do related work as required.

EXAMPLES OF DUTIES

Operates Word Processing equipment in transcribing from recorded dictation or hand written drafts, memoranda, letters, charts, reports and special forms; proofreads work for text content, spelling, punctuation and grammar; logs all incoming and outgoing work; maintains security of confidential information.

NECESSARY QUALIFICATIONS

Knowledge of:

Magnetic keyboards;
Office methods, practices, and procedures;
English usage, spelling, grammar, punctuation, and vocabulary.

Ability to:

Organize work;
Type at a speed of 60 words per minute from straight copy;
Apply principles of good English grammar;
Spell correctly;
Transcribe at 30 net words per minute;
Understand and carry out oral and written instructions;
Establish and maintain cooperative working relationships;
Present a pleasing personality and manner;
Proofread own material.

Education:

Equivalent to graduation from high school.

Experience:

Either one year of experience in the Modesto City Service performing the duties of a Typist Clerk II, which include either training or direct experience on a magnetic keyboard;

or

One year of experience on a magnetic keyboard.

DEFINITION

Under supervision, to type varied and complex documents on automated Word Processing equipment in a central word processing facility and do related work as required.

EXAMPLES OF DUTIES

Operates Word Processing equipment in transcribing from recorded dictation or handwritten drafts, memoranda, letters, charts, reports and special forms; proofreads work for text content, spelling, punctuation and grammar; logs all incoming and outgoing work; maintains security of confidential information.

DESIRABLE QUALIFICATIONS

Knowledge of:

Magnetic keyboards;
Office methods, practices, and procedures;
English usage, spelling, grammar, punctuation, and vocabulary.

Ability to:

Organize work;
Type at a speed of 65 words per minute from straight copy;
Apply principles of good English grammar;
Spell correctly;
Transcribe at 30 net words per minute;
Understand and carry out oral and written instructions;
Establish and maintain cooperative working relationships;
Present a pleasing personality and manner;
Proofread own material.

Education:

Equivalent to graduation from high school.

Experience:

Either two years of experience in the Modesto City Service performing the duties of a Typist Clerk II, which include either training or direct experience on a magnetic keyboard;

or

Two years of experience on a magnetic keyboard.

DEFINITION

To supervise the orderly storage, care, microfilming, and safeguarding of records in the City Records Center; under general supervision, to operate and perform routine maintenance on microfilm equipment; to review and edit processed records; to assist in preparing records for microfilming; to destroy copied records; and to do related work as required.

EXAMPLES OF DUTIES

Assigns, reviews, and evaluates the work of a Microfilm and Graphics Technician I; assists with cataloging, indexing and microfilming of records; prepares records for microfilming; operates microfilm equipment, noting that records are in proper sequence; processes film, including the mixing of chemicals and maintaining of proper temperature; reviews processed film for defects, refilming necessary records and splicing them into proper sequence; destroys recorded records after they have been properly microfilmed and edited; jackets completed records and cuts film in the correct areas; maintains a proper filing system for completed records; tabs and identifies completed records; works with departmental personnel on microfilming processes and problems; operates other duplicating equipment and collates materials; performs a variety of clerical work.

DESIRED QUALIFICATIONS

Knowledge of:

Microfilming processes and equipment, including proper developing methods;
 Procedures for editing and splicing completed records;
 Filing methods and procedures;
 Modern office practices and procedures;
 Principles of supervision and training.

and

Ability to:

Plan, organize, supervise, and schedule the work of the microfilming unit;
 Skillfully operate microfilming and developing equipment;
 Perform routine maintenance on microfilming and related equipment;
 Edit records;
 Maintain accurate filing systems for access to records;
 Operate a variety of office duplicating equipment;
 Work with other City personnel on microfilming processes and problems;
 Establish and maintain cooperative relationships with those contacted during the course of work.

and

Experience:

Two years of general clerical experience, preferably including one year's experience operating microfilming equipment.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1225

A RESOLUTION AMENDING EXHIBIT "F" OF RESOLUTION NO. 77-660 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. 77-660. Exhibit "F" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1977-78" attached to Resolution No. 77-660, is hereby amended as shown on the amended Exhibit "F" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1977-78", which is attached hereto and made a part hereof as though set forth in full herein. Said amended Exhibit "F" adds the positions of Fire Prevention Inspector Trainee, Range 112.0, Word Processing Trainee, Range 113.5, Word Processing Technician I, Range 114.5, Word Processing Technician II, Range 116.5, Microfilm and Graphics Technician II, Range 115.5.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

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
 1977-78

(Effective 7-5-77, amended 7-26-77, 8-15-77, 11-28-77)

Range	Title of Classification	Range No.	Title of Classification
1.5	Account Clerk I	433.0	Chief Building Official
1.5	Account Clerk II	429.0	Chief Electrician
5.5	Account Clerk III	N/A	Chief of Police
9.5	Account Clerk IV	N/A	City Attorney
6.0	Accountant	N/A	City Clerk and Auditor
2.0	Accounting Administrator	N/A	City Manager
6.0	Administrative Analyst	117.5	Civil Engineering Technician I
6.5	Administrative Assistant (Parking & Traffic)	120.5	Civil Engineering Technician II
9.0	Airport Manager	123.5	Civil Engineering Technician III
14.5	Airport Operations Supervisor	426.5	Civil Engineering Technician IV
8.5	Animal Control Officer	120.5	Community Service Officer
12.0	Assistant Building Inspector	119.5	Communications Dispatcher
13.0	Assistant Chief of Police	119.5	Computer Operator
14.0	Assistant City Attorney	125.0	Construction Inspector
20.5	Assistant City Clerk	426.5	Data Processing Supervisor
29.0	Assistant Civil Engineer	427.0	Deputy City Attorney I
36.0	Assistant Director of Public Works	312.0	Detective
22.5	Assistant Electrician	N/A	Director of Finance
22.0	Assistant Fire Chief	N/A	Director of Management Services
26.0	Assistant Planner	N/A	Director of Parking and Traffic
26.0	Assistant Property Agent	N/A	Director of Parks and Recreation
22.0	Assistant Public Services Inspector	N/A	Director of Planning and Community Development
22.0	Assistant Zoning Inspector	N/A	Director of Public Works and City Engineer
32.0	Associate Civil Engineer	N/A	
29.0	Associate Planner	120.5	Electrical Technician
29.0	Battalion Chief	118.5	Electrical Trainee
126.0	Budget Accountant	124.5	Electrician
125.0	Building Inspector	122.0	Equipment Mechanic
124.5	Building Maintenance Supervisor	120.5	Equipment Operator
20.5	Building Maintenance Worker	427.0	Equipment Repair Shop Supervisor
122.5	Building Maintenance Leadworker	119.0	Equipment Service Worker

ALPHABETICAL LISTING (Continued)

Range No.	Title of Classification	Range No.	Title of Classification
10.5	Financial Specialist		
11.0	Fire Chief		
11.0	Fire Engineer	122.5	Nursery Propagator
10.0	Fire Fighter		
13.0	Fire Lieutenant	113.5	Office Services Clerk
12.0	Fire Prevention Inspector Trainee	122.5	Office Services Supervisor
		117.5	Offset Duplicating Equipment Operator
22.5	Heavy Equipment Operator	122.5	Parking and Traffic Leadworker
20.5	Housing Conservationist	120.5	Parking and Traffic Maintenance Worker
32.0	Housing Program Officer	122.5	Parks Maintenance Leadworker
		424.5	Parks Maintenance Supervisor I
25.0	Industrial Waste Inspector	426.5	Parks Maintenance Supervisor II
		112.0	Parks Maintenance Trainee
16.5	Janitor	118.5	Parks Maintenance Worker I
123.0	Junior Accountant	120.5	Parks Maintenance Worker II
126.0	Junior Civil Engineer	432.0	Parks and Recreation Superintendent
123.0	Junior Planner	413.5	Personnel Clerk I
		416.5	Personnel Clerk II
113.5	Keypunch Operator	420.5	Personnel Technician I
		423.5	Personnel Technician II
122.5	Laboratory Technician	426.0	Plan Review Engineer I
116.5	Laborer	429.0	Plan Review Engineer II
426.0	Landscape Designer	117.5	Planning Technician I
428.0	Lead Building Inspector	120.5	Planning Technician II
426.0	Lead Electrician	123.5	Planning Technician III
423.0	Lead Equipment Mechanic	632.0	Police Captain
418.5	Legal Secretary	630.0	Police Lieutenant
		310.0	Police Officer
429.0	Management Assistant	117.5	Police Property Clerk
429.0	Management Assistant (Risk Manager)	425.0	Police Records Supervisor
113.5	Microfilm and Graphics Technician	627.0	Police Sergeant
115.5	Microfilm and Graphics Technician II	426.0	Programmer Analyst
120.5	Motor Sweeper Operator	430.0	Property Agent
424.0	Museum Supervisor	125.0	Public Services Inspector
		114.5	Public Services Trainee
		122.5	Public Works Leadworker

ALPHABETICAL LISTING (Continued)

Range	Title of Classification
2.0	Public Works Maintenance Trainee
3.5	Public Works Maintenance Worker I
0.5	Public Works Maintenance Worker II
4.5	Public Works Supervisor I
6.5	Public Works Supervisor II
0.5	Pump Maintenance Worker
4.0	Purchasing Assistant
9.0	Purchasing Officer
6.0	Recreation Supervisor
5.0	Rehabilitation Specialist
6.5	Secretary I
8.5	Secretary II
10.5	Secretary to the City Attorney
11.5	Secretary to the City Manager
16.5	Senior Building Inspector
14.0	Senior Equipment Mechanic
12.0	Senior Planner
19.0	Service Division Superintendent
13.5	Social Services Coordinator
14.5	Stenographer Clerk
18.5	Storeskeeper I
20.5	Storeskeeper II
10.5	Street Trees Maintenance Worker II
16.5	Supervising Clerk I
19.5	Supervising Clerk II

Range No.	Title of Classification
113.5	Telephone Operator-Receptionist
429.0	Transit Manager
120.5	Tree Trimmer I
122.5	Tree Trimmer II
111.5	Typist Clerk I
113.5	Typist Clerk II
424.5	Warehouse Supervisor
118.5	Wastewater Treatment Plant Attendant
122.5	Wastewater Treatment Plant Mechanic
120.5	Wastewater Treatment Plant Operator I
122.5	Wastewater Treatment Plant Operator II
426.5	Wastewater Treatment Plant Supervisor
432.0	Water Quality Control Superintendent
114.5	Word Processing Technician I
116.5	Word Processing Technician II
113.5	Word Processing Trainee
125.0	Zoning Inspector

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1226

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$290.00 TO PROVIDE FUNDS FOR SALARY INCREASES AS A RESULT OF CHANGES IN CLASSIFICATIONS

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

GENERAL RESERVE FUND (101)

FROM: General Reserve (60-800-101)	\$290.00
TO: Salaries and Wages, Regular (110-110-101)	\$290.00

(To provide for salary increases as a result of changes in classifications)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1227

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
J. D. HUGGINGS AND DONNA L. HUGGINS FOR SEWER SERVICE TO PROPERTY
OUTSIDE THE CITY AT 541 N. EMERALD AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and J. D. Huggins
and Donna L. Huggins
for sewer service to property outside the City at 541 N. Emerald Ave.
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
November , 1977, by Councilmember Lang , who moved
its adoption, which motion being duly seconded by Councilmember
Siefkin , was upon roll call carried and the resolution adopted
by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1228

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

WHEREAS, Chapter 27 of Part 3 of Division 7 of the Streets and High-ways 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 which are attached hereto and incorporated by reference herein.

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

SECTION 3. The 12th day of December, 1977, at 7:40 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 per-son 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 pro-cedure contained in Chapter 27, Part 3, Division 7 of the Streets and High-ways 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 21st day of November, 1977, by Councilman Lang, who moved its adoption, which motion being duly seconded by Councilman Siefkin, was upon roll call carried and the resolution adopted by the following vote:

- AYES: Councilmen: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
- NOES: Councilmen: None
- ABSENT: Councilmen: Dunlap

ATTEST: Norrine Coyle
~~XXXXXXXXXXXXXX~~ City Clerk
NORRINE COYLE,

PROJECT NO. 77/01/09 - 77/07/07

- A. Curb and sidewalk at 322 W. Granger Ave., a portion of Block 6130. (Michael Favero)
- B. Sidewalk at 151 Norwegian Ave., Lot 15 of Block 6901. (Frances M. Blevins)
- C. Sidewalk at 153 Norwegian Ave., Lot 16 of Block 6901. (Albert R. Nish, Jr.)
- D. Sidewalk at 161 Norwegian Ave., Lot 18 of Block 6901. (Andrew I. Moe)
- E. Sidewalk at 157 Norwegian Ave., Lot 17 of Block 6901. (L. W. Carmichael)
- F. Sidewalk at 306 W. Granger, a portion of Block 6130. (Mary Martino)
- G. Sidewalk at 1314 Coffee Road, a portion of Block 1159. (Louis G. McArthur)
- H. Curb and sidewalk at 1204 Floyd Ave., a portion of Block 12930. (Clifford E. Ingram)
- I. Curb and sidewalk at 1216 Floyd Ave., a portion of Block 12930. (William R. Merritt, Jr.)
- J. Curb and sidewalk at 1208 Floyd Ave., a portion of Block 12930. (William R. Merritt, Jr.)
- K. Sidewalk along Norwegian Ave. at 1911 Toyon Ave., a portion of Block 6900. (Methodist Central Church of Modesto.)
- L. Sidewalk along Norwegian Ave. at 1905 Valle Vista Ave., a portion of Block 6905. (Jesse B. Pinedo)

NOTICE IS HEREBY GIVEN:

NAME Michael and Pauline Favero

ADDRESS 3407 E. Stanislaus, Riverbank, CA 95367

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 130' of the North 160' of the West 50' of the East 279.74' of Lot 2 of Block 6130 of Mensinger Colony as per map filed May 18, 1909 in Volume 4 of Maps, Page 25, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 119-0905-001)

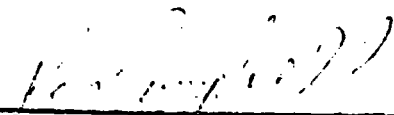
The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

50 lineal feet of 6" vertical curb and gutter and 4' wide sidewalk along the street frontage abutting Granger Avenue on the North side of Block 6130 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 7:40 p.m. on the 12th day of December, 1977, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 21st day of November, 1977.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME Frances M. Blevins

ADDRESS 151 Norwegian 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:

Lot 15 of Block 6901 of McHenry Village #1 as per map filed August 25, 1954 in Volume 5 of Maps, Page 18, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-08 120-3240-001)

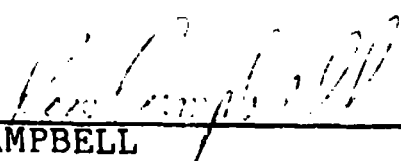
The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

92.5 lineal feet of 4' wide sidewalk along the street frontage abutting Norwegian Avenue on the South side of Block 6901 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 7:40 p.m. on the 12th day of December, 1977, in the City Council Chamber, located in the City Hall at 301 Eleventh Street, Modesto, California.

If construction is not comenced 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 21st day of November, 1977.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME Albert R. Nish, Jr.

ADDRESS 153 Norwegian 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:

Lot 16 of Block 6901 of McHenry Village #1 as per map filed August 25, 1954 in Volume 5 of of Maps, Page 18, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-08 120-3239-001)

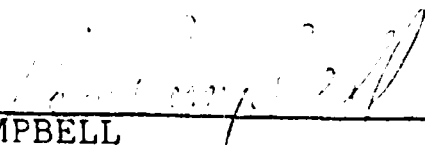
The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

92.5 lineal feet of 4' wide sidewalk along the street frontage abutting Norwegian Avenue on the South side of Block 6901 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 7:40 p.m. on the 12th day of December, 1977, in the City Council Chamber, located in the City Hall at 301 Eleventh Street, Modesto, California.

If construction is not comenced 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 21st day of November, 1977.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME Andrew I. and Dorothy B. Moe

ADDRESS 161 Norwegian 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:

Lot 18 of Block 6901 of McHenry Village #1 as per map filed August 25, 1954 in Volume 5 of Maps, Page 18, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-08 120-3237-001)

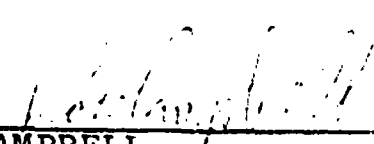
The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

92.5 lineal feet of 4' wide sidewalk along the street frontage abutting Norwegian Avenue on the South side of Block 6901 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 7:40 p.m. on the 12th day of December, 19 77, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 21st day of November, 19 77.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME L. W. and Sue Carmichael

ADDRESS 157 Norwegian 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:

Lot 17 of Block 6901 of McHenry Village #1 as per map filed August 25, 1954 in Volume 5 of Maps, Page 18, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-08 120-3238-001)

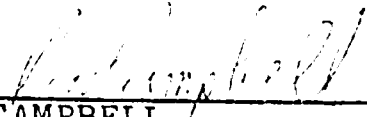
The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

92.5 lineal feet of 4' wide sidewalk along the street frontage abutting Norwegian Avenue on the South side of Block 6901 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 7:40 p.m. on the 12th day of December, 1977, in the City Council Chamber, located in the City Hall at 301 Eleventh Street, Modesto, California.

If construction is not comenced 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 21st day of November, 1977.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME Mary Martino

ADDRESS 306 W. 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 south 67' of the North 97' of the West 79.74' of the East 104.74' of Lot 2 of Block 6130 of Mensinger Colony as per map filed May 18, 1909 in Volume 4 of Maps, Page 25, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 119-0908-001)

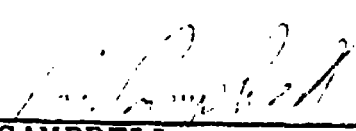
The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

79.74' lineal feet of 4' wide sidewalk along the street frontage abutting W. Granger Avenue on the North side of Block 6130 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 7:40 p.m. on the 12th day of December, 1977, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 21st day of November, 19 77.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME Louis G. and Ruth J. McArthur

ADDRESS 1314 Coffee Road, 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 north 100' of the South 197.5' of the West 411' of Lot 12 of Block 1159 of Broughton Colony as per map filed March 17, 1904 in Volume 1 of Maps, Page 78, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-01 032-0909-001)

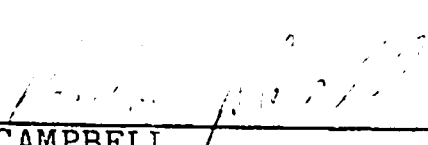
The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

100 lineal feet of 5' wide sidewalk along the street frontage abutting Coffee Road on the West side of Block 1159 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 7:40 p.m. on the 12th day of December, 1977, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 21st day of November, 1977.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME Clifford E. and Clara M. Ingram

ADDRESS 1204 Floyd 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:

Commencing at the Northeast corner of Lot 21 of Block 12930 of Coffee Colony as per map filed January 13, 1906 in Volume 2 of Maps, Page 22, Stanislaus County Records; Thence West 506'; Thence South 30' to the true point of beginning; Thence West 120'; Thence South 125'; Thence East 20'; Thence South 40'; Thence East 100'; Thence North 165' to the point of beginning.

(Stanislaus County Assessor's Parcel No. 022-08 120-1525-001)

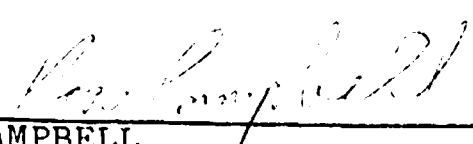
The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

120 lineal feet of 6" vertical curb and gutter and 4' wide sidewalk along the street frontage abutting Floyd Avenue on the North side of Block 12930 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 7:40 p.m. on the 12th day of December, 1977, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 21st day of November, 1977.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME William R. and Dorothy A. Merritt, Jr.

ADDRESS 3400 Tiffany Lane, 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 160' of the North 190' of the West 100' of the East 406' of Lot 21 of Block 12930 of Coffee Colony as per map filed January 13, 1906 in Volume 2 of Maps, Page 22, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-08 120-1530-001)

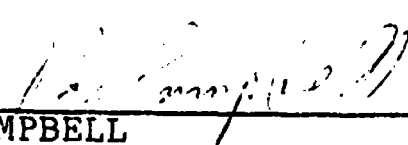
The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

100 lineal feet of 6" vertical curb and gutter and 4' wide sidewalk along the street frontage abutting Floyd Avenue on the North side of Block 12930 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 7:40 p.m. on the 12th day of December, 1977, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 21st day of November, 19 77.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME William R. and Dorothy A. Merritt, Jr.

ADDRESS 3400 Tiffany Lane, 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 160' of the North 190' of the West 100' of the East 506' of Lot 21 of Block 12930 of Coffee Colony as per map filed January 13, 1906 in Volume 2 of Maps, Page 22, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-08 120-1534-001)

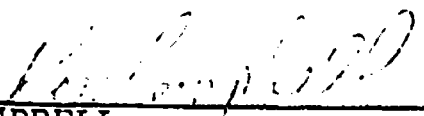
The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

100 lineal feet of 6" vertical curb and gutter and 4' wide sidewalk along the street frontage abutting Floyd Avenue on the North side of Block 12930 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 7:40 p.m. on the 12th day of December, 1977, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 21st day of November, 1977.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME Methodist Central Church of Modesto

ADDRESS 1911 Toyon 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:

Block 6900 of McHenry Village #1 as per map filed August 25, 1954 in Volume 5 of Maps, Page 18, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-03 120-3201-005)

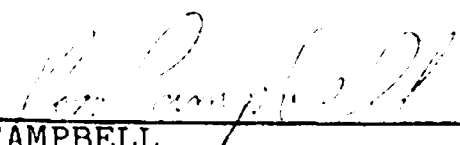
The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

300 lineal feet of 4' wide sidewalk along the street frontage abutting Norwegian Avenue on the South side of Block 6900 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 7:40 p.m. on the 12th day of December, 1977, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not comenced 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 21st day of November, 1977.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME Jesse B. and Armida A. Pinedo

ADDRESS 2448 River Road, 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 East 5' of Lot 15 and Lot 16 of Block 6905 of McHenry Village #1 as per map filed August 25, 1954 in Volume 5 of Maps, Page 18, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No. 002-08 120-3022-001)

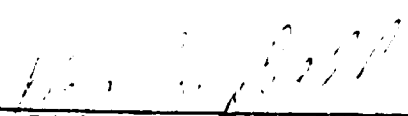
The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

70 lineal feet of 4' wide sidewalk along the street frontage abutting Norwegian Avenue on the South side of Block 6905 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 7:40 p.m. on the 12th day of December, 1977, in the City Council Chamber, located in the City Hall at 301 Eleventh Street, Modesto, California.

If construction is not comenced 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 21st day of November, 19 77.



ROSS CAMPBELL
Superintendent of Streets
City of Modesto

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1229

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND AUGUST E. SOMMERFELD, JR. AND FRANCES D. SOMMERFELD FOR THE RENTAL OF THEIR FORMER PROPERTY AT 2955 LINCOLN AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and August E. Sommerfeld, Jr. and Frances D. Sommerfeld for the rental of their former property at 2955 Lincoln Avenue (rental at \$350/per mo. thru December 27, 1977) 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 November , 1977, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Siefkin , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1230

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF MODESTO AND GEORGE AND CALIOPH STAVRAKAKIS FOR RIGHT OF WAY NEEDED FOR STANDIFORD-TULLY TO LATERAL 7 PROJECT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the right of way agreement between the City of Modesto and George and Caliopi Stavrakakis

for right of way needed for Standiford-Tully to Lateral 7 project is hereby approved. For further particulars, reference is made to a copy of the agreement on file in the office of the City Clerk.

BE IT FURTHER RESOLVED that the City Manager and City Clerk are hereby authorized and directed to execute said right of way 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 21st day of November , 1977 by Councilman Lang, who moved its adoption, which motion being duly seconded by Councilman Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Elliott, Kullijian, Lang, Mensinger,
Siefkin, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1231

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND J. B. GILBERT & ASSOCIATES TO PREPARE A SUPPLEMENTAL DRAFT ENVIRONMENTAL IMPACT REPORT DEALING WITH THE DISPOSAL OF EFFLUENT FROM CITY'S WASTEWATER TREATMENT FACILITIES THROUGH IRRIGATION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and J. B. Gilbert & Associates for preparation of a supplemental draft environmental impact report dealing with the disposal of effluent from City's Wastewater Treatment Facilities through irrigation 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 November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1232

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
A. DIRK HOEK FOR APPRAISAL OF 4 PARCELS (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 A. Dirk Hoek
for appraisal of 4 parcels (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 21st day of
November , 1977, by Councilmember Lang , who moved
its adoption, which motion being duly seconded by Councilmember
Siefkin , was upon roll call carried and the resolution adopted
by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger,
Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1233

A RESOLUTION ESTABLISHING RATES AND CONDITIONS FOR PLAY ON THE MODESTO MUNICIPAL GOLF COURSE AND THE DRYDEN PARK MUNICIPAL GOLF COURSE AND RESCINDING RESOLUTION NO. 74-353.

WHEREAS, the Council finds that golf rates for golfers at its Modesto Municipal Golf Course and the Dryden Park Municipal Golf Course need to be revised,

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

SECTION 1. RATES. The rates for players upon the Modesto Municipal Golf Course and the Dryden Park Municipal Golf Course are hereby established as follows:

	<u>12-1-77 to 6-30-78</u>	<u>7-1-78 to 6-30-79</u>	<u>7-1-79 and Thereafter</u>
Monthly Unlimited Family Ticket, during months of November through January (husband and wife)	\$ 22.00	\$ 24.00	\$ 26.00
Monthly Unlimited Family Ticket, during months of February through October (husband and wife)	\$ 26.00	\$ 30.00	\$ 32.00
Monthly Unlimited Individual Ticket, during months of November through January	\$ 15.00	\$ 16.00	\$ 17.00
Monthly Unlimited Individual Ticket, during months of February through October	\$ 18.00	\$ 20.00	\$ 21.50
Monthly Senior Citizen Ticket, during months of November through January	\$ 7.50	\$ 7.50	\$ 7.50
Monthly Senior Citizen Ticket, during months of February through October	\$ 7.50	\$ 7.50	\$ 7.50
Monthly Disabled Retired Ticket, during months of November through January	\$ 7.50	\$ 7.50	\$ 7.50
Monthly Disabled Retired Ticket, during months of February through October	\$ 7.50	\$ 7.50	\$ 7.50
Monthly Student Ticket	\$ 5.50	\$ 6.00	\$ 8.00
Weekdays, for 18 holes	\$ 2.75	\$ 3.25	\$ 3.75
Weekends and holidays	\$ 3.50	\$ 4.50	\$ 4.75
Weekdays for 9 holes (applies only to the Modesto Municipal 9 Hole Golf Course)	\$ 2.00	\$ 2.50	\$ 2.75

Late Afternoon Rates

Any day during months of November, December, January and February, after 3 o'clock P.M., when Pacific Standard Time is in effect, and after 4 o'clock P.M. when Pacific Daylight Savings Time is in effect.

\$ 2.00 \$ 2.50 \$ 2.50

Any day during months of March and April, after 4 o'clock P.M. when Pacific Standard Time is in effect and after 5 o'clock P.M. when Pacific Daylight Savings Time is in effect.

\$ 2.00 \$ 2.50 \$ 2.50

After 5 o'clock P.M. any day, during such time as Pacific Daylight Savings Time is in effect.

\$ 2.00 \$ 2.50 \$ 2.50

SECTION 2. TICKETS. (a) Monthly Tickets. Each monthly ticket issued will become invalid on the last day of the month issued and will not be validated for play on the golf courses until the appropriate monthly rate has been paid.

(b) Complimentary Tickets. Complimentary tickets without fee may be issued by or under the direction of the Golf Course Professional to visiting professionals or others, for services rendered, or when in his opinion it will be for the advantage or best interest of the course to issue such complimentary tickets.

(c) Student Tickets. Student tickets are to be issued only upon presentation by holder of a current student body card, and shall be issued only to students who have not yet reached their twenty-first birthday. Student's tickets will not be valid on Saturdays, Sundays and holidays before noon. Students wishing to play during these periods shall be subject to the regular green fees.

(d) Senior Citizen Tickets. Senior Citizen tickets are to be issued only to residents of the City of Modesto, sixty-five (65) years of age or older. A Medicare card or other proof of age and residency must be displayed to obtain a Senior Citizen ticket. Senior Citizens' tickets will not be valid on Saturdays, Sundays, and holidays. Senior Citizens wishing to play on those days shall be subject to the regular green fees.

(e) Senior Citizen Free Play - 65 or older. Residents of the City of Modesto, sixty-five (65) years of age or older, may play golf at the Municipal Golf Course without a fee if they display their Medicare card or other proof of age and residency to the starters at the Modesto Municipal Golf Course on Wednesdays between the hours of 9:00 A.M. and 3:00 P.M., except on holidays.

(f) Senior Citizen Free Play - 70 or older. Residents of the City of Modesto, seventy (70) years of age or older, may play golf at the Municipal Golf Course without a fee if they display their Medicare card and other proof of age and residency to the starters at the Modesto Municipal Golf Course on Mondays, Tuesdays and Thursdays before the hour of 2:00 P.M., except on holidays.

(g) Retired Disabled Ticket. Retired Disabled Tickets are to be issued only to those residents of the City of Modesto who are on disability retirement and who display proof of such disability retirement. These tickets will not be valid on Saturdays, Sundays or Holidays. Those on disability retirement wishing to play on weekends and holidays shall be subject to the regular fees.

SECTION 3. CHILDREN. No children shall be permitted on the golf course under the age of eight (8) years. Any child from age eight (8) to eleven (11) desiring to play golf shall be accompanied by the parent or adult.

SECTION 4. HOLIDAYS. "Holidays" as used herein, shall mean New Year's Day, Washington's Birthday, Memorial Day, Independence Day, Labor Day, Armistice Day, Thanksgiving Day and Christmas Day.

SECTION 5. SIGNS. The Golf Course Professional be, and is hereby authorized and directed to post a sign in a conspicuous place informing all golfers of the established greens fees.

SECTION 6. EFFECTIVE DATE. This resolution shall go into effect and be in full force and operation on and after December 1, 1977.

SECTION 7. REPEALS. Resolution No. 74-353 adopted on May 6, 1974, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap

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. 77-1234

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$930.00 TO PROVIDE FUNDS FOR EXPENSES IN CONNECTION WITH APPEAL OF ROBERT GRAY VS CITY OF MODESTO, ET AL

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

GENERAL RESERVE (101)

FROM: General Reserve (60-800-101)	\$930.00
TO: Miscellaneous Litigations (234-650-101)	\$930.00

(To provide funds to pay the costs of appeal (printing of briefs, preparation of transcripts and filing fees) of Robert Gray vs City of Modesto, et al.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1235

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$15,000 TO PROVIDE FUNDS NEEDED FOR INSTALLATION AND REMOVAL OF CHRISTMAS DECORATIONS

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

D.I.D. FUND (218)

FROM: General Reserve (60-800-218)	\$15,000
TO: Christmas Decorations (5398-060-218)	\$15,000

(Electrical hook-ups, wiring, support cables and labor charges for installation and removal of downtown Christmas Decorations)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Siefkin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1236

A RESOLUTION APPOINTING MEMBER OF THE NORTHSIDE USERS COMMITTEE,
TARGET AREA #2, CITIZENS HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE
(Glen 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 person is hereby appointed to the
Northside Users Committee, Target Area #2 HCDA for the respective
term as indicated: (Term to expire 10/23/81)

Glen Smith
535 North Orange
Modesto, California 95350

SECTION 2. The City Clerk is hereby directed to transmit a copy
of this resolution to the newly appointed member of the Northside
Users Committee, Target Area #2 / ^{HCDA} and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 21st day of November,
1977, by Councilmember Kullijian, 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: Elliott, Kullijian, Lang, Mensinger,
Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1237

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPEAL OF MODESTO CITY SCHOOLS TO DECISION OF BOARD OF ZONING ADJUSTMENT REGARDING REQUEST FOR A CONDITIONAL USE PERMIT FOR AN AGRICULTURAL LABORATORY FACILITY ON DAVIS HIGH SCHOOL CAMPUS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that January 23, 1978 , 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 appeal of Modesto City Schools to decision of Board of Zoning Adjustment regarding request for a conditional use permit for an agricultural laboratory facility on Davis High School Campus.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of November , 1977, by Councilmember Dunlap , 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1238

A RESOLUTION ACCEPTING THE BID OF AMERICAN ENGINEERS FOR CONSTRUCTION
OF WATERLINES IN CARPENTER MANOR AND RANDY PARK SUBDIVISIONS

WHEREAS, Resclution No. 77-1125 , adcpeted by the Council of the
City of Modesto on November 7, 1977 , approved the plans and speci-
fications for the construction of waterlines in Carpenter Manor and
Randy Park

and authcrized the calling for bids, and

WHEREAS, the bids received for the construction of waterlines in
Carpenter Manor and Rnady Park Subdivisions
were opened at 11:05 A.M. on November22, 1977 and later tabulated
by the Director of Public Works for the consideration of the
Council, and

WHEREAS, the Director of Public Works has reccmmended that
the bid of American Engineers in the amount of \$18,781.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of American Engineers in the amount of \$18,781.00

be accepted and the execution of a contract for the completion of the
project by the City's designated officials be authorized.

The foregoing resclution was intrduced at a regular meeting of
the Council of the City of Modesto held on the 28th day of November
19_77_ by Councilmember Dunlap , 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: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1239

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF COMPOUND WATER METER FROM HERSEY PRODUCTS, INC.

BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of compound water meter to be placed into service at the Mobile Parks West Project is hereby waived.

BE IT FURTHER RESOLVED that purchase of compound water meter from Hersey Products, Inc. for the total price of \$4,440.00 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 November, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kulljian, Lang,
Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1240

A RESOLUTION ACCEPTING THE CONSTRUCTION OF IMPROVEMENTS ON BEYER PARK DRIVE, FORREST GLENN DRIVE AND SYLVAN MEADOWS DRIVE AT BEYER PARK AND IMPROVEMENTS ON NIABELL PLACE AT SYLVAN PARK (George Reed)

WHEREAS, a report has been filed by the Director of Public Works that the construction of improvements on Beyer Park Dr., Forrest Glenn Dr. and Sylvan Meadows Dr. at Beyer Park and improvements on Niabell Place at Sylvan Park has been completed by George Reed

in accordance with the contract agreement dated July 5, 1977.

NOW, THEREFORE, BE IT RESOLVED that the construction of improvements on Beyer Park Dr., Forrest Glenn Dr. and Sylvan Meadows Dr. at Beyer Park and improvements on Niabell Place at Sylvan Park 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 \$45,323.54 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 November, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: *Noelie Gyle*
NOELIE GYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1241

A RESOLUTION APPROVING A DEVELOPMENT PLAN
FOR PLANNED-DEVELOPMENT ZONE, P-D (175).

WHEREAS, a verified application for an amendment to Section
21-3-9 of the Zoning Map was filed by Rodney R. Johnson
on September 15, 1977, to
reclassify from Low Density Residential Zone, R-1,
to Planned-Development Zone, P-D, the following described property:

All that portion of the Northeast quarter of the Northeast quarter of the Northwest quarter of Section 21, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

PARCEL I:

The East half of the Northeast quarter of the Northeast quarter of the Northwest quarter of Section 21 in Township 3 South, Range 9 East, Mount Diablo Base and Meridian.

EXCEPTING THEREFROM the East 155 feet of the South 504 feet and West 175 feet of the South 267 feet of the above described property.

PARCEL II

The East 104 feet of the following described parcel of land:
COMMENCING at the Northwest corner of the Northeast quarter of the Northeast quarter of the Northwest quarter of said Section 21; thence East, along the North line of said Section 21, 165 feet to the point of beginning of this description; thence South 390 feet, more or less, to the center of a pipe line (formerly a ditch); thence East, along the center of said pipe line, 165 feet to a point on the West line of the property conveyed to Richard C. Phillips and Emma E. Phillips, his wife, by Deed dated October 20, 1920, and recorded October 23, 1920, in Volume 325 of Deeds, at Page 70; thence North along the West line of said Phillips property, 390 feet to the North line of said Section 21; thence West, along the North line of said Section 21, 165 feet to the point of beginning.

EXCEPTING THEREFROM the Northerly 205 feet of the above described property.

WHEREAS, after public hearing held on October 18, 1977,
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:

- a. Thirty-six dwelling units represents an increase of only two dwelling units over the R-2 density found in large sections of this neighborhood.
- b. The Planned Development provides for adequate open space and parking for the project.
- c. The project utilizes a bypassed parcel and provides infilling within the current sewer service area in accordance with City policy.

WHEREAS, after a public hearing held on November 28, 1977, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Rodney R. Johnson 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. 1684-C.S. on the 28th day of November, 1977, reclassifying the above-described property from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D (175),

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 (175), is hereby approved in accordance with the plan titled "Proposed 36-Unit Apartment Complex, Grant Construction Company", as amended in red on its face, stamped approved by the Planning Commission on October 18, 1977, and on file in the office of the Director of Planning and Community Development, subject to the following conditions:

1. That all development shall be in accordance with said plot plan.
2. That prior to the issuance of a building permit for the development or for any given section thereof, a landscaping and irrigation plan shall be submitted by the applicant and approved by both the Director of Planning and Community Development and the Director of Parks and Recreation. Landscaping and the irrigation system shall be installed and maintained in accordance with the approved landscaping and irrigation plan. Irrigation shall be by underground sprinkler system.
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 development shall be connected to the City of Modesto water and sewer facilities in accordance with the requirements of the Director of Public Works.
5. That all parking and driveway areas shall be improved in accordance with City standards including the provisions of Sections 10-2.1801, 10-2.1804, and 10-2.1808 of the Municipal Code. All drainage facilities shall be provided in accordance with the requirements of the Director of Public Works.

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 all outdoor lighting within the P-D Zone shall be shielded from adjacent residential properties in accordance with the requirements of the City Engineer.
8. That prior to the issuance of a building permit or upon demand by the City, the developer shall dedicate 10 feet of additional right-of-way to complete East Granger Avenue to a collector street standard.
9. That the developer shall improve East Granger Avenue to collector street standards in accordance with the requirements of the Director of Public Works.
10. That the public utility easements as required by the utility companies serving the development shall be dedicated.
11. That prior to the issuance of a building permit, the developer shall submit street improvement plans prepared by a registered Civil Engineer for approval by the City Engineer.
12. That prior to the issuance of a building permit for any development, the developer shall pay to the City of Modesto the cost of planting street trees every 40 feet along the public streets, the total number to be determined by the Director of Public Works.
13. That all public improvements shall be installed prior to occupancy of the premises or by January 1, 1980, whichever occurs first.
14. That the applicant shall install fire hydrants and the pipeline system therefor in accordance with the requirements and to the specifications of the Fire Chief. Said hydrant shall be installed and operable prior to the start of construction of the project. All vehicle accessways shall be constructed and maintained in accordance with the requirements of the Fire Chief.
15. That all utilities shall be underground including TV reception facilities. No antennas shall be permitted.
16. That all signs shall comply with the R-2 Zone sign regulations.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D (175) :

That the construction project be accomplished in one phase. Construction shall commence on or before January 1, 1980, and be completed not later than January 1, 1981.

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 reclassifying the above-described property to Planned-Development Zone, P-D (175) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of November, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

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 Alban Mills
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1242

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. (RODNEY R. JOHNSON)

WHEREAS, on November 28, 1977, the City Council

introduced Ordinance No. 1684-C.S. giving approval to a project relating to an amendment to Section Map 21-3-9 of the Zoning Map to reclassify certain property from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D(175)

_____ , 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 delcaration 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 to reclassify certain property from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D(175)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of November, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

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. 77-1243

A RESOLUTION DENYING THE APPEAL OF W. A. JOHNSTON FROM THE DECISION OF THE BOARD OF ZONING ADJUSTMENT DENYING A VARIANCE FOR REDUCED SETBACKS AND INCREASED MAXIMUM LOT COVERAGE ON A SUBSTANDARD RESIDENTIAL LOT LOCATED SOUTH OF THE SOUTHWEST CORNER OF HARVARD AND COLUMBIA AVENUES.

WHEREAS, an application for a variance from the provisions of Sections 10-2.505, (as modified by 10-2.1618) 10-2.508, and 10-2.509 of the Modesto Municipal Code to allow reduced setbacks and increased maximum lot coverage on a substandard residential lot located south of the southwest corner of Harvard and Columbia Avenues was filed by W. A. Johnston on October 10, 1977, and

WHEREAS, Section 10-2.1904(a) and Section 10-2.2001 of the Modesto Municipal Code authorize the granting of a variance by the Board of Zoning Adjustment subject to finding certain conditions specified in Section 10-2.2003 of the Modesto Municipal Code, and

WHEREAS, a public hearing was held by the Board of Zoning Adjustment on October 27, 1977, 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. 757 finding and determining that the applicant had failed to demonstrate the existence of the four conditions for a variance as required by Section 10-2.2003 of the Modesto Municipal Code and denying the requested variances, and

WHEREAS, an appeal to the decision of the Board of Zoning Adjustment was filed with the City Council of the City of Modesto by W. A. Johnston by a letter dated November 2, 1977, and

WHEREAS, on November 7, 1977, the City Council, by Resolution No. 77-1123, set said appeal for a public hearing on November 28, 1977, at 7:45 P.M., in the City Council Chambers, City Hall, 801 - 11th Street, Modesto, California, and

WHEREAS, said public hearing was held at the same time and place and evidence, both oral and documentary, was introduced and considered,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby find and determine that the applicant, W. A. Johnston, has failed to demonstrate the existence of the four conditions for a variance required by Section 10-2.2003 of the Modesto Municipal Code for the reasons set forth in the transcript of the Board of Zoning Adjustment's hearing held on October 27, 1977.

BE IT FURTHER RESOLVED that the decision of the Board of Zoning Adjustment denying a variance to W. A. Johnston for reduced setbacks and increased maximum lot coverage on a substandard residential lot located south of the southwest corner of Harvard and Columbia Avenues be and is hereby affirmed and the appeal of W. A. Johnston therefrom be and is hereby denied.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of November, 1977, by Councilmember Elliott, 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: Dunlap, Elliott, Lang, Mayor Davies

NOES: Councilmembers: Kullijian, Mensinger, Siefkin

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. 77-1244

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. (JOHN AND MARCELLA HANSON)

WHEREAS, on November 28, 1977, the City Council

introduced Ordinance No. 1685-C.S. giving approval to a project relating to an amendment to Section Map 22-3-9 of the Zoning Map to reclassify certain property from Low Density Residential Zone, R-1, to 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 delcaration 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 to reclassify certain property from Low Density Residential Zone, R-1, to 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 November, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

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. 77-1245

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. (ANGELO PIERINI)

WHEREAS, on November 28, 1977, the City Council
introduced Ordinance No. 1686-C.S. giving approval to a project relating to
an amendment to Section Map 21-3-9 of the Zoning Map to reclassify certain
property 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 delcaration 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 to reclassify certain
property 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 28th day of November, 1977, by
Councilmember Siefkin, who moved its adoption, which motion being duly
seconded by Councilmember Elliott, was upon roll call carried and the
resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensingher, Siefkin, Mayor Davies

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. 77-1246

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST BY CITIZENS HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE FOR ELIMINATION OF THE ECONOMIC DISCLOSURE REQUIREMENT FOR MEMBERS OF THE HOUSING MAINTENANCE AND COUNSELING SUBCOMMITTEE AND THE REHABILITATION LOAN POOL SUBCOMMITTEE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that December 12, 1977 , at 7:50 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of request by Citizens Housing and Community Development Committee for elimination of the economic disclosure requirement for members of the Housing Maintenance and Counseling Subcommittee and the Rehabilitation Loan Pool Subcommittee.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of November , 1977, by Councilmember Kullijian , 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: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1247

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO
AUTHORIZING A GRANT APPLICATION FOR A WOMEN'S
REFUGE CENTER.

WHEREAS, the Stanislaus Women's Refuge Center desires to undertake a certain project designated Stanislaus Women's Refuge Center to be funded in part from funds made available through the Omnibus Crime Control and Safe Streets Act of 1968, PL 90-351, as amended, (hereafter referred to as the Crime Control Act) administered by the Office of Criminal Justice Planning (hereafter referred to as OCJP),

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the City Manager of the City of Modesto is authorized, on its behalf, to submit the attached Application for Grant for Law Enforcement Purposes to OCJP and is authorized to execute on behalf of the City of Modesto the attached Grant Award for law enforcement purposes including any extensions or amendments thereof.

BE IT FURTHER RESOLVED that the applicant agrees to provide all matching funds required for said project (including any extension or amendment thereof) under the Crime Control Act and the rules and regulations of OCJP and the Law Enforcement Assistance Administration and that cash will be appropriated as required thereby.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of November, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger,
Siefkin, Mayor Davies

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

FEDERAL GRANT APPLICATION/AWARD NOTIFICATION
STATE OF CALIFORNIA STATE CLEARINGHOUSE (916) 445-0613

1 APPLICATION DATE
yr mo day
19 77 11 23

ITEMS 1-11 TO BE COMPLETED BY APPLICANT

3 APPLICANT Organizational Unit
City of Modesto

4 ADDRESS Street or P.O. Box
P.O. Box 642

2 FEDERAL EMPLOYER ID NO

5 CITY Modesto

6 COUNTY Stanislaus

7 STATE ZIP CODE
Cal. 95353

9 PROG TITLE/NO (Catalog of Fed Domestic Assistance)
6.502 LEAA

10 TYPE OF ACTION
a New c Modification
d Continuation

11 TYPE OF CHANGE (Complete if 10a or 10c was checked)
11a Increased Dollars
11b Decreased Dollars

12 Increased Duration
12b Decreased Duration

13 Other Scope Change
13a Cancellation

14 EXISTING FED GRANT

15 REQUESTED FUND START 19 78 4

16 FUNDS DURATION 12 (Months)

17 EST. PROJECT START 19 77 4

18 EST. PROJECT DURATION 12 (Months)

19 APPLICANT TYPE
A. State B. School District
C. Interstate D. Community Action Agency
E. Sub State Dist F. Sponsored Organization
G. Indian H. Other (Specify in Remarks)

20 FEDERAL STATE LOCAL OTHER
FEDERAL \$ 25,531
STATE \$ 1,481
LOCAL \$ 1,481
OTHER \$ 28,367

25 BRIEF TITLE OF APPLICANT'S PROJECT
Stanislaus Women's Refuge Center

26 DESCRIPTION OF APPLICANT'S PROJECT (Purpose)
Establish a 24 hour refuge shelter for women and their children who are victims of domestic violence.

27 AREA OF PROJECT IMPACT (Indicate City, County, State, etc.)
Stanislaus County

28 CONGRESSIONAL DISTRICT
Of Applicant Districts Impacted By Project
15 14-15

29 Environmental Assessment Required By State/Federal Agency
 Yes No

30 CLEARINGHOUSE(S) TO WHICH SUBMITTED
a State b Area Wide c None

31 NAME/TITLE OF CONTACT PERSON
Garth Lipsky, City Manager

32 ADDRESS Street or P.O. Box
P.O. Box 642

33 TELEPHONE NO
209-524-4011

34 ENVIRONMENTAL DOCUMENT REVIEW REQUIRED YES NO
a Environmental Impact Statement (Report) Attached (20 copies)
 Draft EIR Final EIR
 Negative Declaration Attached (20 copies)
 None attached - Document Will Be Forwarded On Approximately _____ Mon _____ Day _____ Year
b Federal Program Does Not Require An Environmental Document
 Project Exempt Under State Categorical Exemption, Class _____

35 Will the project require relocation?
YES NO

36 Does your agency have a rights affirmative action policy and plan?
YES NO

37 Is project covered by A-95, P-1V?
YES NO

38 If YES, is EOA executed?
YES NO

39 If project is physical in nature, it requires an environmental document, list the U.S. Geologic Survey Quadrangle map in which project is located

39 ACTION BASED ON REVIEW OF
a Notification b Application

40 ACTION TAKEN
a With Comment b Without Comment
c Waived d Unfavorable

41 STATE APPLICATION IDENTIFIER (SAD) C A
State Number

42 SIGNATURE OF CH OFFICIAL

43 FINAL CLEARINGHOUSE DATE

44 CERTIFICATION
The applicant certifies that to the best of his knowledge and belief the above data are true and correct and filing of this form has been duly authorized by the governing body of the applicant.
-Check box if clearinghouse response is attached

45 NAME (Print or Type) TITLE SIGNATURE OF Authorized Representative TELEPHONE NUMBER

46 DATE MAILED TO FEDERAL STATE AGENCY yr mo day
19 _____

47 NAME OF FEDERAL STATE AGENCY TO WHICH THIS APPLICATION SUBMITTED

48 CITY

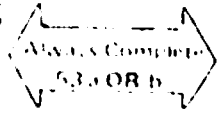
49 ORGANIZATION

50 ADDRESS Street or P.O. Box

51 FINAL ACTION
a Awarded b Rejected c Withdrawn

52 FINAL DATES yr mo day

53 FUNDS APPROVED (For Changes Show Only Amt of Inc/Dec)
60 FEDERAL AMOUNT \$ _____
61 STATE SHARE \$ _____
62 LOCAL SHARE \$ _____
63 OTHER \$ _____
64 TOTAL (60+61+62+63) \$ _____



54 FEDERAL FUND ACCOUNT NUMBER

The Office of Criminal Justice Planning, hereinafter designated "OCJP", hereby makes a grant award of funds to 1. CITY OF MODESTO hereinafter designated "Subgrantee", under the provisions of (check one) Title I, Part _____, Omnibus Crime Control and Safe Streets Act of 1968 (PL 90-351), as amended, hereinafter designated "Crime Control Act" (or) Juvenile Justice and Delinquency Prevention Act of 1974 (PL 93-415), hereinafter designated "Juvenile Justice Act", in the amount and for the purpose and duration set forth in this grant award.

Program Category _____

2. Project Title Stanislaus Women's Refuge Center	Award No. 5.
	Grant Period 6.
3. Project Director (Name, Address, Telephone) Yvonne Allen, President Stanislaus Women's Refuge Center P.O. Box 645 Oakdale, Ca. 95361 (209) 527-4251	Federal Amount 7. \$25,531
	State Buy-In 8. \$ 1,418
	Applicant Hard Match 9. \$ 1,418
4. Financial Officer (Name, Address, Telephone) Charles Bird, Director of Finance P.O. Box 642 Modesto, Ca. 95353 (209) 524-4011 Ext. 262	Other Match (JJ only) 10.
	Total Project Cost 11. \$28,367

This grant award consists of this title page, the application for the grant which is attached hereto as Attachment A and made a part hereof, and the Standard Grant Award Conditions which are attached hereto as Attachment B and made a part hereof.

The Subgrantee hereby signifies its acceptance of this grant award and agrees to administer the grant project in accordance with the terms and conditions set forth in or incorporated by reference in this grant award and the applicable provisions of the Crime Control Act identified above.

The Subgrantee certifies that federal and state funds received will not be used to replace local funds that would, in the absence of such federal and state aid, be made available for the activity being supported under this agreement.

12. _____ Date _____
Official Authorized to sign for Subgrantee
Name: Garth Lipsky
Title: City Manager
Telephone: 524-4011 Ext. 216
Address: P.O. Box 642
Modesto, Ca.

OFFICE OF CRIMINAL JUSTICE PLANNING,
STATE OF CALIFORNIA

Executive Director, OCJP Date

SPECIAL DEPOSIT FUND LEAA, Fiscal Year _____

GENERAL FUND

I hereby certify upon my own personal knowledge that budgeted funds are available for the period and purpose of this expenditure stated above.

ITEM _____

OCJP Fiscal Officer
OCJP Form 502 Revised 7-1-76

November 21, 1977

Executive Director
Office of Criminal Justice Planning
California Council on Criminal Justice
7171 Bowling Drive
Sacramento, Ca. 95823

RE: STANISLAUS WOMEN'S REFUGE CENTER

Dear Sir:

This letter is verification that the Stanislaus Women's Refuge Center is not required to submit a Certificate of Compliance indicating formulation of an Equal Opportunity Program in accordance with 28 CFR 42.301, et. seq. Subpart E, for the following reason: The applicant employs less than 50 employees. Total Employees for the applicant named above is four.

If additional information is required, please contact:

Yvonne Allen
912 Hackeberry
Modesto, Ca. 95350

Sincerely,

Yvonne Allen

sb

Yvonne Allen, President
Stanislaus Women's Refuge Center

GENTLEMEN:

In accordance with the procedures for the preparation of environmental impact statements, an environmental assessment has been performed on the proposed agency action below:

Stanislaus Women's Refuge Center
(Title of Project)

The assessment process did not indicate a significant environmental impact from the proposed action, and the project will not involve any of the following:

- a. New construction projects.
- b. The renovation or modification of a facility which leads to an increased occupancy of more than 25 persons.
- c. The implementation of programs involving the use of pesticides and other harmful chemicals.
- d. The implementation of programs involving microwaves or radiation.
- e. Research and technology, the anticipated or intended future application of which could be expected to have a potential effect on the environment.

Consequently, an environmental impact statement will not be prepared.

An environmental impact appraisal, which summarizes the assessment and the reasons why a statement is not required, is on file at the above office and will be available for public scrutiny upon request.

Sincerely,

Yvonne Allen

(Signature of Project Director or
other authorized official)

15. PROJECT BUDGET

BUDGET CATEGORY AND LINE ITEM DETAIL	COST
A. Personal Services - Salaries	
<p data-bbox="239 268 659 305">Program Coordinator</p> <p data-bbox="239 339 1032 376">\$875.00 (per pay period x 12 months)</p> <p data-bbox="239 452 1345 531">Will be full time supervisor employed to implement programs, policies, procedures and budget.</p>	<p data-bbox="1432 268 1588 305">\$10,500</p>
TOTAL	\$10,500

BUDGET CATEGORY AND LINE ITEM DETAIL	COST
B. Personal Services - Benefits	
Workmen's Compensation (.003472 x \$10,500)	36.00
Social Security (.0585 x \$10,500)	614.00
State Unemployment Insurance (.0333 x \$10,500)	350.00
TOTAL	\$1,000.00

BUDGET CATEGORY AND LINE ITEM DETAIL	COST
C. Travel	
Reimbursement for use of staff personal vehicles at 17¢ per mile for a total of 4,000 miles (For emergency transportation of victims, for general transportation purposes)	680.00
TOTAL	\$680.00

PROJECT BUDGET

BUDGET CATEGORY AND LINE ITEM DETAIL	COST
D. Consultant Services	
Consultant (Outside consultant will be hired to perform project evaluation)	500.00
TOTAL	\$500.00

PROJECT BUDGET

BUDGET CATEGORY AND LINE ITEM DETAIL	COST
E. Construction	
Not applicable	0
TOTAL	0

BUDGET CATEGORY AND LINE ITEM DETAIL			COST
G. Equipment			
1	Typewriter		100.00
1	Washing Machine		200.00
1	Dryer		100.00
20	Mattresses & Box Springs		
	20 x \$38.00 per set		760.00
20	Bed Frames		
	20 x \$7.00 each		140.00
CATEGORY TOTAL			1,300.00
16. PROJECT TOTAL			28,367.00
17. FUND DISTRIBUTION	FEDERAL	STATE	LOCAL
a. Amount of Funds	(a) 25,531	(b) 1,418	(c) 1,418
b. Percentage of Funds	90%	5%	5%

18. PROBLEM STATEMENT

A. Domestic violence is a largely unreported crime that cuts across the entire spectrum of socio-economic, ethnic and cultural segments of American society. It presents a multitude of problems to law enforcement agencies. The frequency of injuries inflicted upon officers attempting interventions, the reluctance of wives to testify against their spouse because of fear or economic sanction, and the lack of community resources for the victims of family violence are only a few factors complicating law enforcement solutions to the problem.

Women whose husbands beat them have no effective remedy within the system as it now operates. The problem is not the lack of laws against this type of behavior. The problem is that these laws, when broken in a family or quasi-family context, are systematically unenforced. Further, as the most widely known 24-hour crisis intervention agency, the police continually face the frustrations of unwilling complainants who won't press charges. Additionally, victims are aware that if arrest is made the assailant will soon be out on bail and may take vengeance on them. Generally the police see their role, temporarily at least, only as a mediator inhibiting further violence.

An alternative is needed to break the vicious cycle that requires police to return continually to the same scene of family violence and face increasing hostility.

Taking victims and their children to a shelter would enable police to put an immediate halt to a situation of life endangering potential, both to the victims and to themselves. Nearly one-sixth of all officers' deaths occur in family violence incidents. Separation of the combatants and the cooling off period provided by the shelter would allow both spouses to re-evaluate their relationship and hopefully effect a permanently peaceful reconciliation. Professional aides, along with qualified researchers, could begin to clarify the problem causes and cures of family violence. Removing children from an environment will help to break the pattern whereby children who witness and/or are victims of violence become emotionally disturbed, suffer physical abuse themselves, and become the batterers of the next generation. This cycle must be halted. Currently, the victims of family violence have no place to turn for immediate help at the time that the violent act or threat of a violent act occurs. Stanislaus County welfare agencies offer no type of protective emergency services or other specific services for the battered wife and her children. Victims often must spend the night in cars, motels, bus stations, and the like because they have no place else to go. Many of these women lack access to support systems such as friends, relatives or knowledge of available community resources. They are often economically dependent and lack skills necessary to support themselves.

A 24-hour shelter would not only provide temporary housing, food, clothing and other aids for the victims of these crimes, but it would also save the time expended by law enforcement officials who respond to family disturbance calls throughout the county. Further, it would decrease the incidence of the police being exposed to violence and possibly death. Finally, it would offer support systems vital to the victims' well being.

The Stanislaus Women's Refuge Center is a private, non-profit corporation proposing to provide shelter for physically abused women and their children. Clients may be accepted on either a residential or non-residential basis. Residents may stay one time only for a maximum of 30 days, during which time the following services are provided: crisis intervention; shelter; food; clothing; individual and group advocacy services by volunteer professional and para-professional staff from appropriate agencies; information and referral to meet medical, financial, legal, educational, employment and housing needs.

Services are provided in a caring, supportive, non-judgmental manner to facilitate personal growth and decision making. Our project is modeled after the Women's Transitional Living Center in Orange County, a highly successful project which has been funded through county revenue sharing monies for three consecutive years.

B. Statistics on battered women are not kept separately by any agency in Stanislaus County. Therefore, in conducting a needs assessment, we asked the Stanislaus County Sheriff's Department and the Modesto City Police Department to begin a compilation of relevant data.

The Sheriff's Department reported that in the period of July 1, 1976 to June 30, 1977, a total of 785 female assaults were reported to them in this county, 455 of which occurred in the city of Modesto. The rest were scattered evenly throughout the county. Since an LEAA study of female victimization estimates that only 42.5% of actual assaults were reported to law enforcement officials in 1975, it is safe to assume that twice this number of assaults actually occurred.

In addition, Stanislaus County Department of Human Resources Brief Treatment Program reported the following numbers of battered women for the month of June through August, 1977:

June	42
July	21
August	23

A Kansas City police study in 1971 confirmed that there is a significant correlation between wife-beating and murder.

"In 85% of family homicides, police had been called in once before the fatal act; in 50 of these cases, police had been summoned five or more times before the murder occurred. And statistically, women are the primary victims of family murder; in California in 1971, compared with 8.7% of male homicide victims murdered by their wives, 32.8% of female homicide victims were murdered by their husbands. There is no escaping the conclusion that for the women and children who are culturally, emotionally, and economically trapped by family violence, the issue is literally life or death." 1

¹ Reporter's Transcript of Proceedings of State of California Senate Subcommittee on Nutrition and Human Needs-Senate Health and Welfare Committee. Hearings regarding Marital and Family Violence, July 21, 1975, p. 117.

19. ORGANIZATIONAL GENERAL INFORMATION
- A. Stanislaus Women's Refuge Center has worked during the past year to educate the community to the needs of battered women through media presentations, public programs, speaking in schools and before public groups, and through in-service training offered to mental health and other social agencies. Our emphasis on information has been to assure that those women who are being beaten are made aware of shelter resources and services available, and in addition, to raise consciousness about domestic abuse and its underlying causes as we see them. No other agency in this county has attempted or been able to do the above. Therefore, we designate ourselves the agency designed specifically to deal with this problem.
- B. We have been in contact with social service workers throughout the county as evidenced by the support letters we have received in numbers. Many of these agencies and individuals have expressed vital interest in the formation and function of a shelter in relation to their area of expertise. We have been promised back up and advisory help from professionals in the law-enforcement, family relations, child development, job placement and training, legal, medical and psychiatric fields. We have a working relationship with the Police Department, the Sheriff Department and the local district attorney's office.

20. PROJECT OBJECTIVES

Our major concern is to protect the life, health, and safety of women and children, and to provide public agencies with a resource to intervene in the cycle of battered and abused women whose children may become the next generation of batterers and abusers.

The Project will accomplish the following:

1. In the course of a 12-month period, the Stanislaus Women's Refuge Center will provide an alternative living situation for 8 women and 12 children per month who are victims of family violence. The Center will maintain a 90% occupancy.
2. The Stanislaus Women's Refuge Center will provide a comprehensive support group program for up to 8 persons per week.
3. The Stanislaus Women's Refuge Center will provide outreach services for battered victims who chose to remain in their current living situation. It is anticipated that the Refuge Center will log 30 to 50 phone calls per month, and provide 10 outreach contacts per month during the grant year.
4. The Stanislaus Women's Refuge Center will conduct an average of 20 community education programs per year.

21. METHODOLOGY

We propose to operate a 24 hour shelter which will provide the necessary services to meet the needs of battered women and their children. At present, the Center will employ one full time person to act as Program Coordinator. We will have a staff of trained volunteer advocates trained by persons from Head Rest, Inc. and from Mental Health. We intend to seek three CETA positions to help staff the shelter. We plan also to seek other sources of funding so that we may build upon our current program by providing a professional counselor, a coordinator of support services, and two paid house managers.

The following services will be provided by the Stanislaus Women's Refuge Center:

I. EMERGENCY SERVICES

- A. 24-hour Crisis Line
- B. Emergency transportation
- C. Bilingual interpretation
- D. Access to emergency medical care
- E. Legal advocates
- F. Crisis advocates
- G. Financial Aid
- H. Temporary housing up to 30 days
- I. Food and Clothing

II. ACTIVITIES

- A. Group and Family advocacy sessions
- B. Individual and family referral for professional counseling where appropriate
- C. Educational, medical, legal and vocational referrals
- D. Assistance in locating permanent housing
- E. Outreach services for women who feel they are unable to leave their current living situations

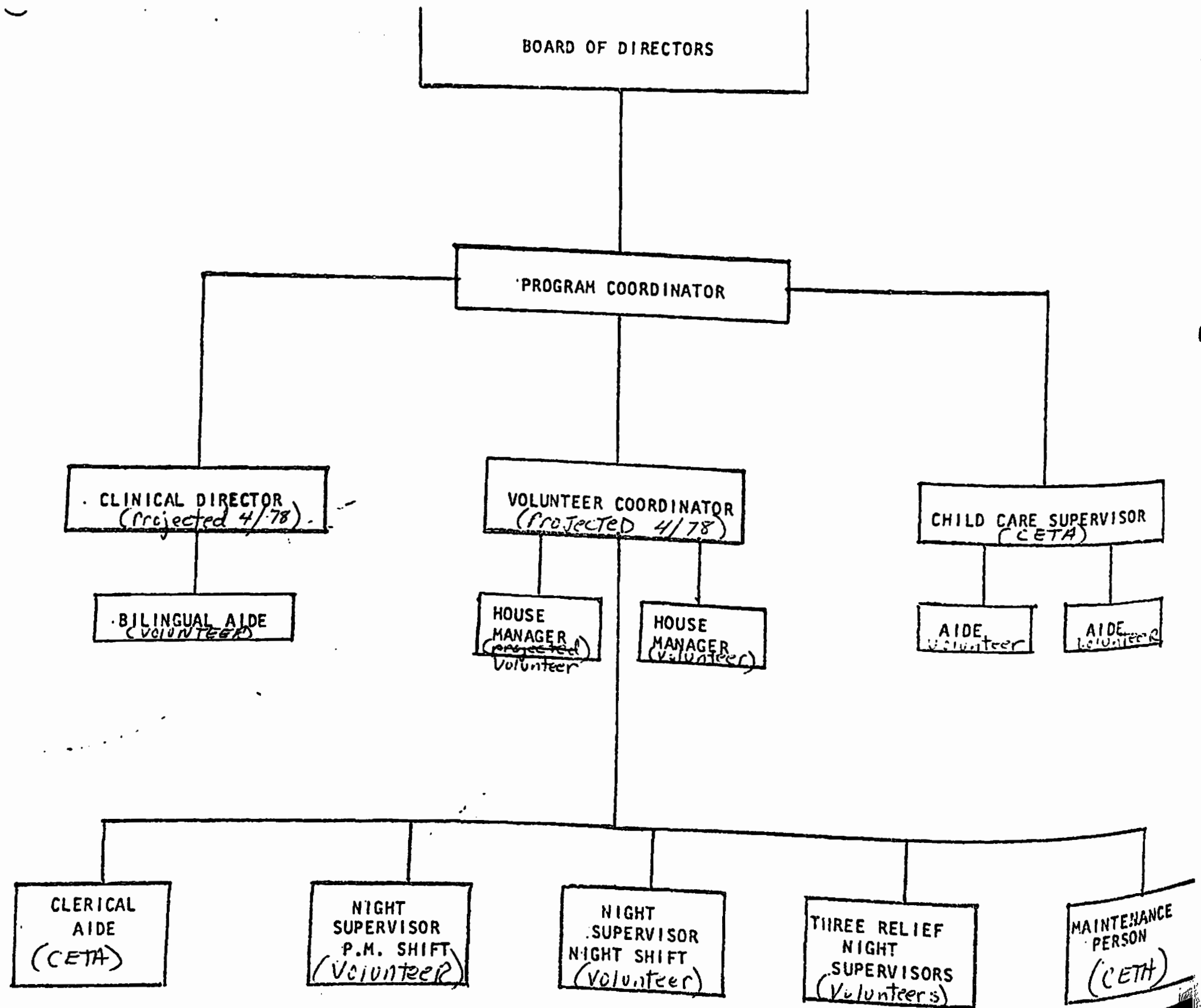
III. CHILDREN'S SERVICES

- A. Necessary shelter and emergency services
- B. Space and activities specifically designed to meet children's needs under the direction of child care aid
- C. Babysitting services when mothers are involved in other necessary activities in the Program

- 21 B. MAJOR TASKS NECESSARY TO CARRY OUT THIS PROGRAM
(See Attached Chart)
- 21 C. ORGANIZATIONAL CHART
(See Attached Chart)

PROGRAM	ACTIVITY	PLANNED ACTIVITY LEVEL	STAFF
<p>Protection from abuse, including emergency services</p>	<p>Provide 24-hour Crisis Line</p> <p>Provide emergency transportation</p> <p>Provide temporary housing, food, and clothing</p> <p>Provide individual advocate services</p>	<p>Service maintained 7 days and 7 nights</p> <p>Provide at least one car per day and one per night</p> <p>Provide 20 beds utilized by 8 women and 10-12 children per month</p> <p>Provide food and clothing for 8 families per month</p> <p>Provide 2 sessions a day for each adult in residence by 1 para-professional and by volunteer professionals</p>	<p>Trained volunteer crisis workers</p> <p>Volunteer Crisis Team</p> <p>Program Coordinator House Manager</p> <p>Program Coordinator</p> <p>Trained volunteer outside agency people</p>
<p>Crisis Intervention and other activities</p>	<p>Provide families with advocacy services</p> <p>Provide group sessions (peer counseling)</p> <p>Bilingual interpretation</p> <p>Information and Referrals</p>	<p>Provide family referrals where deemed necessary or appropriate</p> <p>Provide group sessions for 4-8 individuals per week or as deemed necessary</p> <p>Provide bilingual translation and interpretation for non-English speaking residents</p> <p>Provide information and referrals to all residents</p>	<p>Counseling from outside agency Trained volunteer</p> <p>Outside agency Trained volunteer</p> <p>Volunteer bilingual aid</p> <p>Trained volunteer Clerical Aid Program Coordinator</p>

PROGRAM	ACTIVITY	PLANNED ACTIVITY LEVEL	STAFF
Outpatient Services	<p>Provide individual advocacy of ego-supportive client centered model as determined by client need</p> <p>Provide group advocacy</p> <p>Provide contact with the male involved</p>	<p>Provide 2 sessions per month or as needed</p> <p>Provide 1 group session bi-monthly</p> <p>Counseling referrals offered to from 4-8 men per month</p>	<p>Counselors from outside agency Trained volunteers</p> <p>Above</p> <p>Program Coordinator Counselors from outside agency Trained volunteers</p>
Children's Services	<p>Provide necessary shelter, clothes, toys, and activities for children</p>	<p>Provide all children in residence with daily child care, planned activities, advocacy services and appropriate referrals</p>	<p>House Manager Childcare Supervisor (</p>
Records	<p>Maintain records of all residents</p> <p>Keep evaluation forms of the program</p> <p>Maintain records for outpatients</p> <p>Typing and other clerical work</p>	<p>Five days per week for 8 hours each day</p>	<p>Program Coordinator Clerical Aid</p>



POSITION TITLE: Program Coordinator

POSITION SUMMARY:

Within the limits of the program and policies, procedures and budget, the Coordinator is responsible for and has authority to perform the administrative duties listed below. She/he shall perform all duties in a manner which insures integration of the contribution of the SWRC members, board, staff, volunteers and clients.

POSITION DUTIES AND RESPONSIBILITIES:

1. Maintain and coordinate contractual relationships with funding sources.
2. Act in the capacity of advisor to the Board of Directors, keeping them informed of agency operation, so that they have adequate information for carrying out their policy-making responsibilities. This includes ex-officio membership on all committees.
3. Develop and administer sound personnel practices which include employing, assigning, evaluating and dismissing staff, making clear and appropriate delegation of responsibilities, providing opportunities for staff to participate in the formulation of agency policies and procedures.
4. Administer the SWRC programs within budgetary provisions and limitations, maintaining an adequate system for proper accounting of funds.
5. Maintain adequate and appropriate facilities and equipment.

6. Maintain and adequate system for appropriate accounting of services and activities. Initiate, plan and direct studies which will facilitate fuller understanding and interpretation of present program and provide information for formulating future agency plans.
7. Insure the development and maintenance of acceptable standards of professional practice in the SWRC programs.
8. Keep informed of developments and trends in the program's operation and be alert to changing community needs.
9. Provide for periodic review, evaluation and modification of the program to meet community needs as well as funding agency requirements.
10. Engage in a community education program, maintaining responsibility for interpreting the goals and functions of the Agency to the community. Involve the various city, county and private agencies and the community in the problems of women.

MINIMUM QUALIFICATIONS:

1. Leadership ability, possession of a demonstrated capacity to supervise staff and volunteers; ability to relate to individuals and groups.
2. Knowledge of community organizations in the social welfare, health and related fields. Understanding of community organization and underlying social and economic forces.
3. Possession of knowledge of fiscal and programmatic management and previous experience in management.

4. Fund raising, proposal writing ability and experience.
5. Possession of a valid California Driver's License, and automobile which can be used during working hours and adequate insurance.
6. Graduation from an accredited four year college or university. Two years paid full time professional experience in health, mental health or social services. Minimum of two years supervisory and administrative experience.

- OR -

Experience may be substituted on a year for year basis for required education. Minimum of three years supervisory and administrative experience required.

POSITION TITLE: Child Care Supervisor

POSITION SUMMARY:

1. Provide a stable, non-judgmental adult role model.
2. Facilitate open communication between parents and children.
3. Plan and coordinate daily children's activities at the Center.
4. Plan and coordinate outings and field trips, including adequate transportation and supervision.
5. Plan parent involvement activities to facilitate parent awareness of children's needs.
6. Facilitate communication skills groups with parents and/or parents and children.
7. Provide structure and a stable environment to the children living at the Center.
8. Make appropriate referrals to agencies such as Family Services and Children's Protective Services.
9. Maintain children's activities equipment and supplies.

MINIMUM QUALIFICATIONS:

1. Ability to facilitate and maintain effective relationships with parents, children and social service agencies.
2. Possession of communication skills; writing, public speaking, teaching and administrative abilities.
3. Ability to work with understanding and empathy to ascertain problems.
4. Bilingual skills desired.
5. Two years experience (paid or volunteer) working with young children and/or adolescents OR education in the field of early childhood education.

POSITION TITLE: Clerical Aid (CETA Position)

POSITION SUMMARY:

Under the direction of the Program Coordinator, maintain all records for the Center, and perform general clerical duties.

POSITION DUTIES AND RESPONSIBILITIES:

1. Perform clerical duties such as answering the phones and greeting visitors; dispensing general and specific information; making appropriate referrals.
2. Answer correspondence and requests for general information.
3. Deliver reports, bank statements, etc. to bookkeeping service.
4. Maintain and update an adequate supply of all client and Center forms to be used by staff.

MINIMUM QUALIFICATIONS:

1. Basic understanding of the problems women face.
2. Typing at a speed of at least 45 words per minute.
3. Filing, and other clerical skills.
4. Some knowledge of bookkeeping.
5. Familiarity or willingness to become familiar with administrative and reporting procedures required.
6. Ability to function well on the telephone and in face-to-face relationships with people.
7. Bilingual skills preferred.

POSITION TITLE: Maintenance Person (CETA Position)

POSITION DUTIES AND RESPONSIBILITIES:

1. Maintain responsibility for the general upkeep of the Center including, but not limited to, grounds, minor repairs and maintenance.
2. This person will work on regular and on-call bases, providing emergency services (i.e., electrical, plumbing as needed).

MINIMUM QUALIFICATIONS:

1. A general knowledge of carpentry, electrical work and plumbing.
2. Possession of adequate tools.
3. Must be able to provide services on an emergency basis.

POSITION TITLE: House Managers (Volunteer Positions)

POSITION SUMMARY:

Under the direction of the Program Coordinator, maintain responsibility for smooth functioning of domestic services in the shelter.

POSITION DUTIES AND RESPONSIBILITIES:

1. Purchase a weekly basis and maintain all food and household and office supplies, maintaining an awareness of budgetary constraints.
2. Maintain responsibility for repairs and upkeep of the Center, dealing with realtor and repair services.
3. Maintain responsibility for client's committee on household cleaning and upkeep on a regular basis.
4. Supervise all residents making sure each obeys house rules.

21. D. AVAILABLE RESOURCES TO BE USED AND THEIR RELATIONSHIP TO THE PROJECT

Adult Psychiatric Clinic - diagnostic and treatment for outpatients.

Alcoholics Anonymous - assistance to persons who desire to overcome alcoholism, meetings for group therapy for persons suffering from alcoholism and family members who suffer from the effects of alcoholism.

Alcoholism Information Line - intervention counseling.

American Association of Retired Persons - recreational and social group with educational programs for older women.

American Red Cross - counseling in personal and family problems, referral service, financial assistance, mother and baby care classes, and transportation for the Meals on Wheels program.

"ARC" - Youth drop-in center; counseling and various activities.

Bank of America Lending Program - to make home-buying easier for minority groups.

Big Brother of Greater Modesto - help boys in the shelter with their problems and provide individual guidance for those who lack wholesome adult male companionship.

California Institute of Family Relations - individual, marriage, child counseling, and group therapy.

California Rural Legal Assistance - provide legal services to those unable to pay for attorney fees.

Catholic Social Service - counseling services to families.

Community Clothes Closet - clothing for families and individuals in need.

Cooperative Extension - out-of-school system of education for adults and young people; foods and nutrition education.

Dental Referral Service

Dorcas Societies - supply clothing bedding, and dishes.

El Concilio - referrals to agencies, counseling translation/legal aid, employment referrals, and help with housing.

Employment Development Department - provide job placement services.

Family Line - 24-hour referral service for parent-child problems and family crisis.

Family Service Agency - personal, marital, family, and child counseling.

Food Bank - emergency food program.

Fred C. Beyer Children's Center - provide year-round day-care services to children of working parents.

Greater California Education Project - tuition support with Manpower Program involved with job placement.

Head Rest - 24-hour phone counseling, referral, and transportation.

Housing Authorities of Stanislaus County - develop and operate low-rent housing facilities for families of low income.

Housing Problem Hotline - counseling referral service.

Inter-faith Ministries of Greater Modesto - provide workshops and discussion groups.

King-Kennedy Memorial Center - general information center.

Modesto City Police Department - transportation, investigation and arrest.

Modesto Junior College Reentry Program for Women - financial aid and day care.

Office of Manpower Planning - revenue sharing funds, CETA employees, vocational training.

Parents Without Partners - interaction of single parents.

Park Ministries - reach alienated youth, counseling, work experience.

Salvation Army - food, shelter, clothing, and youth programs.

Stanislaus County Department of Education - Head Start education to low income children, health services testing.

Stanislaus County Welfare Department - we will use services to aid families with dependent children, county relief to needy or unemployed individuals, and certification for food stamps and Medi-cal programs. Counseling information and referral services

that are provided will be used.

Stanislaus County Department of Mental Health - adult outpatient program, individual, and group counseling, referral services, brief treatment intensive adult partial hospitalization program, alcoholism detoxification counseling program, Ceres community counseling center for residents of Ceres, child-adolescent program, individual group counseling, emergency services, 24-hour crisis intervention, and heroin addiction treatment program, counseling, rehabilitation, inpatient program acute psychiatric facility.

Stanislaus County Legal Assistance - legal services for those unable to pay.

Stanislaus County Personnel Office - recruitment and filling positions.

Stanislaus County Public Health - special clinics, child health, family planning, and well baby clinic.

Stanislaus County Sheriff's Office - transportation, investigation, arrest.

Stanislaus County Youth Advocacy Council

Stanislaus Medical Society

In addition we will work closely with the Stanislaus County Counseling Center, M.E.C.A., New Skills for Women Program, Friends Outside, virtually all departments under the umbrella of Stanislaus County Human Services, MJC Skill Center, W.I.N. and others.

21. E. Stanislaus Women's Refuge Center has received written support from the following agencies. These letters are evidence that SWRC will have a working relationship with them. Listed below are the agencies and their role:

California Rural Legal Assistance - legal referrals.

California Legislature - John Thurman, co-sponsor of Presley Bill (SB 91)

City of Modesto Police Department - referral.

City of Oakdale Police Department - referral.

Counseling Center - counseling referrals.

Church in the Park - will refer people to us for shelter.

Emanuel Lutheran Church - will refer people to us for shelter.

District Attorney - legal support referrals.

Employment Development Department - job referrals.

Friends Outside - will refer people to us.

Housing Authority - will assist in finding housing referrals for victims.

Inter-Faith Ministries - will supply emergency food to the shelter.

Modesto Junior College - will assist in providing training programs for women.

Self Help Training - will provide training, support group, coping skills, grooming, resume writing, and job training skills.

Stanislaus County Department of Human Services - will coordinate all the services which the department offers.

Stanislaus County Children's Advocacy Council from Family Line - will refer people to us.

Stanislaus County Legal Assistance - referrals and legal help.

21. F. There are no services designed to aid battered women and children in Stanislaus County. The Stanislaus Women's Refuge Center is, to our knowledge, the only agency whose purpose is to aid these persons. See attached letter from the Director of Human Services, Mr. Robert Heher, verifying this fact.
21. G. Training in crisis intervention and advocacy will be provided to the volunteer staff by professional persons from Head Rest and the Mental Health Department. The paid staff in the Center must be versed in these areas as a prerequisite to being hired.

23. MANAGEMENT

1. Types of service rendered by project.
 - a. Crisis Line Log - to validate telephone calls.
 - b. Referral forms (interagency).
 - c. Support Group session sheets.
 - d. Transportation - mileage chart.
 - e. Lodging agreement.
 - f. Daily occupancy count form.
2. Clientele served by the project.
 - a. Intake form.
 - b. Exit form.
 - c. Rent receipt.
 - d. Lodging agreement.
 - e. Condition of admission.
 - f. Release of information.
 - g. Group evaluation.
 - h. Counseling session evaluation.
 - i. Contact slip (sessions).

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Hire Program Coordinator

Coordinate finances with City of Modesto

Rent House; Preparations for Clients

Hire City Aides

Hire first volunteer staff.

Train volunteer members (continuous)

Establish telephone (Crisis Line)

Set up transportation schedules.

Accept first client in client.

Begin client sessions

Begin support services for clients

Begin group peer counseling

Begin children programs

Outpatient Service

Continuous Community Services Education Program

Prepare and submit all administrative forms

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3. Expenditure of money.

a. As per requisition in accordance with the financial procedures and requirements of the City of Modesto.

4. Employment of technical resources.

a. Claims sheet - signed by director and consultant.

5. Use of paid and non-paid personnel.

a. Time Sheets.

1. Weekly time sheet for paid staff.

2. Daily volunteer sign in and out sheet.

24. A. 1.OBJECTIVE #1 - SWRC will provide an alternative living situation for 8 women and 12 children per month who are victims of family violence.

a. The number of people per month in the Stanislaus Women's Refuge Center will match with the numbers cited in our project object number one.

2.OBJECTIVE #2 - SWRC will provide a comprehensive support group program for up to 8 persons per week.

a. The five group sessions per week. Group and individual sessions are mandatory for women in the house. Records will be maintained as to the persons in attendance.

3.OBJECTIVE #3 - SWRC will provide outreach services to battered victims who chose to remain in their current living situation. It is anticipated that the Refuge Center will log 30 to 50 phone calls per month, and provide 10 outreach contacts per month during the grant year.

a. A telephone log will be kept to determine if this service is utilized sufficiently to achieve the objective of of 30 to 50 calls with 10 outreach visits per month.

4.OBJECTIVE #4 - SWRC will conduct an average of 20 community education programs per year.

a. By lectures, films, discussions, seminars, media presentations, and printed information. A record will be maintained as to the number and locations of these presentations.

24. B. For Objective #1:

a. Daily occupancy count form.

24. B. For objective #2:
a. One contact slip per client session.
- For objective #3:
a. Telephone logging system.
b. One contact slip per out of house visit.
- For objective #4:
a. Formal reports by Program Coordinator to Board of Directors.
24. C. Data will be tabulated monthly and submitted to Board of Directors by the Program Coordinator.
24. D. Data will be collected in the following methods by clerical aid under direction of Program Coordinator.
1. Telephone log daily calls.
 2. Daily house body-count sheet.
 3. Progressive monthly intake form.
24. E. The Program Director and clerical personnel will compile and submit data, forms and necessary material to the Board of Directors and to the auditor. These duties will be part of the job description.
25. The Stanislaus County Women's Refuge Center expects to receive state funding from SB 91 for at least one year. The officers of the Center have contacted Assemblyman John Thurman who is committed to helping us become eligible for this funding.
- We have and will continue to solicit donations from local organizations. To date, we have obtained our solicitation license from the Consumer Affairs Office and have mailed 100 letters to 100 local organizations and agencies asking for donations. We intend, at the end of OCJP support, to submit grant proposals to the Ford, Rockefeller, and James Irvine Foundations.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1248

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON CONSIDERATION OF SIX MONTH EXTENSION OF .50¢ RATE INCREASE GRANTED TO CABLECOM GENERAL FOR THE PERIOD MARCH 1, 1977 THROUGH DECEMBER 31, 1977

BE IT HEREBY RESOLVED by the Council of the City of Modesto that December 19, 1977 , 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 six month extension of .50¢ rate increase granted to Cablecom General for the period of March 1, 1977 through December 31, 1977.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of November , 1977, by Councilmember Dunlap , 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: Dunlap, Elliott, Kullijian, Lang,
Mensingher, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1249

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND SELF-HELP ENTERPRISES TO PROVIDE SERVICES TO LOWER INCOME OWNER-OCCUPANTS UNDER OUR HOUSING MAINTENANCE PROGRAM

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Self-Help Enterprises
to provide services to lower income owner-occupants under our Housing Maintenance 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 28th day of November, 1977, by Councilmember Dunlap, 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:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MCDESTO CITY COUNCIL
RESOLUTION NO. 77-1250

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$85,000 TO PROVIDE FUNDS TO MEET CONTRACT COMMITMENTS

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

HCDA TITLE I/HOUSING FUND (224)

FROM: General Reserve Funds (60-00-800-224)	\$85,000.00
TO: Self-Help Rehab (235-04-185-224)	\$85,000.00

(To create funds to meet contract commitments)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of November, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1251

A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO CONSIDER RECOMMENDED REVISIONS IN THE SCHEDULE OF CHARGES FOR GARBAGE SERVICE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that December 12, 1977, at 7:45 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of recommended revisions in the schedule of charges for garbage service.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of November, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77- 1252

A RESOLUTION NAMING THE ALLEY IN BLOCK 800 IN THE
CITY OF MODESTO COLUMBIA LANE.

WHEREAS, a request has been received that the City name the short
north-south alley in Block 800 of the City of Modesto, and

WHEREAS, said request was made so that if a residence is con-
structed on said alley frontage an appropriate address can be assigned and
it can have a mailing address, and

WHEREAS, property owners in the area are aware of the proposed
naming and no objections have been received, and

WHEREAS, Section 34091.1 of the Government Code of the State of
California provides that whenever the legislative body finds that a name should
be adopted and applied to any city street or alley, the legislative body may adopt
a resolution designating a name for such street or alley, and

WHEREAS, the Office of Planning and Community Development of
the City of Modesto has recommended that said short north-south alley in Block
800 of the City of Modesto be named Columbia Way,

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

1. That the short north-south alley in Block 800 of the City of Modesto
be named Columbia Way.
2. That the Director of Parking and Traffic be directed to erect an alley
name sign at Harvard Avenue.
3. The City Clerk be directed to record a certified copy of this
resolution with the Recorder of Stanislaus County and transmit a copy of this
resolution to the Board of Supervisors, the County Clerk and the County Surveyor
of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 28th day of November, 1977, by
Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Mensingher, Siefkin, Mayor Davies

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

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1253

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 7-3-9 OF THE ZONING MAP (Norman Winsor)

WHEREAS, the Modesto City Planning Commission held a public hearing on November 15, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 7-3-9 of the Zoning Map to rezone from R-1 to R-2 and P-D to permit construction of a neighborhood shopping center, property located at the northeast corner of Standiford and Prescott Road the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-205 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 7-3-9 of the Zoning Map be set for December 27, 1977 at 7:30 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of November, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

Rezone R-1 to R-2

All that 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, County of Stanislaus, State of California, described as follows:

COMMENCING at the Southwest corner of said Northwest Quarter of Section 7; thence North $0^{\circ} 42' 15''$ West along the West line of said Northwest Quarter 418.30 feet to the Southeasterly line of the 100 foot wide Modesto Irrigation District Lateral No. 7; thence North $42^{\circ} 26' 00''$ East along said Southeasterly line 553.60 feet to the POINT OF BEGINNING of this description, thence continuing along said Southeasterly line North $42^{\circ} 26' 00''$ East 459.69 to a point on a normal curve from which a radial line bears North $42^{\circ} 26' 00''$ East to the center; thence Southeasterly 107.24 feet along said normal curve concave to the Northeast having a radius of 430.00 feet and a central angle of $14^{\circ} 17' 20''$; thence South $25^{\circ} 22' 55''$ West along a non-tangent line 40.93 feet; thence Southwesterly 80.35 feet along a tangent curve, concave to the Northwest, having a radius of 270.00 feet and a central angle of $17^{\circ} 03' 05''$; thence South $42^{\circ} 26' 00''$ West along a tangent line 224.69 feet; thence South $47^{\circ} 34' 00''$ East 123.59 feet; thence Southeasterly 109.25 feet along a tangent curve, concave to the Southwest, having a radius of 330.00 feet and a central angle of $18^{\circ} 58' 05''$; thence North $61^{\circ} 24' 05''$ East along a radial line 236.53 feet; thence North $89^{\circ} 17' 30''$ East 140.00 feet; thence South $0^{\circ} 42' 30''$ East 107.26 feet; thence North $89^{\circ} 17' 30''$ East 125.00 feet; thence South $0^{\circ} 42' 30''$ East 133.14 feet; thence South $22^{\circ} 12' 36''$ West 50.00 feet; thence South $0^{\circ} 42' 30''$ East 63.80 feet; thence South $89^{\circ} 17' 30''$ West 105.53 feet; thence North $0^{\circ} 42' 30''$ West 243.00 feet; thence South $67^{\circ} 32' 04''$ West 305.25 feet; thence South $82^{\circ} 10' 25''$ West 150.00 feet; thence North $24^{\circ} 36' 31''$ West 118.47 feet; thence North $47^{\circ} 34' 00''$ West 272.37 feet to the point of beginning.

CONTAINING 4.04 acres.

Rezone R-1 to P-D

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 330.00 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 $24^{\circ} 35' 31''$ 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.

Sec. 7-3-9
Norman Winsor

EXHIBIT "A"

Prezone to C-2

All that real property situate in a Portion of the Northeast Quarter of Section 12, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, in the County of Stanislaus, State of California, described as follows:

Beginning at the Southeast corner of said Northeast Quarter of Section 12; thence North 0° 42' 15" West along the East line of said Northeast Quarter 418.30 feet to the Southeasterly line of the 100 foot wide Modesto Irrigation District Lateral No. 7; thence along said Southeasterly line Southwesterly 929 feet, more or less, to the South line of said Northeast Quarter of Section 12; thence along said South line Easterly 818 feet, more or less, to the point of beginning.

CONTAINING 3.3 acres.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1254

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 21-3-9 OF THE ZONING MAP (Paul M. Zagaris)

WHEREAS, the Modesto City Planning Commission held a public hearing on November 15, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 21-3-9 of the Zoning Map to rezone from R-1 to P-0, property located at the southeast and southwest corner of E. Orangeburg Ave. and Allen Drive

the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-203 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 21-3-9 of the Zoning Map be set for December 27, 1977 at 7:35 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of November, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Mensing, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

All that portion of Section 21, Township 3 South, Range 9 East, M.D.B. & M., described as follows:

Parcel 1:

BEGINNING at the point of intersection of the centerline of E. Orangeburg Avenue with the centerline of Allen Drive; thence Southerly along the centerline of Allen Drive a distance of 210.00 feet; thence Easterly along a line that is parallel with the centerline of E. Orangeburg Avenue a distance of 105.00 feet; thence Northerly along a line that is parallel with the centerline of Allen Drive a distance of 210.00 feet to the centerline of E. Orangeburg Avenue; thence Westerly along the centerline of E. Orangeburg Avenue a distance of 105.00 feet to the point of beginning.

CONTAINING 13,600 square feet net, 22,050 square feet gross.

Parcel 2:

Lot 17 in Block 1144 of Denise Subdivision as per map filed February 9, 1961 in Volume 19 of Maps, page 56, Stanislaus County Records.

INCLUDING ALSO the southerly 40 feet of E. Orangeburg Avenue and the westerly 25 feet of Allen Drive immediately adjacent to said Lot 17.

CONTAINING 7,667 square feet net, 11,308 square feet gross

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1255

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 22-3-9 OF THE ZONING MAP (Marion L. and Helen Rampley)

WHEREAS, the Modesto City Planning Commission held a public hearing on November 15, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 22-3-9 of the Zoning Map to rezone from R-1 to P-0, property located on the east side of Coffee Road north of Coolidge Ave.

the following described property:

All that portion of the northwest quarter of Section 22, Township 3 South, Range 9 East, M.D.B.&M., described as follows:

The South half of Lot 5, all of Lot 6, and the North 63.26 feet of Lot 7 in Block 1212 of Garden Acre Tract, as per map thereof filed November 18, 1940 in Volume 14 of Maps, page 9, Stanislaus County Records.

Containing 9.78 net acre.

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-204 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 22-3-9 of the Zoning Map be set for December 27, 1977 in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of November, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Mensingher, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1256

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$4,000.00 to PROVIDE FUNDS NEEDED FOR PURCHASE OF TWO BUS SHELTERS FOR THE DOWNTOWN IMPROVEMENT DISTRICT AREA

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

D.I.D. FUND (218)

FROM: General Reserve (60-800-218)	\$4,000.00
TO: Bus Shelters (5308-060-218)	\$4,000.00

(To purchase two Bus Shelters for the Downtown Improvement District Area)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of November, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1257

A RESOLUTION APPOINTING COUNCIL DOWNTOWN RENAISSANCE COMMITTEE, COUNCIL-
MEMBER MENSINGER AS CHAIRPERSON, WITH COUNCILMEMBERS LANG AND SIEFKIN

BE IT RESOLVED by the City Council of the City of Modesto that
the appointment of Councilmember Mensinger, Chairperson, with Council-
members Lang and Siefkin to the Council Downtown Renaissance Committee
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 November,
1977, by Councilmember Dunlap, who moved its adoption, which motion
being duly seconded by Councilmember Elliott, was upon roll call carried
and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1258

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR FURNISHING 4 POLICE MOTORCYCLE RADIOS

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

SECTION 1. The plans and specifications for furnishing 4 police motorcycle 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 December 27, 1977 at 2:00 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 at its next regular meeting.

The foregoing resolution was introduced at ^{adjourned} ~~an~~ regular meeting of the Council of the City of Modesto held on the 8th day of December 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1259

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR STREET IMPROVEMENTS, HOUSING TARGET AREA STAGE 2

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

SECTION 1. The plans and specifications for street improvements, Housing Target Area Stage 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 December 20, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at ^{adjourned} ~~a~~ regular meeting of the Council of the City of Modesto held on the 8th day of December, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1260

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF ONE USED ARTICULATED PNEUMATIC ROLLER FROM WESTERN TRACTION CO.

BE IT RESOLVED by the City Council of the City of Modesto that formal bid procedure for the purchase of one used articulated pneumatic roller for use by the Street Division in preparing streets for seal coating, alleys for paving and regular alley and street maintenance is hereby waived.

BE IT FURTHER RESOLVED that purchase of one used articulated pneumatic roller from Western Traction Company for the total price of \$21,836.00 is hereby approved.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 8th day of December, 1977, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Mensinger , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1261

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WATERLINES IN GRAND PRIX ESTATES, HILLSBORO PARK NO. 1, AND SPRINGCREEK NO. 2 (Western Pipeline)

WHEREAS, a report has been filed by the Director of Public Works that the construction of waterlines in Grand Prix Estates, Hillsboro Park No. 1, and Springcreek No. 2 has been completed by Western Pipeline

in accordance with the contract agreement dated August 22, 1977.

NOW, THEREFORE, BE IT RESOLVED that the construction of waterlines in Grand Prix Estates, Hillsboro Park No. 1, and Springcreek No. 2 be accepted from said contractor, Western Pipeline

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$102,703.00 as provided in the contract, be authorized.

adjourned

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of December, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Noeline Coyle*
NOELINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1262

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WATERLINES IN COLLEGE
TERRACE ESTATES (Mac's Backhoe Service)

WHEREAS, a report has been filed by the Director of Public
Works that the construction of waterlines in College
Terrace Estates
has been completed by Mac's Backhoe Service

in accordance with the contract agreement dated July 25, 1977.

NOW, THEREFORE, BE IT RESOLVED that the construction of water-
lines in College Terrace Estates
be accepted from said contractor, Mac's Backhoe Service

that notice of completion be filed with the Recorder of Stan-
islaus County and that payment of amounts due in the amount of
\$39,804.70 as provided in the contract, be authorized.
adjourned

The foregoing resolution was introduced at an/regular meet-
ing of the Council of the City of Modesto held on the 8th day
of December , 1977, by Councilmember Lang , who
moved its adoption, which motion being duly seconded by Council-
member Mensinger , was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Marrisa Coyle
MARRISA COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1263

A RESOLUTION ACCEPTING THE CONSTRUCTION OF MODIFICATION OF THE DALE ROAD/VINTAGE FAIRE DRIVEWAY TRAFFIC SIGNALS (Industrial Electrical Co.)

WHEREAS, a report has been filed by the Director of Parking and Traffic that the construction of modification of the Dale Road/Vintage Faire driveway traffic signals has been completed by Industrial Electrical Co.

in accordance with the contract agreement dated June 6, 1977.

NOW, THEREFORE, BE IT RESOLVED that the construction of modification of the Dale Road/Vintage Faire driveway traffic signals be accepted from said contractor, Industrial Electrical Co.

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$12,348.00 as provided in the contract, be authorized.

The foregoing resolution was introduced at ^{adjourned} ~~a~~/regular meeting of the Council of the City of Modesto held on the 8th day of December, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1264

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO
ANNEXING TERRITORY TO THE MODESTO MUNICIPAL SEWER
DISTRICT NO. 1 AND FIXING AND DETERMINING ITS
BOUNDARIES. (STANDIFORD-SNYDER ADDITION)

WHEREAS, the Council (herein called the "Council") of the City of Modesto (herein called the "City") heretofore on August 15, 1966, duly adopted Resolution No. 66-543, which was recorded in the office of the County Recorder of Stanislaus County on August 16, 1966, and which established the Modesto Municipal Sewer District No. 1, and

WHEREAS, the Council heretofore on October 17, 1977, duly adopted Resolution No. 77-1089 (herein called the "resolution") determining that the public interest and convenience require that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 154 be annexed to the Modesto Municipal Sewer District No. 1, setting forth a general description of the area proposed to be annexed, and naming a time and place for hearing on annexation of the territory proposed to be annexed and providing for notice thereof, and

WHEREAS, the resolution, together with the names of the members of the Council voting for and against it, was posted, mailed to property owners in the area proposed to be annexed and published in the time, form and manner required by the resolution and by the Community Facilities Law of 1911 (California Health and Safety Code Section 4600, et seq., herein called the "law") as evidenced by the affidavit of posting and mailing and the affidavit of publication of the resolution on file in the office of the City Clerk, and

WHEREAS, on Monday, December 5, 1977, at the hour of 4:00 P.M., at the Council Chambers, City Hall, 801 11th Street, Modesto, California, said hearing was duly held and no objections were presented to the Council to the annexation of the area proposed to be annexed or to the inclusion of any lands in the District except:

No objections.

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

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 164 to the Modesto Municipal Sewer District No. 1 or to the inclusion of any lands in said annexation are hereby overruled.

SECTION 2. The Council hereby determines that no territory or land is included within the boundaries of the territory proposed to be annexed to said Modesto Municipal Sewer District No. 1 which will not be benefited by said district.

SECTION 3. The Council hereby annexes that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 164 to the Modesto Municipal Sewer District No. 1.

SECTION 4. The boundaries of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 164, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as attached hereto and made a part hereof as though set forth in full herein.

SECTION 5. This resolution is adopted and all proceedings for the annexation of territory to the District shall be taken, pursuant to the law.

SECTION 6. A certified copy of this resolution shall be recorded in the office of the County Recorder of Stanislaus County. Upon such recordation, the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 164, shall be deemed annexed to the Modesto Municipal Sewer District No. 1. Certified copies of this resolution, certified by the City Clerk, together with a map or plat showing the boundaries of the territory annexed, shall be filed by the City Clerk with the County Assessor of Stanislaus County, the County Clerk of Stanislaus County and the State Board of Equalization, Sacramento, California.

The foregoing resolution was introduced at an ^{adjourned} regular meeting of the Council of the City of Modesto held on the 8th day of December, 1977, by Councilman Dunlap, who moved its adoption, which motion being duly seconded by Councilman Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: 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 Ross Campbell
Public Works Department

STANDIFORD-SNYDER ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northeast quarter of Section 12, Township 3 South, Range 8 East, and the Northwest quarter of Section 7, 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 Northeastern corner of STANDIFORD-CARVER NO. 1 ADDITION (320), as per description filed September 12, 1974, as Instrument 10197, Stanislaus County Records;

1. thence along the existing City Limits South $0^{\circ} 42' 30''$ East, 1728.00 feet, to the center line of 40' Standiford Avenue;
2. thence along the center line of Standiford Avenue, North $88^{\circ} 55' 20''$ West, 1317.89 feet, to the West line of Section 7;
3. thence along said West line of Section 7, North $0^{\circ} 42' 30''$ West, 1005.28 feet, to the Southeastern corner of that property conveyed to Norman J. Winsor and Lola Jean Winsor as described in deed recorded in Volume 2825 of Official Records, Page 460, Stanislaus County Records;
4. thence along the Southern line of said Winsor property, South $89^{\circ} 00' 00''$ West 530.64 feet.
5. thence along the Western line of said Winsor property, North $0^{\circ} 42' 30''$ West, 1641.82 feet, to the North line of Section 12;
6. thence along the North line of Section 12, North $89^{\circ} 00' 00''$ East, 530.64 feet, to the Northwest corner of Section 7, Township 3 South, Range 9 East, Mount Diablo Base and Meridian;
7. thence along the North line of Section 7, South $88^{\circ} 47' 00''$ East, 1397.70 feet;
8. thence South $1^{\circ} 21' 30''$ West, 505.72 feet;
9. thence along a tangent curve concave to the Northwest, having a Radius of 571.67 feet, a Central Angle of $24^{\circ} 49' 22''$, and an Arc Length of 247.67 feet, to a point from which a radial line bears North $63^{\circ} 49' 08''$ West;
10. thence along a non tangent line, South $0^{\circ} 42' 30''$ East, 169.90 feet, to the point of beginning, containing 101.040 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1265

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
GALEN HEDGECK FOR SEWER SERVICE TO PROPERTY OUTSIDE THE CITY
AT 2705 OLIVE AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Galen Hedgecock
for sewer service to property outside the City at 2705 Olive 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 ^{adjourned} ~~a~~/regular meeting
of the Council of the City of Modesto held on the 8th day of
December , 1977, by Councilmember Lang , who moved
its adoption, which motion being duly seconded by Councilmember
Mensingers , was upon roll call carried and the resolution adopted
by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensingers, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1266

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND COUNTY OF STANISLAUS FOR CROSSING GATES AND LIGHTS AT SANTA ANA AND KERR CROSSINGS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and County of Stanislaus for crossing gates and lights at Santa Ana and Kerr Crossings 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 ^{adjourned} ~~an~~ regular meeting of the Council of the City of Modesto held on the 8th day of December, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor. Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1266A

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$2,282 TO PROVIDE FUNDS FOR CITY'S SHARE OF CROSSING GATES AND LIGHTS AT SANTA ANA AND KERR CROSSINGS OF MODESTO AND EMPIRE TRACTION CO.

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

SPECIAL FUND FOR CAPITAL OUTLAY (321)

FROM: Xing Gates/Bowen (6083-560-321)	\$2,282.00
TO: Santa Ana/M & ET (6434-560-321)	757.00
Kerr/M & ET (6435-560-321)	1,525.00

(Funds needed to pay City share of crossing gates and lights at Santa Ana and Kerr crossings of Modesto and Empire Traction Co. Transfer based on County and Railroad estimates. No extra contingency funds requested at this time)

adjourned

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of December, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1267

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND HEAD REST, INC. FOR LEASE OF ROOMS 206 AND 207 IN THE COMMUNITY SERVICE CENTER

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Head Rest, Inc. for lease of rooms 206 and 207 in the Community Service 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 an ^{adjourned} regular meeting of the Council of the City of Modesto held on the 8th day of December, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1268

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND McDONOUGH, HOLLAND, SCHWARTZ AND ALLEN, ATTORNEYS, FOR SPECIAL DEFENSE COUNSEL FOR DAUTRICH, ET AL. VS BOARD OF ADMINISTRATION, ET AL

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and McDonough, Holland, Schwartz and Allen, Attorneys for special defense counsel for Dautrich, et al. vs. Board of Administration, et al 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 ^{adjourned} a/regular meeting of the Council of the City of Modesto held on the 8th day of December, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1269

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$1,500.00 TO PROVIDE FUNDS TO RETAIN SPECIAL COUNSEL TO REPRESENT THE CITY IN DAUTRICH V. PERS.

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

GENERAL FUND (101)

FROM: General Reserve (60-800-101)	\$1,500.00
TO: Dautrich v. PERS (234-01-650-101)	\$1,500.00

(In order to retain special counsel to represent the City in Dautrich V. PERS.)

The foregoing resolution was introduced at an ^{adjourned} regular meeting of the Council of the City of Modesto held on the 8th day of December, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1270

A RESOLUTION AMENDING THE 1977-78 FINAL BUDGET OF THE CITY OF MODESTO TO APPROPRIATE AN AMOUNT FOR ADDITIONS TO THE TRAILER TO BE USED AS A MOBILE CRIME PREVENTION DISPLAY.

WHEREAS, a balance of \$800.00 is held in the City Trust Fund (Fund No. 601) resulting from donations from the Kiwanis Clubs of Greater Modesto (\$475.00), the Turlock Kiwanis Club (\$100.00), the Modesto Exchange Club (\$200.00), and the Stanislaus Civitan Club (\$25.00), and

WHEREAS, said amounts were donated for the purpose of outfitting a trailer for a mobile crime prevention display, and

WHEREAS, it is necessary to estimate revenue and appropriate the expenditure of said revenue in the General Fund of the City of Modesto,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the amount of \$800.00 be transferred from the City Trust Fund (Fund No. 601) to the General Fund (Fund No. 101), Donations Account (Revenue Account No. 905).

BE IT FURTHER RESOLVED that said amount be appropriated in the General Fund (Fund No. 101), Police Department (Department 220) in the Capital Account for Display Trailer Additions (Capital Account No. 5490).

The foregoing resolution was introduced at ^{adjourned} ~~an~~ regular meeting of the Council of the City of Modesto held on the 8th day of December, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensingher, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensingher, Siéfin, Mayor Davies
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

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1271

A RESOLUTION AMENDING SECTION B OF RESOLUTION NO. 75-866 ENTITLED "A RESOLUTION ESTABLISHING TERMS OF OFFICE AND PROCEDURES FOR THE CITIZENS HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE AND SUBCOMMITTEES", AS PREVIOUSLY AMENDED BY RESOLUTION NO. 77-1096.

WHEREAS, on August 25, 1975, the City Council adopted Resolution No. 75-866 entitled "A Resolution Establishing Terms of Office and Procedures for the Citizens Housing and Community Development Committee and Subcommittees", and

WHEREAS, paragraph B of said Resolution No. 75-866 relates to Committee and Subcommittee Membership Composition and Terms, and

WHEREAS, said paragraph B has previously been amended by Resolution No. 77-1096 adopted on October 17, 1977, and

WHEREAS, the Council desires to further amend said paragraph B,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that paragraph B of Resolution No. 75-866 entitled "A Resolution Establishing Terms of Office and Procedures for the Citizens Housing and Community Development Committee and Subcommittees", as previously amended by Resolution No. 77-1096, is hereby amended to read as follows:

B. Committee and Subcommittee Membership Composition and Terms

The Committee and Subcommittee membership composition and terms of office shall be as follows.

1. Terms of Office
 - a. There shall be a two term maximum for any person.
 - b. Full terms shall be for four years.
 - c. A partial term of two or more years shall be considered a full term.

2. Membership Composition

a. Citizens Housing and Community Development Committee

- Seat No. 1 - City Council Member
- Seat No. 2 - Chairperson of User Group Committee
- Seat No. 3 - Board of Supervisors Member
- Seat No. 4 - Planning Commissioner
- Seat No. 5 - Human Rights Commissioner or Citizen at Large
- Seat No. 6 - Citizen at Large
- Seat No. 7 - Chairperson of User Group Committee
- Seat No. 8 - Chairperson, Housing Maintenance and Counseling Subcommittee
- Seat No. 9 - Chairperson, Rehabilitation Loan Pool Subcommittee

b. Housing Maintenance and Counseling Subcommittee

- Seat No. 1 - City Council Member
- Seat No. 2 - Planning Commissioner
- Seat No. 3 - Human Rights Commissioner or Citizen at Large
- Seat No. 4 - Provider of Shelter
- Seat No. 5 - Provider of Services
- Seat No. 6 - User of Program
- Seat No. 7 - User of Program

c. Rehabilitation Loan Pool Subcommittee

- Seat No. 1 - City Council Member
- Seat No. 2 - Human Rights Commissioner or Citizen at Large
- Seat No. 3 - Representative of Financial Institution
- Seat No. 4 - User of Program
- Seat No. 5 - Representative of Financial Institution
- Seat No. 6 - Provider of Shelter or Services
- Seat No. 7 - User of Program

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 8th day of December, 1977, by Councilmember Kullijian, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Siefkin, Mayor Davies

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. 77-1272

A RESOLUTION APPOINTING JOE BYRNE TO SEAT 6 OF THE HOUSING MAINTENANCE AND COUNSELING SUBCOMMITTEE, TARGET AREA #2, AND FRANK SALAS, JR. TO SEAT 4 OF THE REHABILITATION LOAN POOL SUBCOMMITTEE, TARGET AREA #2, TERMS ENDING OCTOBER 23, 1981.

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 Housing Maintenance and Counseling Subcommittee, Seat 6, Target Area #2, term ending October 23, 1981:

Joe Byrne
538 Kimble Avenue
Modesto, CA 95354

SECTION 2. The following person is hereby appointed to Seat 4 of the Rehabilitation Loan Pool Subcommittee, Target Area #2, term ending October 23, 1981:

Frank Salas, Jr.
419 Scenic Drive
Modesto, CA 95354

SECTION 3. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed members of the Housing Maintenance and Counseling Subcommittee, Target Area #2, and the Rehabilitation Loan Pool Subcommittee, Target Area #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 8th day of December, 1977, by Councilmember Siefkin, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Siefkin, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1273

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPEAL BY E. V. DARPINIAN TO DANGEROUS BUILDINGS CODE APPEALS BOARD DECISION ORDERING THE INSTALLATION OF SECOND EXIT FROM BASEMENT AT 1111 "J" STREET

BE IT HEREBY RESOLVED by the Council of the City of Modesto that January 9, 1978 , at 7:40 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of appeal by E. V. Darpinian to Dangerous Buildings Code Appeals Board decision ordering the installation of second exit from basement at 1111 "J" Street.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of December , 1977, by Councilmember Dunlap , 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: Dunlap, Elliott, Lang, Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian, Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1274

A RESOLUTION REJECTING ALL BIDS FOR FURNISHING NINE MICROFICHE READERS AND ONE READER-PRINTER, AND OPENED IN THE OFFICE OF THE CITY CLERK ON NOVEMBER 29, 1977 AT 2:00 P.M., AND AUTHORIZING NEW CALL FOR BIDS

WHEREAS, Resolution No. 77-1124 adopted by the Council of the City of Modesto on November 7, 1977, approved the plans and specifications for furnishing nine microfiche readers and one reader-printer, and authorized the call for bids; and

WHEREAS, the bids received for the furnishing of nine microfiche readers and one reader-printer were opened at 2:00 P.M. on November 29, 1977, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the low bidder meeting City specifications, Bay Microfilm, submitted a personal check rather than cash, bonds, or certified check, as specified, and as a result was disqualified; and

WHEREAS, Bruning Division-A.M. met specifications but their equipment is considerably more expensive; and

WHEREAS, due to the rather poor showing by potential bidders and the high cost of equipment from the only qualified bidder, it is the recommendation of staff that bids for the microfilm equipment be rejected and Council authorize new call for bids.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that all bids received for the furnishing of nine microfiche readers and one reader-printer, and opened in the office of the City Clerk on November 29, 1977 at 2:00 P.M. are hereby rejected.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that new call for bids for furnishing nine microfiche readers and one reader-printer to be opened December 27, 1977 at 2:15 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 12th day of December, 1977, by Councilmember Dunlap , 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: Dunlap, Elliott, Lang, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian, Siefkin

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1275

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF WATERLINES IN McHENRY AVENUE FROM MEILY WAY AND IN PROPOSED CORALWOOD ROAD, AND WATERLINES IN PENNY LANE FROM CAPISTRANO TO PIRINEN LANE

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

SECTION 1. The plans and specifications for construction of waterlines in McHenry Avenue from Meily Way and in proposed Coralwood Road and Waterlines in Penny Lane from Capistrano to Pirinen Lane 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 27, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of December, 1977, by Councilmember Elliott, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian, Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1276

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF WATERLINES IN COLONIAL COMMONS NO. 1

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

SECTION 1. The plans and specifications for construction of waterlines in Colonial Commons No. 1 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 27, 1977 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of December, 1977, by Councilmember Elliott, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Lang, Mensinger, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Kullijian, Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1277

A RESOLUTION ACCEPTING THE BID OF L. M. ROBERTS CONSTRUCTION CO. FOR CONSTRUCTION OF CONANT AVENUE FROM HETCH HETCH R/W TO STANDIFORD AVE.

WHEREAS, Resclution No. 77-1176 , adopted by the Council of the City of Modesto on November 14, 1977 , approved the plans and specifications for the construction of Conant Avenue from Hetch Hetch R/W to Standiford Avenue and authorized the calling for bids, and

WHEREAS, the bids received for the construction of Conant Avenue from Hetch Hetchy R/W to Standiford Avenue were opened at 11:05 A.M. on November 29, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has reccmmended that the bid of L. M. Roberts Construction Co. in the amount of \$13,246.35 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of L. M. Roberts Construction Co. in the amount of \$13,246.35 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resclution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of December , 1977 by Councilmember Dunlap , who moved its adoption, which motion being duly seconded by Councilmember Lang , was upon roll call carried and the resclution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers; Kullijian, Siefkin

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1278

A RESOLUTION ACCEPTING THE BID OF THE FLINTKOTE COMPANY FOR IMPROVEMENT OF EVERGREEN AVENUE FROM ANGELA LANE TO CARVER ROAD

WHEREAS, Resclution No. 77-1177 , adopted by the Council of the City of Modesto on November 14, 1977 , approved the plans and specifications for the improvement of Evergreen Avenue from Angela Lane to Carver Road

and authorized the calling for bids, and

WHEREAS, the bids received for the improvement of Evergreen Ave. from Angela Lane to Carver Road were opened at 11:00 A.M. on November 29, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has reccmmended that the bid of The Flintkote Co. in the amount of \$15,264.80

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of The Flintkote Co. in the amount of \$15,264.80

be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resclution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of December , 1977, by Councilmember Dunlap , who moved its adoption, which motion being duly seconded by Councilmember Lang , was upon roll call carried and the resclution adcpeted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger,
Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian, Siefkin

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1279

A RESOLUTION ACCEPTING THE BID OF CHAS. I. CUNNINGHAM CO. FOR CONSTRUCTION OF SITE IMPROVEMENTS OF PUMP STATION B-9

WHEREAS, Resclution No. 77-1126 , adopted by the Council of the City of Modesto on November 7, 1977 , approved the plans and specifications for the construction of Site Improvements of Pump Station B-9

and authorized the calling for bids, and

WHEREAS, the bids received for the construction of Site Improvements of Pump Station B-9 were opened at 11:10 A.M. on November 22, 1977 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has reccmmended that the bid of Chas. I. Cunningham Co. in the amount of \$23,000.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Chas. I. Cunningham Co. in the amount of \$23,000.00

be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resclution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of December 1977 by Councilmember Dunlap , who moved its adoption, which motion being duly seconded by Councilmember Lang , was upon roll call carried and the resclution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian, Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1280

A RESOLUTION DENYING THE APPEAL OF WICKLAND OIL COMPANY TO THE DECISION OF THE PLANNING COMMISSION DENYING A REQUEST FOR AN ADDITIONAL CURB CUT FOR PLANNED DEVELOPMENT ZONE, P-D(157), PROPERTY LOCATED ON THE EAST SIDE OF DALE ROAD, NORTH OF STANDIFORD AVENUE.

WHEREAS, the City Council, by Ordinance No. 1587-C.S., adopted on February 28, 1977, rezoned from R-1 to P-D(157) to permit development of a shopping center, property located on the east side of Dale Road north of Standiford Avenue, as requested by Sanders Construction Company, and

WHEREAS, Sanders Construction Company submitted to the Planning Commission a revised plot plan indicating minor changes in several building locations, the substitution of a self-service gasoline service station for one commercial structure and the addition of one extra curb cut on the Dale Road frontage, and

WHEREAS, the revised plot plan was considered by the Planning Commission on November 1, 1977, in the City Council Chambers, City Hall, 801 - 11th Street, Modesto, California, and

WHEREAS, the Planning Commission thereafter found and determined that the revised plot plan compared favorably with the originally approved plot plan for P-D(157) with the exception of the additional curb cut on Dale Road, and

WHEREAS, the Planning Commission adopted Resolution No. 77-194 approving the revised plot plan entitled "Commercial Complex Dale Road, Modesto, California", as amended in red on its face eliminating the proposed extra curb cut on Dale Road, stamped approved by the Planning Commission on November 1, 1977, and on file in the office of the Director of Planning and Community Development and subject to all conditions of approval outlined in City Council Resolution No. 77-236, and denying the request for an additional curb cut on Dale Road, and

WHEREAS, an appeal to the decision of the Planning Commission denying the request for an additional curb cut on Dale Road was filed with the City Council of the City of Modesto by Wickland Oil Company by a letter dated November 7, 1977, and

WHEREAS, said appeal was set for hearing before the City Council of the City of Modesto at 7:35 P.M., on December 12, 1977, and

WHEREAS, said hearing was held at said time and place and evidence, both oral and documentary, was presented and considered, and

WHEREAS, the Council found and determined that the appeal of Wickland Oil Company to the decision of the Planning Commission denying the application for an additional curb cut on Dale Road should be denied and the decision of the Planning

Commission denying the application should be affirmed for the reason that the additional curb cut would create a traffic hazard,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal filed by Wickland Oil Company to the decision of the Planning Commission denying the application for an additional curb cut on Dale Road for Planned Development Zone, P-D(157), property located on the east side of Dale Road, north of Standiford Avenue, be and is hereby denied for the reason set forth above, and that the decision of the Planning Commission denying the application is hereby affirmed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of December, 1977, by Councilmember Dunlap, who moved its adoption, which motion being duly seconded by Councilmember Mensinger, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Mensinger, Mayor Davies

NOES: Councilmembers: Lang

ABSENT: Councilmembers: Kullijian, Siefkin

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. 77-1281

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 November 21, 19 77, adopt its Resolution No. 77-1228, 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 12th day of December, 19 77, at 7:40 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. 77-1228, 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.

- A. Curb and sidewalk at 322 W. Granger Ave., a portion of Block 6130. (Michael Favero)
- B. Sidewalk at 151 Norwegian Ave., Lot 15 of Block 6901. (Frances M. Blevins)
- C. Sidewalk at 153 Norwegian Ave., Lot 16 of Block 6901. (Albert R. Nish, Jr.)
- D. Sidewalk at 161 Norwegian Ave., Lot 18 of Block 6901. (Andrew I. Moe)
- E. Sidewalk at 157 Norwegian Ave., Lot 17 of Block 6901. (L. W. Carmichael)
- F. Sidewalk at 306 W. Granger, a portion of Block 6130. (Mary Martino)
- G. Sidewalk at 1314 Coffee Road, a portion of Block 1159. (Louis G. McArthur)
- H. Curb and sidewalk at 1204 Floyd Ave., a portion of Block 12930. (Clifford E. Ingram)
- I. Curb and sidewalk at 1216 Floyd Ave., a portion of Block 12930. (William R. Merritt, Jr.)
- J. Curb and sidewalk at 1208 Floyd Ave., a portion of Block 12930. (William R. Merritt, Jr.)
- K. Sidewalk along Norwegian Ave. at 1911 Toyon Ave., a portion of Block 6900. (Methodist Central Church of Modesto.)
- L. Sidewalk along Norwegian Ave. at 1905 Valle Vista Ave., a portion of Block 6905. (Jesse B. Pinedo)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1282

A RESOLUTION ADOPTING A REVISED SCHEDULE OF RATES
AND CHARGES FOR THE COLLECTION OF GARBAGE IN THE
CITY OF MODESTO.

WHEREAS, the City Council has granted licenses for the collection
of garbage in the City of Modesto, and

WHEREAS, said licenses have been revised from time to time, and

WHEREAS, each of said licenses, as revised, sets forth a schedule
of rates and charges to be charged for the collection of garbage in the
City of Modesto, and

WHEREAS, each of said licenses, as revised, provides that the
schedule of rates and charges set forth therein can be revised by the
City Council, effective on or after January 1, 1976, and

WHEREAS, Section 5-5.32 of the Modesto Municipal Code provides
that charges to customers for garbage service 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 staff has recommended to the City Council
revisions in the schedule of rates and charges for garbage service, and

WHEREAS, by Resolution No. 77-1251 adopted on November 28, 1977,
December 12, 1977, at 7:45 p.m. was set as the time and place for
consideration of said requests for a revision in the schedule of rates
and charges for garbage service, and

WHEREAS, a public hearing was held at said time and place, and
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 January 1, 1978, until revised
by the City Council:

No. of Containers	Number of Collections per Week					
	1	2	3	4	5	6
1.	2.20	4.40	6.60	8.80	11.00	13.20
2.	3.30	6.60	9.90	13.20	16.50	19.80
3.	4.40	8.80	13.20	17.60	22.00	26.40
4.	5.50	11.00	16.50	22.00	27.50	33.00
5.	6.60	13.20	19.80	26.40	33.00	39.60
6.	7.70	15.40	23.10	30.80	38.50	46.20

The standard container rates shall apply for service when containers are placed in a location as set forth in Sec. 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 fifty (50¢) cents 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 shall be handled as a Special Service Condition for which the rates are to be established by negotiation.

DETACHABLE CONTAINERS

Container Size	Number of Collections per Week					
	1	2	3	4	5	6
1 CY	5.65	11.30	16.90	22.55	28.20	33.85
1-1/2 CY	8.45	16.90	25.40	33.85	42.30	50.75
2 CY	11.30	22.55	33.85	45.10	56.40	67.70
3 CY	16.90	33.85	50.75	67.70	84.60	101.50
4 CY	22.55	45.10	67.70	90.25	112.80	135.35

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 Rates	<u>5.70</u>	<u>6.00</u>	<u>6.30</u>	<u>6.85</u>	<u>7.40</u>

DROP BOX CONTAINERS

Pickup Charge	\$31.50/	pickup
Rental	1.15/	day with \$25.00 max. for each 30-day rental period
Disposal Charge		Actual Charge

Garbage Company will provide up to 40 CY Drop Box Containers for above stated charges subject only to load limit on transfer vehicle.

EXTRA PICKUPS

Standard Containers or equipvalent	\$2.30 plus \$0.30/container
Detachable Containers	\$5.70 plus \$0.85/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 customer.

DETACHABLE CONTAINER ONLY REPLACEMENT AND CLEANING SERVICE

<u>1 yd</u>	<u>2 yd</u>	<u>3 yd</u>	<u>4 yd</u>
5.70	6.85	9.15	11.45

NOTATIONS

- Where 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 regardless of location, it shall be regarded as one service.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of December, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Mensing, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger,
Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian, Siefkin

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. 77-1283

A RESOLUTION AMENDING RESOLUTION NO. 77-494 ENTITLED "A RESOLUTION OF THE CITY OF MODESTO APPROVING THE CONFLICT OF INTEREST CODE OF THE HOUSING MAINTENANCE AND COUNSELING SUBCOMMITTEE OF THE CITY OF MODESTO".

WHEREAS, by Resolution No. 77-494, adopted on May 9, 1977 the City Council, pursuant to Government Code Section 87303, approved the Conflict of Interest Code of the Housing Maintenance and Counseling Subcommittee of the City of Modesto, and

WHEREAS, since approval of said Code the Council has determined that the disclosure categories established by said Code are too broad, and

WHEREAS, the Council desires to amend said Code to establish more realistic disclosure categories, and to make such changes retroactive to May 9, 1977,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Exhibit "B" of Resolution No. 77-494, which resolution is entitled "A Resolution Of The City Of Modesto Approving The Conflict Of Interest Code Of The Housing Maintenance And Counseling Subcommittee Of The City Of Modesto", is hereby revised to read as attached hereto and made a part hereof as though set forth in full herein.

BE IT FURTHER RESOLVED that the disclosure categories established by the revised Exhibit "B" approved hereby shall be effective retroactive to May 9, 1977.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of December, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian, Siefkin

ATTEST:



NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By


ELWYN L. JOHNSON, City Attorney

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 "I" must report:

1. Interests in Real Property - All interests in real property within a Housing Maintenance Program target area or within 500 feet of the boundary of said target area.
2. Investments - All investments in business entities which are doing or expecting to do business within a Housing Maintenance Program target area or within 500 feet of the boundary of said target area and which are shelter industries, for example: real estate, home construction, home rehabilitation, home financing, construction materials, etc. and all investments in business entities having an interest in real property within a Housing Maintenance Program target area or within 500 feet of the boundary of said target area.
3. Investments and Interests in Real Property Held by Business Entities You Control - All investments and interests in real property within a Housing Maintenance Program target area or within 500 feet of the boundary of said target area pertaining to business entities you control.
4. Income - All income from business entities which are shelter industries doing or expecting to do business within a Housing Maintenance Program target area or within 500 feet of the boundary of said target area and all income from sources having an interest in real property within a Housing Maintenance Program target area or within 500 feet of the boundary of said target area.
5. Gifts - All gifts from business entities which are shelter industries doing or expecting to do business within a Housing Maintenance Program target area or within 500 feet of the boundary of said target area and all gifts from sources having an interest in real property within a Housing Maintenance Program target area or within 500 feet of the boundary of said target area.
6. Employment and Management Positions in Business Entities - All employment and management positions in business entities which are shelter industries doing or expecting to do business within a Housing Maintenance Program target area or within 500 feet of the boundary of said target area and all employment and management positions in business entities having an interest in real property within a Housing Maintenance Program target area or within 500 feet of the boundary of said target area.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1284

A RESOLUTION AMENDING RESOLUTION NO. 77-495 ENTITLED "A RESOLUTION OF THE CITY OF MODESTO APPROVING THE CONFLICT OF INTEREST CODE OF THE REHABILITATION LOAN POOL SUB-COMMITTEE OF THE CITY OF MODESTO."

WHEREAS, by Resolution No. 77-495, adopted on May 9, 1977 the City Council, pursuant to Government Code Section 87303, approved the Conflict of Interest Code of the Rehabilitation Loan Pool Subcommittee of the City of Modesto, and

WHEREAS, since approval of said Code the Council has determined that the disclosure categories established by said Code are too broad, and

WHEREAS, the Council desires to amend said Code to establish more realistic disclosure categories, and to make such changes retroactive to May 9, 1977,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Exhibit "B" of Resolution No. 77-495, which resolution is entitled "A Resolution Of The City Of Modesto Approving The Conflict Of Interest Code Of The Rehabilitation Loan Pool Subcommittee Of The City Of Modesto", is hereby revised to read as attached hereto and made a part hereof as though set forth in full herein.

BE IT FURTHER RESOLVED that the disclosure categories established by the revised Exhibit "B" approved hereby shall be effective retroactive to May 9, 1977.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of December, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian, Siefkin

ATTEST:



NORRINE COYLE City Clerk

(SEAL)

APPROVED AS TO FORM:

By


ELWYN L. JOHNSON City Attorney

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:

1. Interests in Real Property - All interests in real property within a Housing Maintenance Program target area or within 500 feet of the boundary of said target area.
2. Investments - All investments in business entities which are doing or expecting to do business within a Housing Maintenance Program target area or within 500 feet of the boundary of said target area and which are shelter industries, for example: real estate, home construction, home rehabilitation, home financing, construction materials, etc. and all investments in business entities having an interest in real property within a Housing Maintenance Program target area or within 500 feet of the boundary of said target area.
3. Investments and Interests in Real Property Held by Business Entities You Control - All investments and interests in real property within a Housing Maintenance Program target area or within 500 feet of the boundary of said target area pertaining to business entities you control.
4. Income - All income from business entities which are shelter industries doing or expecting to do business within a Housing Maintenance Program target area or within 500 feet of the boundary of said target area and all income from sources having an interest in real property within a Housing Maintenance Program target area or within 500 feet of the boundary of said target area.
5. Gifts - All gifts from business entities which are shelter industries doing or expecting to do business within a Housing Maintenance Program target area or within 500 feet of the boundary of said target area and all gifts from sources having an interest in real property within a Housing Maintenance Program target area or within 500 feet of the boundary of said target area.
6. Employment and Management Positions in Business Entities - All employment and management positions in business entities which are shelter industries doing or expecting to do business within a Housing Maintenance Program target area or within 500 feet of the boundary of said target area and all employment and management positions in business entities having an interest in real property within a Housing Maintenance Program target area or within 500 feet of the boundary of said target area.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1285

A RESOLUTION AMENDING THE HOUSING AND MAINTENANCE PROGRAM GUIDELINES ESTABLISHED BY RESOLUTION NO. 76-566 AND PREVIOUSLY AMENDED BY RESOLUTIONS NO. 76-1163 AND 77-802.

WHEREAS, the City of Modesto has established a Housing Maintenance Program to provide loans and grants for housing rehabilitation in designated areas of the city, and

WHEREAS, by Resolution No. 76-566, the City Council established guidelines for the approval of loans and grants by the Rehabilitation Loan Pool Subcommittee of the Citizens Housing and Community Development Committee, and

WHEREAS, by Resolutions No. 76-1163 and 77-802 the Council has previously amended said guidelines, and

WHEREAS, the Council desires to further amend said guidelines to establish a guideline for loans to exterior repairs to nonresidential structures,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the guidelines set forth in Resolution No. 76-566, as previously amended by Resolutions No. 76-1163 and 77-802, are hereby amended to read as follows:

1. Grants may not exceed a maximum of \$2,500.00 per dwelling unit.
2. Any proposed grant in excess of \$2,500.00 shall be approved by the Citizens Housing and Community Development Committee.
3. Grants shall be limited to small amounts and exceptional hardship cases.
4. Deferred payment loans shall be used where feasible in lieu of grants.
5. Loans for exterior repairs to nonresidential structures shall be made only where such repairs will benefit the general appearance of and assist in the upgrading of the neighborhood and only when approved by the Citizens Housing and Community Development Committee and the City Council.
6. Loans, other than deferred payment loans, shall carry a 3% interest rate for an owner/occupant whose income does not exceed 120% of

median area income and a 5% interest rate for all other loans except where severe hardship would result.

7. The Chairperson of the Rehabilitation Loan Pool Subcommittee is hereby designated as the person to sign forms indicating that direct loans and grants have been authorized and that funds are to be disbursed under said program.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of December, 1977, by Councilmember Elliott, 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:

YEES: Councilmembers: Dunlap, Elliott, Lang, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian and Siefkin

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. 77-1286

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
ARNOLD C. AND HELEN J. DICKENS FOR THE LEASE OF 6 ACRES OF THE FOR-
MER RIVERSIDE PARK SITE, NOW PART OF DRY CREEK PARK SITE

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Arnold C. and
Helen J. Dickens

for the lease of 6 acres of the former Riverside Park site, now
part of Dry Creek Park site (City to receive 10% of the peach crop,
and City to pay taxes - lease expires 10-31-78)
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
December , 1977, by Councilmember Dunlap , 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: Dunlap, Elliott, Lang, Mensinger,
Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian, Siefkin

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1287

A RESOLUTION OF THE MODESTO CITY COUNCIL PROTESTING
THE EXECUTION OF AN OPEN SPACE CONTRACT APPLICATION
NO. 78-3252 (R.A. AND SHIRLEY MORRISON)

WHEREAS, an Open Space Contract Application has been referred
to the City of Modesto by the County of Stanislaus, and

WHEREAS, the effect of said application on the City of Modesto
has been fully considered, and

WHEREAS, the City staff has recommended that the City protest
the execution of said Open Space Contract,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City
of Modesto that it does hereby protest the execution of an Open Space Contract
on Application No. 78-3252 (R.A. and Shirley Morrison).

BE IT FURTHER RESOLVED that this protest be filed with the
Stanislaus County Board of Supervisors and the Stanislaus County Local Agency
Formation Commission and the Local Agency Formation Commission is hereby
requested to hold a hearing and consider this protest as provided for in
Section 51243.5 of the Government 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 12th day of December,
1977, by Councilmember Lang, who moved its
adoption, which motion being duly seconded by Councilmember Elliott,
was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian, Mensinger, Siefkin

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. 77-1288

A RESOLUTION ACCEPTING IMPROVEMENTS IN A & M INDUSTRIAL PARK NO. 3
SUBDIVISION AND AUTHORIZING RELEASE OF SUBDIVISION BONDS

WHEREAS, A & M Industries, Inc., a corporation, subdividers of A & M Industrial Park No. 3 subdivision, has filed Subdivision Bonds for faithful performance and labor and materials in the amount of \$8,600 and \$4,300 respectively to guarantee improvements in A & M Industrial Park No. 3 subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated December 7, 1977 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 A & M Industrial Park No. 3 Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Subdivision Bond for faithful performance in the amount of \$8,600 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the Subdivision Bond for labor and materials in amount of \$4,300 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 12th day of December, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Lang, Mensinger,
Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian, Siefkin

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1289

A RESOLUTION ACCEPTING IMPROVEMENTS IN HILLSBORO PARK NO. 1 SUBDIVISION AND AUTHORIZING RELEASE OF INSTRUMENTS OF CREDIT

WHEREAS, Irwin Steinpress and A. Polly Steinpress, husband and wife, subdividers of Hillsboro Park No. 1 subdivision, have filed Instruments of Credit for faithful performance and labor and materials in the amount of \$162,100 and \$81,050 respectively to guarantee improvements in Hillsboro Park No. 1 subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated December 7, 1977 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 Hillsboro Park No. 1 subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Instrument of Credit for faithful performance in the amount of \$162,100 upon recording of notice of completion.
3. The City Clerk is hereby authorized to release the Instrument of Credit for labor and materials in amount of \$81,050 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 12th day of December, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Lang, Mensinger,
Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian, Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1290

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ALBERT A. AND DOLORES W. SILVA FOR SEWER SERVICE TO PROPERTY OUTSIDE THE CITY AT 529 KANSAS AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Albert A. and Dolores W. Silva for sewer service to property outside the City at 529 Kansas Ave.

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 December, 1977, by Councilmember Dunlap, 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:	Dunlap, Elliott, Lang, Mensinger, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Kullijian, Siefkin

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1291

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$300,000 TO PROVIDE ADDITIONAL FUNDS NEEDED FOR ANTICIPATED WATERLINE EXTENSION DEVELOPMENTS

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

GENERAL FUND (101)

FROM: General Reserve (60-101)	\$300,000
TO: Waterline Extension (6804-500-101)	\$300,000

(Funds included in the 1977-78 budget have been spent on waterline construction activities and additional funds are needed for anticipated developments. See memo dated December 7, 1977)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of December, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Lang, Mensinger, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Kullijian, Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1292

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$75,000 TO PROVIDE FUNDS NEEDED ON NEW SERVICE CONSTRUCTION FOR ANTICIPATED DEVELOPMENTS

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

GENERAL FUND (101)

FROM: General Reserve (60-101)	\$75,000
TO: New Services (6301-500-101)	\$75,000

(Funds included in the 1977-78 budget have been spent on new service construction and additional funds are needed for anticipated developments. See memo dated December 7, 1977)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of December, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Elliott, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Dunlap, Elliott, Lang, Mensinger, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Kullijian, Siefkin

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1293

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED
TERRITORY FROM THE WOODLAND
FIRE PROTECTION DISTRICT IN STANISLAUS COUNTY.

WHEREAS, a portion of the Woodland
Fire Protection District in Stanislaus County was annexed to the
City of Modesto as Carver-Sheldon Addition
by Resolution No. 77-1031 adopted on October 3,
1977, and said addition officially became a part of the City of
Modesto on November 8, 1977, 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 Woodland
Fire Protection District in Stanislaus County. Said withdrawal to
be effective at 12:00 midnight on December 31, 1977.

BE IT FURTHER RESOLVED that the City Clerk be, and he 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 12th day of December, 1977, by Councilman Dunlap, who moved its adoption, which motion being duly seconded by Councilman Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Lang, Mensinger,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Kullijian, Siefkin

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]
Public Works Department

CARVER-SHELDON ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the South half of Section 7, 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 Southeastern corner of SHELDON ADDITION (335), as per description filed November 10, 1965, as Instrument 21364, Stanislaus County Records;

1. thence along the existing City Limits and Eastern line of said ADDITION (335), NORTH, 496.34 feet;
2. thence leaving the existing City Limits, South $88^{\circ} 21' 00''$ East, 439.04 feet, to the Western line of MONTCLAIR ADDITION (233), as per description filed June 2, 1969, as Instrument 19185, Stanislaus County Records;
3. thence SOUTH, 328.04 feet, to the Southwestern corner of said ADDITION (233);
4. thence along the Southern line of said ADDITION (233), East, 20.00 feet, to the Northwestern corner of RENEE MANOR ADDITION (139), as per description filed October 18, 1962, as Instrument 39841, Stanislaus County Records;
5. thence along the Western line of said ADDITION (139), SOUTH, 168.94 feet, to the Northeastern corner of CARVER NO. 2 ADDITION (289), as per description filed May 16, 1972, as Instrument 19652, Stanislaus County Records;
6. thence along the Northern line of said ADDITION (289), North $88^{\circ} 20' 30''$ West, 459.05 feet, to the point of beginning, containing 5.078 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1294

A RESOLUTION DETERMINING THAT THE PUBLIC INTEREST AND CONVENIENCE REQUIRE THAT 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. (CARVER-SHELDON ADDITION)

WHEREAS, there has been annexed to the City of Modesto on October 3, 19 77, certain territory known as Carver-Sheldon Addition, and

WHEREAS, the inclusion of the area contained in Carver-Sheldon Addition 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 Carver-Sheldon Addition (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. 165.

SECTION 4. The Council hereby declares that the area proposed to be annexed to the district will be benefited by such annexation.

SECTION 5. Monday, February 6, 19 78, at the hour of 4:00 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 judgment 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. 165.

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) 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) The southwest corner of the Annexation at the north line of Sheldon Drive.
- (2) The northeast corner of the Annexation at the west line of Carver Road.
- (3) The southeast corner of the Annexation at the north line of Sheldon Drive.

Said posting shall be made not earlier than the sixtieth (60th) nor later than the thirtieth (30th) day prior to the date fixed for the hearing. Not earlier than sixty (60) 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 shown upon such roll, or (b) as such owner is otherwise known to the City Clerk 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. 165, 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 12th day of December, 1977, by Councilman Dunlap, who moved its adoption, which motion being duly seconded by Councilman Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Lang, Mensinger, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Kullijian, Siefkin

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 Wesley Campbell
Public Works Department

June 23, 1977

CARVER-SHELDON ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the South half of Section 7, 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 Southeastern corner of SHELDON ADDITION (335), as per description filed November 10, 1965, as Instrument 21364, Stanislaus County Records;

1. thence along the existing City Limits and Eastern line of said ADDITION (335), NORTH, 496.34 feet;
2. thence leaving the existing City Limits, South $88^{\circ} 21' 00''$ East, 439.04 feet, to the Western line of MONTCLAIR ADDITION (233), as per description filed June 2, 1969, as Instrument 19185, Stanislaus County Records;
3. thence SOUTH, 328.04 feet, to the Southwestern corner of said ADDITION (233);
4. thence along the Southern line of said ADDITION (233), East, 20.00 feet, to the Northwestern corner of RENEE MANOR ADDITION (139), as per description filed October 18, 1962, as Instrument 39841, Stanislaus County Records;
5. thence along the Western line of said ADDITION (139), SOUTH, 168.94 feet, to the Northeastern corner of CARVER NO. 2 ADDITION (289), as per description filed May 16, 1972, as Instrument 19652, Stanislaus County Records;
6. thence along the Northern line of said ADDITION (289), North $88^{\circ} 20' 30''$ West, 459.05 feet, to the point of beginning, containing 5.078 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 12, 1977, 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 Councilman Dunlap, seconded by Councilman Lang, and adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Lang, Mensinger,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Kullijian, Siefkin

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 13, 1977

Norrine Coyle
City Clerk of the City of Modesto,
California
NORRINE COYLE

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1295

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED
TERRITORY FROM THE RIVERBANK
FIRE PROTECTION DISTRICT IN STANISLAUS COUNTY.

WHEREAS, a portion of the Riverbank
Fire Protection District in Stanislaus County was annexed to the
City of Modesto as Oakdale-Sylvan No. 2 Addition
by Resolution No. 77-1051 adopted on October 10,
1977, and said addition officially became a part of the City of
Modesto on November 8, 1977, 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 Riverbank
Fire Protection District in Stanislaus County. Said withdrawal to
be effective at 12:00 midnight on December 31, 1977.

BE IT FURTHER RESOLVED that the City Clerk be, and he 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 12th day of December, 1977, by Councilman Dunlap, who moved its adoption, which motion being duly seconded by Councilman Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Lang, Mensinger,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Kullijian, Siefkin

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 Ross Campbell
Public Works Department

All that real property in the State of California, County of Stanislaus, being a portion of the Southeast quarter of Section 10, 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 Northeastern corner of OAKDALE-FLOYD ADDITION (265), as per description filed January 5, 1971, as Instrument 192, Stanislaus County Records, said point being the center line of 40.00 foot Oakdale Road at the Southeastern corner of Section 10;

1. thence along the existing City Limits on the South line of Section 10, said line also being the Northern line of said ADDITION (265), South $89^{\circ} 36' 50''$ West, 2625.35 feet, to the Northeastern corner of COFFEE-FLOYD ADDITION (272), as per description filed June 22, 1971, as Instrument 23064, Stanislaus County Records, said point also being the Southeastern corner of SYLVAN SCHOOL ADDITION (252), as per description filed May 8, 1970, as Instrument 14743, Stanislaus County Records;
2. thence along the Eastern line of said ADDITION (252) and North-South quarter section line of Section 10, North $0^{\circ} 53' 20''$ West, 412.32 feet, to the Southeastern corner of SYLVAN SCHOOL NO. 2 ADDITION (300), as per description filed January 19, 1973, as Instrument 29981, Stanislaus County Records;
3. thence along the Eastern line of said ADDITION (300) and North-South quarter section line of Section 10, North $0^{\circ} 53' 20''$ West, 412.33 feet, to the Northeastern corner of said ADDITION (300);
4. thence leaving the existing City Limits along the North-South quarter section line of Section 10, North $0^{\circ} 53' 20''$ West, 495.57 feet, to the Southwestern corner of Sylvan Village No. 2 Subdivision, as per map filed October 13, 1965 in Volume 21 of Maps, Page 26, Stanislaus County Records;
5. thence North $89^{\circ} 31' 30''$ East, 1309.79 feet, to the Southeastern corner of said Sylvan Village No. 2 Subdivision, said point being the Southeast corner of the Northwest quarter of the Southeast quarter of Section 10;
6. thence along the East line of the Northwest quarter of the Southeast quarter of Section 10, North $00^{\circ} 58' 20''$ West, 1320.95 feet, to a point on a South line of OAKDALE-SYLVAN ADDITION (349), as per description filed November 3, 1976, as Instrument 23706, Stanislaus County Records, said point being the Northeast corner of the Northwest quarter of the Southeast quarter of Section 10;
7. thence along the existing City Limits on a Southern line of said ADDITION (349) and the center line of 40.00 foot Sylvan Avenue, said center line being the East-West quarter section line of Section 10, North $89^{\circ} 26' 30''$ East, 1307.68 feet, to the Southeastern corner of said ADDITION (349);
8. thence leaving the existing City Limits along the East line of Section 10, and the center line of 40.00 foot Oakdale Road, South $1^{\circ} 06' 00''$ East, 2646.90 feet, to the point of beginning, containing 119.323 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1296

A RESOLUTION DETERMINING THAT THE PUBLIC INTEREST AND CONVENIENCE REQUIRE THAT 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. (OAKDALE-SYLVAN NO. 2)

WHEREAS, there has been annexed to the City of Modesto on October 10, 19 77, certain territory known as Oakdale-Sylvan No. 2 Addition, and

WHEREAS, the inclusion of the area contained in Oakdale-Sylvan No. 2 Addition 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 Oakdale-Sylvan No. 2 Addition (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. 166.

SECTION 4. The Council hereby declares that the area proposed to be annexed to the district will be benefited by such annexation.

SECTION 5. Monday, February 6, 1978, at the hour of 4:05 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 judgment 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. 166.

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) 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) A northwest corner of the Annexation at the south line of Sylvan Avenue.
- (2) The northeast corner of the Annexation at the southwest corner of Sylvan Avenue and Oakdale Road.
- (3) The southeast corner of the Annexation and the common corner to sections 10, 11, 14, 15 at the west line of Oakdale Road.

Said posting shall be made not earlier than the sixtieth (60th) nor later than the thirtieth (30th) day prior to the date fixed for the hearing. Not earlier than sixty (60) 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 shown upon such roll, or (b) as such owner is otherwise known to the City Clerk 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. 166, 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 12th day of December, 1977, by Councilman Dunlap, who moved its adoption, which motion being duly seconded by Councilman Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Lang, Mensinger,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Kullijian, Siefkin

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 Public Works Department
Public Works Department

OAKDALE - SYLVAN NO. 2 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Southeast quarter of Section 10, 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 Northeastern corner of OAKDALE-FLOYD ADDITION (265), as per description filed January 5, 1971, as Instrument 192, Stanislaus County Records, said point being the center line of 40.00 foot Oakdale Road at the Southeastern corner of Section 10;

1. thence along the existing City Limits on the South line of Section 10, said line also being the Northern line of said ADDITION (265), South $89^{\circ} 36' 50''$ West, 2625.35 feet, to the Northeastern corner of COFFEE-FLOYD ADDITION (272), as per description filed June 22, 1971, as Instrument 23064, Stanislaus County Records, said point also being the Southeastern corner of SYLVAN SCHOOL ADDITION (252), as per description filed May 8, 1970, as Instrument 14743, Stanislaus County Records;
2. thence along the Eastern line of said ADDITION (252) and North-South quarter section line of Section 10, North $0^{\circ} 53' 20''$ West, 412.32 feet, to the Southeastern corner of SYLVAN SCHOOL NO. 2 ADDITION (300), as per description filed January 19, 1973, as Instrument 29981, Stanislaus County Records;
3. thence along the Eastern line of said ADDITION (300) and North-South quarter section line of Section 10, North $0^{\circ} 53' 20''$ West, 412.33 feet, to the Northeastern corner of said ADDITION (300);
4. thence leaving the existing City Limits along the North-South quarter section line of Section 10, North $0^{\circ} 53' 20''$ West, 495.57 feet, to the Southwestern corner of Sylvan Village No. 2 Subdivision, as per map filed October 13, 1965 in Volume 21 of Maps, Page 26, Stanislaus County Records;
5. thence North $89^{\circ} 31' 30''$ East, 1309.79 feet, to the Southeastern corner of said Sylvan Village No. 2 Subdivision, said point being the Southeast corner of the Northwest quarter of the Southeast quarter of Section 10;
6. thence along the East line of the Northwest quarter of the Southeast quarter of Section 10, North $00^{\circ} 58' 20''$ West, 1320.95 feet, to a point on a South line of OAKDALE-SYLVAN ADDITION (349), as per description filed November 3, 1976, as Instrument 23706, Stanislaus County Records, said point being the Northeast corner of the Northwest quarter of the Southeast quarter of Section 10;
7. thence along the existing City Limits on a Southern line of said ADDITION (349) and the center line of 40.00 foot Sylvan Avenue, said center line being the East-West quarter section line of Section 10, North $89^{\circ} 26' 30''$ East, 1307.68 feet, to the Southeastern corner of said ADDITION (349);
8. thence leaving the existing City Limits along the East line of Section 10, and the center line of 40.00 foot Oakdale Road, South $1^{\circ} 06' 00''$ East, 2646.90 feet, to the point of beginning, containing 119.323 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 12, 1977, 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 Councilman Dunlap, seconded by Councilman Lang, and adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Lang, Mensinger,
Mayor Davies

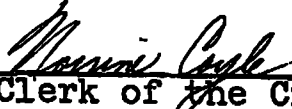
NOES: Councilmen: None

ABSENT: Councilmen: Kullijian, Siefkin

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 13, 1977


City Clerk of the City of Modesto,
California
NORRINE COYLE

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1297

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED
TERRITORY FROM THE EMPIRE
FIRE PROTECTION DISTRICT IN STANISLAUS COUNTY.

WHEREAS, a portion of the Empire
Fire Protection District in Stanislaus County was annexed to the
City of Modesto as Orangeburg-Claus Addition
by Resolution No. 77-1032 adopted on October 3,
1977, and said addition officially became a part of the City of
Modesto on November 8, 1977, 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 Empire
Fire Protection District in Stanislaus County. Said withdrawal to
be effective at 12:00 midnight on December 31, 1977.

BE IT FURTHER RESOLVED that the City Clerk be, and he 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 12th day of December, 1977, by Councilman Dunlap, who moved its adoption, which motion being duly seconded by Councilman Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Lang, Mensinger,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Kullijian, Siefkin

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 Paul Campbell
Public Works Department

ORANGEBURG-CLAUS ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northwest quarter of Section 19, Township 3 South, Range 10 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Northeastern corner of SPRING CREEK ADDITION (325), as per description filed January 15, 1975, as Instrument 26879, Stanislaus County Records, said point also being the intersection of the center line of 40.00 foot East Orangeburg Avenue and the center line of 50.00 foot Claus Road, said center line of 50.00 foot Claus Road being the West line of Section 19;

1. thence leaving the existing City Limits along said Western line and said center line of 50.00 foot Claus Road, North 00° 37' 30" West, 660.97 feet, to the Westerly extension of the Northern line of the property conveyed to Mike Pedota, et ux, by deed recorded April 10, 1950, as Instrument 8151, Stanislaus County Records;
2. thence along said Northern line of said Pedota property and its Westerly extension, South 89° 27' 29" East, 1259.42 feet, to the Western line of 100 foot Modesto Irrigation District Power right-of-way;
3. thence along said Western line, South 00° 30' 56" East, 655.15 feet, to a point on the Southern line of said Pedota property;
4. thence along said Southern line, North 89° 43' 19" West, 1258.06 feet, to the point of beginning, containing 19.013 Acres, more or less.

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

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1298

A RESOLUTION DETERMINING THAT THE PUBLIC INTEREST AND CONVENIENCE REQUIRE THAT 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. (ORANGEBURG-CLAUS ADDITION)

WHEREAS, there has been annexed to the City of Modesto on October 3, 1977, certain territory known as Orangeburg-Claus Addition, and

WHEREAS, the inclusion of the area contained in Orangeburg-Claus Addition 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 Orangeburg-Claus Addition (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. 167.

SECTION 4. The Council hereby declares that the area proposed to be annexed to the district will be benefited by such annexation.

SECTION 5. Monday, February 6, 1978, at the hour of 4:10 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 judgment 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. 167.

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) 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) The southwest corner of the Annexation at the east line of Claus Road.
- (2) The northeast corner of the Annexation at the east line of Claus Road.
- (3) The southeast corner of the Annexation at the west line of the 100' M.I.D. Power right-of-way.

Said posting shall be made not earlier than the sixtieth (60th) nor later than the thirtieth (30th) day prior to the date fixed for the hearing. Not earlier than sixty (60) 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 shown upon such roll, or (b) as such owner is otherwise known to the City Clerk 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. 167, 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 12th day of December, 1977, by Councilman Dunlap, who moved its adoption, which motion being duly seconded by Councilman Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Lang, Mensinger,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Kullijian, Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Ewyn L. Johnson
EYWN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By Public Works Department
Public Works Department

October 18, 1976

ORANGEBURG-CLAUS ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northwest quarter of Section 19, Township 3 South, Range 10 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Northeastern corner of SPRING CREEK ADDITION (325), as per description filed January 15, 1975, as Instrument 26879, Stanislaus County Records, said point also being the intersection of the center line of 40.00 foot East Orangeburg Avenue and the center line of 50.00 foot Claus Road, said center line of 50.00 foot Claus Road being the West line of Section 19;

1. thence leaving the existing City Limits along said Western line and said center line of 50.00 foot Claus Road, North $00^{\circ} 37' 30''$ West, 660.97 feet, to the Westerly extension of the Northern line of the property conveyed to Mike Pedota, et ux, by deed recorded April 10, 1950, as Instrument 8151, Stanislaus County Records;
2. thence along said Northern line of said Pedota property and its Westerly extension, South $89^{\circ} 27' 29''$ East, 1259.42 feet, to the Western line of 100 foot Modesto Irrigation District Power right-of-way;
3. thence along said Western line, South $00^{\circ} 30' 56''$ East, 655.15 feet, to a point on the Southern line of said Pedota property;
4. thence along said Southern line, North $89^{\circ} 43' 19''$ West, 1258.06 feet, to the point of beginning, containing 19.013 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 12, 1977, 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 Councilman Dunlap, seconded by Councilman Lang, and adopted by the following vote:

AYES: Councilmen: Dunlap, Elliott, Lang, Mensinger,
Mayor Davies

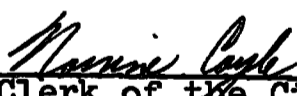
NOES: Councilmen: None

ABSENT: Councilmen: Kullijian, Siefkin

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 13, 1977



City Clerk of the City of Modesto,
California
NORRINE COYLE

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1299

A RESOLUTION ANNEXING UNINHABITED TERRITORY KNOWN
AS THE ROSEMORE-WOODLAND NO. 2 ADDITION TO
THE CITY OF MODESTO.

WHEREAS, a written petition was filed under the "Annexation of Uninhabited Territory Act of 1939" and amendments thereto, with the City Council as the Legislative Body of the City of Modesto, a municipal corporation, containing a description of uninhabited territory contiguous to land lying within the boundary of said City of Modesto, and requesting therein that said territory be included in such municipal corporation, and

WHEREAS, said petition was signed by or written consent was filed by the owners of all of the land in the territory to be annexed, and

WHEREAS, the Stanislaus County Local Agency Formation Commission did on November 22, 1977, authorize the annexation of said uninhabited territory to the City of Modesto, without notice and hearing by the Legislative Body, pursuant to the Government Code, and

WHEREAS, owners of all of the territory to be annexed have heretofore filed with the Clerk of the Legislative Body, their written consent to have the property to be annexed subjected to taxation after annexation equally with property within the City of Modesto to pay any indebtedness or liability of the City of Modesto outstanding or authorized at the time said territory is annexed, for the acquisition, construction, or completion of municipal improvements, and

WHEREAS, said territory so proposed to be annexed to the City of Modesto is designated as Rosemore-Woodland No. 2 Addition,

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

That the annexation of said uninhabited territory designated as _____
Rosemore-Woodland No. 2 Addition and hereinafter mentioned and described, as requested by said petition so filed with said City Council as the Legislative Body of said City of Modesto, be and the same is hereby approved, and said property be and the same is hereby subjected to taxation after annexation equally with property within the City of Modesto to pay any indebtedness of the City of Modesto,

outstanding or authorized at the time said territory is annexed, for the acquisition, construction or completion of municipal improvements, and said territory is hereby annexed to, incorporated and included in said City of Modesto, a municipal corporation,

BE IT FURTHER RESOLVED, that the specific description of the boundaries of the territory, the annexation of which is hereby approved, is attached hereto and made a part hereof as though set forth in full herein.

BE IT FURTHER RESOLVED, that no change in school district boundaries shall be effected by reason of the annexation of said territory to the City of Modesto.

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, six certified copies of this resolution, stating the date of its passage; to immediately make six 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 executive officer of the Stanislaus County Local Agency Formation Commission together with a payment of all fees required by California Government Code Section 54902.5.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of December, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Kullijian, Siefkin

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 Rod Campbell
Public Works Department

ROSEMORE-WOODLAND NO. 2 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Southwest quarter of Section 24, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the Existing City Limits as established by the Southeastern corner of BLUE GUM ADDITION (333), as per description filed June 12, 1975, as Instrument 48200, Stanislaus County Records;

1. thence South $1^{\circ} 04' 35''$ East 662.66 feet along a Western line of ROSEMORE-WOODLAND ADDITION (347), as per map filed October 14, 1976, as Instrument 19721, Stanislaus County Records;
2. thence North $88^{\circ} 34' 38''$ East, 663.62 feet, to the center line of 40.00 foot Rosemore Avenue;
3. thence along said center line of Rosemore Avenue, said center line being the North-South quarter section line, South $1^{\circ} 06' 10''$ East, 662.92 feet, to the center line of Woodland Avenue;
4. thence leaving the existing City Limits along said center line of Woodland Avenue, South $88^{\circ} 36' 00''$ West, 1327.85 feet;
5. thence North $1^{\circ} 03' 00''$ West, 1324.80 feet;
6. thence North $88^{\circ} 33' 14''$ East, 663.31 feet, to the point of beginning, containing 30.286 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1300

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND
DIRECTING THE FILING OF A NOTICE OF APPROVAL OF ANNEXATION:

ROSEMORE-WOODLAND NO. 2

WHEREAS, on _____, 19____, the City Council adopted Resolution
No. _____ giving approval to the following annexation: Rosemore-Woodland No. 2
_____, and

WHEREAS, the Local Agency Formation Commission of the County of Stanislaus approve
said annexation on November 22, 1977, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and
considered the findings of the County of Stanislaus Environmental Review Committee which
resulted in a negative declaration in regard to the environmental impact of the subject
annexation.

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 Approval in regard to
the environmental impact of the following annexation: Rosemore-Woodland No. 2

The foregoing resolution was introduced at a regular meeting of the Council of
the City of Modesto held on the 12th day of December, 1977, by Councilmember
Lang, who moved its adoption, which motion being duly seconded by
Councilmember Dunlap, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Lang, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian, Siefkin

(SEAL)

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1301

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION TO THE CITY OF MODESTO OF UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED AS SCENIC-OAKDALE ADDITION AND GIVING NOTICE OF TIME AND PLACE FOR HEARING PROTESTS THERETO.

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

1. That, pursuant to the provisions of the Annexation of Uninhabited Territory Act of 1939, as amended, a petition signed by owners of not less than one-fourth (1/4) of the land in the hereinafter described territory by area and by assessed value as shown on the last equalized assessment roll of the County of Stanislaus was filed with the Council of the City of Modesto on November 30, 1977, requesting annexation of the hereinafter described territory to said City.

2. That the territory which the petitioners request be annexed to the City of Modesto and which said City and its Council propose to annex, is situate in the County of Stanislaus, State of California, hereby designated as Scenic-Oakdale Addition, and described as attached hereto and made a part hereof as though set forth in full herein.

3. That the matter of the proposed annexation to the City of Modesto of said territory has been referred to the Stanislaus County Local Agency Formation Commission for its consideration and approval, and said Stanislaus County Local Agency Formation Commission did on November 22, 1977, approve the annexation of said uninhabited territory to the City of Modesto pursuant to the Government Code.

4. That no change in school district boundaries shall be effected by reason of the annexation of the hereinafter described area to the City of Modesto.

5. NOTICE IS HEREBY GIVEN that the 23rd day of January, 1978, at the hour of 7:35 o'clock P.M. of said day, in the Council Chambers at the City Hall, located at 801 11th Street in the City of Modesto, be and the same is hereby fixed as the time and place for considering said petition, 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. The protest must be in writing, may be filed at any time before the hour set for hearing objections to the proposed annexation and shall state the name or names of the owner or owners of property affected and the description and area of such property, in general terms.

6. The City Clerk shall cause a copy of this resolution to be published at least twice, but not oftener than once a week in The Modesto Bee, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto and shall also cause a copy of this resolution to be published in the Riverbank News, being a newspaper of general circulation published outside the City of Modesto but in the County of Stanislaus. Said publications shall be completed at least twenty (20) days prior to the date set for the hearing.

7. The City Clerk of the City of Modesto shall also cause written notice of such proposed annexation to be mailed to each person to whom land within the territory proposed to be annexed is assessed on the last equalized assessment roll available on the date the proceedings were initiated, at the address shown on said assessment roll or as known to said Clerk, and to any person who has filed his name and address and the designation of the land in which he has any interest, either legal or equitable, with said Clerk. Said notices shall be mailed not less than twenty (20) days before the public hearing on the proposed annexation.

8. In the event any land within the territory proposed to be annexed is owned by the County of Stanislaus, the City Clerk is directed to cause written notice of such proposed annexation to be mailed to the Board of Supervisors of the County, such notice to be given not less than twenty (20) days before the public hearing on the proposed annexation.

9. In the event there is, upon the land proposed to be annexed, a structural improvement owned, being acquired or leased by a county fire protection district, the City Clerk is directed to cause written notice of such proposed annexation to be mailed to the governing body of such district, such notice to be sent not less than ten (10) days before the public hearing on the proposed annexation.

10. 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 12th day of December, 19 77, by Councilmember Dunlap, 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: Dunlap, Elliott, Lang, Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian, Siefkin

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 Ross Campbell
Public Works Department

SCENIC OAKDALE ADDITION

All that real property in the State of California, County of Stanislaus being a portion of the Southwest quarter of Section 23, 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 Southeastern corner of ANGELO ADDITION (180), as per description filed August 13, 1965, as instrument 31397, Stanislaus County Records, said point being the centerline of 50.00 foot Scenic Drive;

1. thence along an Eastern line of said Addition (180), North $0^{\circ} 38' 00''$ West, 682.12 feet;
2. thence along a Southern line of said Addition (180), North $89^{\circ} 17' 00''$ East, 145.21 feet;
3. thence continuing along a Southern line of said Addition (180), North $89^{\circ} 23' 45''$ East, 163.61 feet;
4. thence North $0^{\circ} 46' 30''$ West, 4.73 feet;
5. thence along a Southern line of said Addition (180) to a Southwest corner of SCENIC VILLAGE ADDITION (187), as per description filed March 24, 1966, as instrument 10379, Stanislaus County Records, South $74^{\circ} 50' 00''$ East, 103.93 feet;
6. thence continuing along a Southern line of said Addition (187), South $74^{\circ} 50' 00''$ East, 102.65 feet;
7. thence leaving the existing City Limits and said Addition (187), South $0^{\circ} 52' 30''$ East, 763.66 feet to the centerline of 50.00 foot Scenic Drive;
8. thence continuing along said centerline, North $66^{\circ} 58' 00''$ West, 131.14 feet;
9. thence along a tangent curve, having a Radius of 954.93, a Central Angle of $24^{\circ} 06' 32''$, and an Arc Length of 401.81 feet, to the point of beginning, containing 8.387 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1302

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION TO THE CITY OF MODESTO OF UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED AS YELLOWSTONE-TEMPERATE ADDITION AND GIVING NOTICE OF TIME AND PLACE FOR HEARING PROTESTS THERETO.

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

1. That, pursuant to the provisions of the Annexation of Uninhabited Territory Act of 1939, as amended, a petition signed by owners of not less than one-fourth (1/4) of the land in the hereinafter described territory by area and by assessed value as shown on the last equalized assessment roll of the County of Stanislaus was filed with the Council of the City of Modesto on November 30, 1977, requesting annexation of the hereinafter described territory to said City.

2. That the territory which the petitioners request be annexed to the City of Modesto and which said City and its Council propose to annex, is situate in the County of Stanislaus, State of California, hereby designated as Yellowstone-Temperate Addition, and described as attached hereto and made a part hereof as though set forth in full herein.

3. That the matter of the proposed annexation to the City of Modesto of said territory has been referred to the Stanislaus County Local Agency Formation Commission for its consideration and approval, and said Stanislaus County Local Agency Formation Commission did on November 22, 1977, approve the annexation of said uninhabited territory to the City of Modesto pursuant to the Government Code.

4. That no change in school district boundaries shall be effected by reason of the annexation of the hereinafter described area to the City of Modesto.

5. NOTICE IS HEREBY GIVEN that the 23rd day of January, 1978, at the hour of 7:40 o'clock P.M. of said day, in the Council Chambers at the City Hall, located at 801 11th Street in the City of Modesto, be and the same is hereby fixed as the time and place for considering said petition, 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. The protest must be in writing, may be filed at any time before the hour set for hearing objections to the proposed annexation and shall state the name or names of the owner or owners of property affected and the description and area of such property in general terms.

6. The City Clerk shall cause a copy of this resolution to be published at least twice, but not oftener than once a week in The Modesto Bee, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto and shall also cause a copy of this resolution to be published in the Ceres Courier, being a newspaper of general circulation published outside the City of Modesto but in the County of Stanislaus. Said publications shall be completed at least twenty (20) days prior to the date set for the hearing.

7. The City Clerk of the City of Modesto shall also cause written notice of such proposed annexation to be mailed to each person to whom land within the territory proposed to be annexed is assessed on the last equalized assessment roll available on the date the proceedings were initiated, at the address shown on said assessment roll or as known to said Clerk, and to any person who has filed his name and address and the designation of the land in which he has any interest, either legal or equitable, with said Clerk. Said notices shall be mailed not less than twenty (20) days before the public hearing on the proposed annexation.

8. In the event any land within the territory proposed to be annexed is owned by the County of Stanislaus, the City Clerk is directed to cause written notice of such proposed annexation to be mailed to the Board of Supervisors of the County, such notice to be given not less than twenty (20) days before the public hearing on the proposed annexation.

9. In the event there is, upon the land proposed to be annexed, a structural improvement owned, being acquired or leased by a county fire protection district, the City Clerk is directed to cause written notice of such proposed annexation to be mailed to the governing body of such district, such notice to be sent not less than ten (10) days before the public hearing on the proposed annexation.

10. 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 12th day of December, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Lang, Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian, Siefkin

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 Bob Campbell
Public Works Department

September 12, 1977
YELLOWSTONE - TEMPERATE ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northeast quarter of Section 25, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Southern line of the ROSEMORE-WOODLAND ADDITION (347), as per description filed October 14, 1976, as Instrument 19721, Stanislaus County Records, said point being the intersection at the centerline of 40.00 foot Woodland Avenue, and the centerline of 50.00 foot Yellowstone Avenue:

1. thence along the Southern line of said Addition (347) and centerline of 40.00 foot Woodland Avenue, North $89^{\circ} 06' 00''$ East, 527.00 feet;
2. thence leaving the existing City Limits and continuing along Woodland Avenue, North $89^{\circ} 06' 00''$ East, 133.00 feet to the centerline of 50.00 foot Shasta Avenue;
3. thence along said centerline, South $1^{\circ} 01' 00''$ East, 660.00 feet, to the centerline of 50.00 foot Temperate Avenue;
4. thence along the centerline of Temperate Avenue, North $89^{\circ} 06' 00''$ East, 660.00 feet, to the centerline of 50.00 foot Diablo Avenue;
5. thence along the center of Diablo Avenue, South $1^{\circ} 01' 00''$ East, 660.00 feet, to the centerline of 50.00 foot Torrid Avenue;
6. thence along the center of Torrid Avenue, South $89^{\circ} 06' 00''$ West, 1320.00 feet, to the centerline of 50.00 foot Yellowstone Avenue;
7. thence along the centerline of Yellowstone Avenue, North $1^{\circ} 01' 00''$ West, 1320.00 feet, to the point of beginning, containing 29.999 acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1303

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$4,356 FOR DESIGN OF AIRPORT FLY-IN RAMP

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

SPECIFAL FUND FOR CAPITAL OUTLAY (321)

FROM: General Reserve (60-321) \$4,356
TO: Airport Recreation Fly-in Ramp (6941-41.0-321) \$4,356

(To pay for design of ramp. See memo to City Manager dated 12/5/77)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of December, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Lang, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Kullijian, Siefkin

ATTEST:



NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1304

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF TRAINING POOLS AT COLEMAN F. BROWN PARK AND CHRYSLER PARK

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

SECTION 1. The plans and specifications for construction of training pools at Coleman F. Brown Park and Chrysler 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 17, 1978 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of Decmeber, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1305

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR FURNISHING ONE STREET SWEEPER

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

SECTION 1. The plans and specifications for furnishing one 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 17, 1978 at 2:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of December, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1306

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR FURNISHING ONE TRAILER MOUNTED BRUSH CHIPPER

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

SECTION 1. The plans and specifications for furnishing one trailer mounted brush chipper

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 17, 1978 at 2:15 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of December, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: 
NORRINE COYNE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1307

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR FURNISHING FIVE BUSES

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

SECTION 1. The plans and specifications for FURNishing five buses

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, 1978 at 2:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of December, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Mensing, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1308

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR EXPANSION OF AIRPORT TERMINAL PARKING FACILITIES

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

SECTION 1. The plans and specifications for expansion of airport terminal parking facilities 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 3, 1978 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of December, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1309

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF WATERLINES IN BEYERWOOD EAST NO. 1

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

SECTION 1. The plans and specifications for construction of waterlines in Beyerwood East No. 1 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 3, 1978 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of December, 1977, by Councilmember Dunlap, 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:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Siefkin

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1310

A RESOLUTION ACCEPTING THE BID OF KEENE CORPORATION FOR SEVEN BUS
FARE BOXES

WHEREAS, Resclution No. 77-777 , adopted by the Council of the
City of Modesto on August 1, 1977 , approved the plans and speci-
fications for the seven bus fare boxes

and authorized the calling for bids, and

WHEREAS, the bids received for the seven/^{bus}fare boxes
were opened at 2:10 P.M. on October 4, 1977 and later tabulated
by the Director of Parking & Traffic for the consideration of the
Council, and

WHEREAS, the Director of Parking & Traffic has reccmmended that
the bid of Keene Corporation in the amount of \$13,356

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of Keene Corporation in the amount of \$13,356

be accepted and the execution of a contract for the completion of the
project by the City's designated officials be authorized.

The foregoing resclution was introduced at a regular meeting of
the Council of the City of Modesto held on the 19th day of December ,
1977, by Councilmember Dunlap , who moved its adoption, which
motion being duly seconded by Councilmember Lang , was upon roll
call carried and the resclution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensing, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers; Siefkin

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1311

A RESOLUTION ACCEPTING THE CONSTRUCTION OF ASPHALT CONCRETE RESURFACING VARIOUS CITY STREETS, 1977-78 (George Reed, Inc.)

WHEREAS, a report has been filed by the Director of Public Works that the construction of asphalt concrete resurfacing various City streets, 1977-78 has been completed by George Reed, Inc.

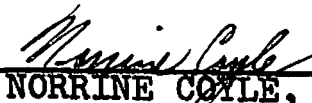
in accordance with the contract agreement dated August 22, 1977.

NOW, THEREFORE, BE IT RESOLVED that the construction of asphalt concrete resurfacing various City streets, 1977-78 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 \$111,224.86 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 19th day of December, 1977, by Councilmember Dunlap, 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:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Siefkin

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1312

A RESOLUTION ACCEPTING THE CONSTRUCTION OF THOUSAND OAKS PARK
LIGHTING (Collins Electrical Co., Inc.)

WHEREAS, a report has been filed by the Director of Public Works that the construction of Thousand Oaks Park lighting has been completed by Collins Electrical Co., Inc.

in accordance with the contract agreement dated June 27, 1977.

NOW, THEREFORE, BE IT RESOLVED that the construction of Thousand Oaks Park lighting be accepted from said contractor, Collins Electrical Co., Inc.

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$29,202.00 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 December, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Siefkin

ATTEST: Norrine Coyne
NORRINE COYNE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1313

A RESOLUTION APPROVING THE CONTINUATION OF INCREASED RATES FOR PROVIDING CABLE TELEVISION SERVICE IN THE CITY OF MODESTO FOR CATV SERVICE FOR THE CALENDAR MONTHS OF JANUARY, FEBRUARY, MARCH, APRIL, MAY AND JUNE 1978.

WHEREAS, by Ordinance No. 934-C.S. entitled "AN ORDINANCE GRANTING TO CABLECOM GENERAL OF MODESTO, A CALIFORNIA CORPORATION, A NONEXCLUSIVE FRANCHISE TO CONSTRUCT, OPERATE AND MAINTAIN A COMMUNITY ANTENNA TELEVISION SYSTEM WITHIN THE CITY OF MODESTO", the City Council granted a nonexclusive franchise to Cablecom General of Modesto, hereinafter referred to as "Grantee", to construct, operate and maintain a CATV system within the City, and

WHEREAS, by Ordinance No. 1337-C.S. Sections 3, 4 and 5 of said Ordinance No. 934-C.S., were amended, and

WHEREAS, Section 4 of Ordinance No. 934-C.S., as amended by Ordinance No. 1337-C.S., sets forth a schedule of rates and charges for CATV service to be charged by Grantee to its subscribers and also provides that said schedule of rates and charges may be changed with the prior approval of the City Council expressed by resolution, and

WHEREAS, by Resolution No. 77-242, adopted on February 28, 1977, the Council approved commercial and residential rates for a primary television outlet of \$5.25 per month and the rate for a primary television outlet for hotels, motels, mobilehome parks and multiple apartments of \$2.20 per dwelling unit per month effective March 1, 1977, and

WHEREAS, by Resolution No. 77-242, adopted on February 28, 1977, the Council further increased the rates for providing cable television service by Cablecom-General of Modesto in the City of Modesto for the months of March 1977 through December 1977 from \$5.25 to \$5.75 per month for a primary commercial and residential television outlet, and from \$2.20 to \$2.70 per dwelling unit per month for a primary television outlet for hotels, motels, mobilehome parks and multiple apartments, and

WHEREAS, the Council further desires to continue said increased rates for the months of January, February, March, April, May, and June, 1978, and

WHEREAS, by Resolution No. 77-1248, adopted on November 28, 1977, Monday, December 19, 1977, at 4:00 o'clock p.m. in the Council Chambers, 801 11th Street, Modesto, California, was set as the time and place for a public hearing when all persons may appear before the City Council and be heard on the continuation of said increased rates, and

WHEREAS, a public hearing was held at said time and place and 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 said commercial and residential rates for a primary television outlet of \$5.25 per month and the rate for a primary television outlet for hotels, motels, mobilehome parks and multiple apartments of \$2.20 per dwelling unit per month should continue to apply on and after January 1, 1978, until the Council determines it appropriate to change said rates and charges, and

WHEREAS, it was further found and determined by the Council of the City of Modesto that said increased commercial and residential rates for a primary television outlet of \$5.75 per month and the rate for a primary television outlet for hotels, motels, mobilehome parks and multiple apartments of \$2.70 per dwelling unit per month should be approved for the months of January, February, March, April, May and June, 1978,

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

SECTION 1. The following schedule of rates and charges, which Grantee may charge subscribers to its CATV system, is hereby approved as changes in the schedule of rates and charges set forth in Section 4 of Ordinance No. 934-C.S., as amended by Ordinance No. 1337-C.S., effective March 1, 1977:

A. Installation Charges

- (1) Commercial and Residential (Including individual service to multiple apartments and mobilehome spaces)

Primary Television outlet, normal installation \$ 10.00

Additional television outlets

(a) When installed at same time as Primary--each No Charge

(b) When installed at different time--each \$ 5.00

FM radio outlets

(a) When installed at same time as TV primary outlet--each No Charge

(b) When installed at different time--each \$ 5.00

(2) Hotels, Motels, Mobilehome Parks and Multiple Apartments (3 or more units)

Primary television outlet, normal installation	Actual Cost of Installation
Additional television outlets--each	Actual Cost of Installation
FM radio outlets--each	Actual Cost of Installation

For special installations involving unusual construction problems, long aerial cable run (over 150 feet), underground cable, etc., actual additional cost of installation at subscriber's expense.

B. Monthly Service Charges

(1) Commercial and Residential (Including individual service to multiple apartments and mobilehome spaces)

Primary television outlet	\$ 5.25
Additional television outlets--each	\$ 1.00
FM radio outlet (with TV service)--each	\$.50
FM radio outlet (without TV service)	\$ 5.25
Additional FM outlets--each	\$.50

(2) Hotels, Motels, Mobilehome Parks and Multiple Apartments (3 or more units)--per dwelling unit

Primary television outlet	\$ 2.20
Additional television outlets--each	\$ 1.00
FM radio outlet (with TV service)--each	\$.50
FM radio outlet (without TV service)	\$ 2.20
Additional FM outlets--each	\$.50
TV dealer and licensed TV service shops, multiple outlets, regardless of number	No Charge

C. Other Charges

(1) Relocation of existing outlet	\$ 5.00
(2) Connection of new customer to existing television service	\$ 5.00
(3) Disconnection of service	No Charge

D. Converter Charges (converter at option of subscribers)

(1) Subscribers to have choice of following:

(a) Deposit refundable after 24 months	\$17.50
(b) Rental per month	\$.45

- E. Subscribers shall receive a Ten (10%) Percent discount on service charges paid one year in advance.
- F. In areas where Grantee's system has been installed, if service is not provided to a new residential subscriber within fifteen (15) days after an application for service is received in Grantee's Modesto office, accompanied by the applicable installation charges, Grantee shall provide said subscriber with free service for a period of six (6) months.
- G. In areas where Grantee's system must be extended to serve a subscriber in a new subdivision or development in its franchise area, the system shall be constructed, installed and made operable so that service shall be provided within thirty (30) days after an application for service.

If service is not provided to such a subscriber within thirty (30) days after an application for service is received in Grantee's Modesto office, accompanied by the applicable installation charges, Grantee shall provide said subscriber with free service for a period of six (6) months.

- H. Effective for billings for periods commencing on or after May 1, 1976, subscribers may be assessed a delinquency charge of Two and no/100ths (\$2.00) Dollars for any service charges overdue by ten (10) days or more after the end of the period for which a billing is made, and a delinquent notice mailed at the end of said period.

SECTION 2. The following schedule of rates and charges, which Grantee may charge subscribers to its CATV system, is hereby approved for the months of January, February, March, April, May and June, 1978, only as changes in the schedule of rates and charges set forth in Section 4 of Ordinance No. 934-C.S., as amended by Ordinance No. 1337-C.S. and changed by Section 1 above:

A. Installation Charges

- (1) Commercial and Residential (Including individual service to multiple apartments and mobilehome spaces)

Primary Television outlet, normal installation	\$10.00
Additional television outlets	
(a) When installed at same time as Primary--each	No Charge
(b) When installed at different time--each	\$ 5.00
FM radio outlets	
(a) When installed at same time as TV primary outlet--each	No Charge
(b) When installed at different time--each	\$ 5.00

(2) Hotels, Motels, Mobilehome Parks and Multiple Apartments (3 or more units)	
Primary television outlet, normal installation	Actual Cost of Installation
Additional television outlets--each	Actual Cost of Installation
FM radio outlets--each	Actual Cost of Installation
For special installations involving unusual construction problems, long aerial cable run (over 150 feet), underground cable, etc., actual additional cost of installation at subscriber's expense.	
B. Monthly Service Charges	
(1) Commercial and Residential (Including individual service to multiple apartments and mobilehome spaces)	
Primary television outlet	\$ 5.75
Additional television outlets--each	\$ 1.00
FM radio outlet (with TV service)--each	\$.50
FM radio outlet (without TV service)	\$ 5.25
Additional FM outlets--each	\$.50
(2) Hotels, Motels, Mobilehome Parks and Multiple Apartments (3 or more units)--per dwelling unit	
Primary television outlet	\$ 2.70
Additional television outlets--each	\$ 1.00
FM radio outlet (with TV service)--each	\$.50
FM radio outlet (without TV service)	\$ 2.20
Additional FM outlets--each	\$.50
TV dealer and licensed TV service shops, multiple outlets, regardless of number	No Charge
C. Other Charges	
(1) Relocation of existing outlet	\$ 5.00
(2) Connection of new customer to existing television service	\$ 5.00
(3) Disconnection of service	No Charge
D. Converter charges (converter at option of subscribers)	
(1) Subscribers to have choice of the following:	
(a) Deposit refundable after 24 months	\$17.50
(b) Rental per month	\$.45
E. Subscribers shall receive a Ten (10%) Percent discount on service charges paid one year in advance.	
F. In areas where Grantee's system has been installed, if service is not provided to a new residential subscriber within fifteen (15) days after an application for service is received in Grantee's Modesto office, accompanied by the applicable installation charges, Grantee shall provide said subscriber with free service for a period of	

six (6) months.

SECTION 3. The provisions of this resolution supersede the provisions of all prior resolutions adopted pursuant to the provisions of Section 4 of Ordinance No. 934-C.S., as amended by Ordinance No. 1337-C.S.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of December, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

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. 77-1314

A RESOLUTION CALLING A SPECIAL ELECTION TO BE HELD ON THE 7TH DAY OF MARCH, 1978, PERTAINING TO THE ANNEXATION OF THE SUTTER-COLORADO ADDITION TO THE CITY OF MODESTO.

WHEREAS, by Resolution No. 77-1223, the Council of the City of Modesto declared its intention to call a special election in certain inhabited territory contiguous to said City for the purpose of submitting to the electors residing within the hereinafter described territory the question whether or not said described territory should be annexed to said City of Modesto, and the property therein subjected to taxation after annexation equally with the property within the City, to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the first publication of the notice of the election, and

WHEREAS, a copy of said resolution of intention was published as required by law, and

WHEREAS, said resolution of intention set the 12th day of December, 1977, at 7:30 o'clock p.m. in the City Council Chambers, located in the City Hall, 301 - 11th Street, Modesto, California, as the day, hour and place for a hearing by the City Council on said proposed annexation, and

WHEREAS, at said time and place the City Council held a hearing and considered written requests for exclusion of property from said proposed annexation and considered presentations made at said hearing, and

WHEREAS, the City Council has determined that no changes should be made in the boundaries of the territory proposed to be annexed as described in said resolution of intention, and

WHEREAS, all proceedings have been had in accordance with said resolution of intention and the Annexation Act of 1913, as amended, reference thereto hereby being made for further particulars,

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

SECTION 1. ELECTION CALLED. A special election is hereby called to be held on the 7th day of March, 1973, in the territory hereinafter described and proposed to be annexed to the City of Modesto, for the purpose of submitting to the qualified electors residing in said territory the question whether or not such territory shall be annexed to, incorporated in, and made a part of said City of Modesto, and whether or not the property in said territory shall, after such annexation, be subjected to taxation after annexation equally with the property within the City of Modesto to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the first publication of the notice of the election.

Said territory is described as attached hereto.

SECTION 2. TIME OF OPENING AND CLOSING OF POLLS. The polls at said election shall be open at 7:00 o'clock A.M. of the day herein fixed for the holding of said election and shall be kept open until 8:00 o'clock P.M. of the same day, when the polls shall be closed.

SECTION 3. FORM OF BALLOT. On the ballots to be used at said election and on the voting machines used at said election, in addition to any other matter required by law to be printed thereon, shall be printed the statement: "Shall the Sutter-Colorado Addition be annexed to, incorporated in, and made a part of the City of Modesto, and the property therein be subjected to taxation after annexation equally with the property within the City to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the first publication of the notice of the election?"

Where ballots are used, opposite the above-mentioned statement there shall be printed the words, "Yes" and "No", and to the right of each of these last two (2) words, there shall be a voting square. If an elector shall stamp a cross (+) in the voting square after the printed word "Yes", the vote of such elector shall be counted in favor of the annexation of said territory to the City of Modesto; and if an elector shall stamp a cross (+) in the voting square after the printed word "No", the vote of such elector shall be counted against such annexation.

Where voting machines are used at said election, said voting machines shall be so arranged that any qualified elector may vote for the annexation of said territory to the City of Modesto by pulling down a voting pointer over the word "Yes" near the above-mentioned statement appearing on cardboard, paper or other material placed on the front of the machine, and pulling an operating lever, and said act shall constitute a vote for the annexation of said territory to the City of Modesto and may vote against the annexation of said territory to the City of Modesto by pulling down a voting pointer over the word "No" near the above-mentioned statement appearing on cardboard, paper or other material placed on the front of the machine, and pulling an operating lever, and said act shall constitute a vote against the annexation of said territory to the City of Modesto. Said voting machines and the preparation of the same shall comply in all respects with the provisions of the law.

In all particulars not herein recited, said election shall be held in conformity, as near as may be, with the laws of the State of California governing municipal elections in general law cities and the said Annexation Act of 1913, as amended.

SECTION 4. PRECINCT AND PRECINCT OFFICERS. (a) For the purpose of said election, there is hereby established in said territory described herein one voting precinct to be known and described as follows:

Special Election Precinct No. 55A

Said special election precinct has been established by utilizing all or a portion of the county election precincts within said territory as established by the orders or resolutions of the Board of Supervisors of Stanislaus County, California, now in force for county election purposes, which said orders or resolutions now on file are hereby referred to and by such reference made a part hereof for greater certainty and a more particular description of the boundaries thereof in the following manner (said precincts so established by said Board of Supervisors being herein referred to as "county election precincts", except as hereinafter amended.)

That portion of the county election precinct designated by said Board of Supervisors as Paradise No. 5 Precinct, lying within the hereinafter described territory, is hereby established as Special Election Precinct No. 55A.

The following is the polling place of said Special Election Precinct No. 55A, and the following named persons are hereby named officers of election and shall constitute the Board of Election for such precinct:

Polling Place: Residence of Wayne Bridegroom
1109 Faustina Avenue
Modesto, California

Inspector: Naomi Delzer
1205 Pelton Avenue
Modesto, California

Judge: Beth R. Bridegroom
1109 Faustina Avenue
Modesto, California

Judge: Christina Stamenson
1112 Faustina Avenue
Modesto, California

Judge: Edna Larsen
1101 Pelton Avenue
Modesto, California

(b) For their services in connection with said election, said inspector shall receive Thirty-Two Dollars, and said judges shall receive Twenty-Eight Dollars.

SECTION 5. CANVASS OF BALLOTS. The returns of the election shall be made out and signed by the election officers and shall be by them deposited with the City Clerk, together with the ballots cast at the election; and the City Clerk is hereby ordered to and shall canvass said returns at her office in the City Hall, Modesto, California, pursuant to the Elections Code of the State of California, Section 22732.5. Upon completion of the canvass, the City Clerk shall certify the results of the election to the Council and the Council shall meet at its usual meeting place and confirm said canvass by the City Clerk on the 13th day of March, 1978, at the hour of 7:30 o'clock P.M. and declare the results of the election.

SECTION 6. SCHOOL DISTRICT BOUNDARIES. No change in school district boundaries shall be effected by reason of the annexation of the hereinabove described area to the City of Modesto.

SECTION 7. EFFECTIVE DATE OF ANNEXATION. If annexation of said territory is completed, it shall be a part of the City of Modesto for all purposes on April 15, 1978.

SECTION 8. NOTICE OF SAID SPECIAL ELECTION. The City Clerk shall cause a notice of said special election to be published as required by said Annexation Act of 1913, as amended, at least once a week during the four (4) weeks prior to the date of the election in The Ceres Courier, a newspaper of general circulation, printed and published outside the City of Modesto but in the County of Stanislaus, State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of December, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Dunlap, was upon roll call carried and the resolution

adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger

NOES: Councilmembers: Mayor Davies

ABSENT: Councilmembers: Siefkin

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]*
Public Works Department

All that real property in the State of California, County of Stanislaus, being a portion of the Southwest quarter of Section 5, Township 4 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 Southeastern corner of the BELLENITA ADDITION (169) as per description filed October 19, 1964, as Instrument 41437, Stanislaus County Records;

1. thence along the existing City Limits of said Addition (169), North 664.98 feet, to the Northeastern corner of said Addition (169);

2. thence leaving the existing City Limits along the Northern line of the MODESTO HIGH SCHOOL TRACT, as per map filed April 21, 1925, in Volume 9 of Maps, Page 90, Stanislaus County Records, North 89° 48' 00" East, 1338.00 feet, to the existing City Limits, on the Western line of the YOUNG ADDITION (149) as per description filed February 8, 1963, as Instrument 5122, Stanislaus County Records;

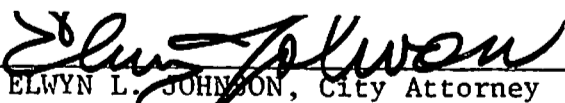
3. thence along the existing City Limits and Western line of said Addition (149) South 1329.96 feet, to a Southwestern corner of said Addition (149) and a Northeastern corner of the DRYDEN-DURAND ADDITION (61) as per description filed June 23, 1955, as Instrument 18187, Stanislaus County Records;

4. thence along the existing City Limits and Northern line of said Addition (61), South 89° 48' 00" West, 678.20 feet to the Northwestern corner of said Addition (61) and the Northeastern corner of the MODESTO SEWER PLANT AREA (28), as per description filed March 7, 1950, as Instrument 5120, Stanislaus County Records;

5. thence along the existing City Limits and Northern line of said Addition, South 89° 48' 00" West, 659.10 feet, to the Northwestern corner of said Addition (28) and the Eastern line of the BELLENITA NO.2 ADDITION (198);

6. thence along said Eastern line, North 664.98 feet, to the Northeastern corner of said Addition (198) and the Southeastern corner of the BELLENITA ADDITION (169), to the point of beginning, containing 41.001 acres, more or less.

By


ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1315

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT
AND DIRECTING THE FILING OF A NOTICE OF APPROVAL:
SUTTER-COLORADO ADDITION.

WHEREAS, on December 19, 1977, the City Council adopted Resolution
No. 77-1314 calling a special election to be held on the 7th day of March, 1978,
pertaining to the annexation of the Sutter-Colorado Addition to the City of Modesto,
and

WHEREAS, the Local Agency Formation Commission of the County of Stanislaus
approved said annexation on August 2, 1977, and

WHEREAS, the City Council certifies that it reviewed and considered the
findings of the County of Stanislaus Environmental Review Committee which resulted
in a negative declaration in regard to the environmental impact of the subject
annexation,

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
Approval in regard to the environmental impact of the following annexation:
Sutter-Colorado Addition.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 19th day of December, 1977, by Councilmember
Lang, who moved its adoption, which motion being duly seconded by Councilmember
Dunlap, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang, Mensinger

NOES: Councilmembers: Mayor Davies

ABSENT: Councilmembers: Siefkin

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. 77-1316

A RESOLUTION OF INTENTION TO APPROVE AN AMENDMENT TO CONTRACT BETWEEN THE BOARD OF ADMINISTRATION OF THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM AND THE CITY OF MODESTO.

WHEREAS, the Public Employees' Retirement Law permits the participation of public agencies and their employees in the Public Employee's Retirement System by the execution of a contract, and sets forth the procedure by which said public agencies may elect to subject themselves and their employees to amendments to said law, and

WHEREAS, one of the steps in the procedure to amend this contract is the adoption by the legislative body of the public agency of a resolution giving notice of its intention to approve an amendment to said contract, which resolution shall contain a summary of the change proposed in said contract, and

WHEREAS, the following is a statement of the proposed change:

Provides Section 21222.6 (providing for a fifteen-percent increase in allowances to which the annual cost-of-living provisions apply, payable for time commencing on the first day of the calendar month coinciding with or next following the effective date of this amendment, to or on account of certain miscellaneous members retired or deceased prior to July 1, 1971).

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Modesto gives, and it does hereby give notice of intention to approve an amendment to the contract between the City Council and the Board of Administration of the Public Employees' Retirement System, a copy of said amendment being attached hereto, as an "Exhibit" and by this reference made a part hereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of December, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kulljian, Lang, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

AMENDMENT TO CONTRACT BETWEEN THE
BOARD OF ADMINISTRATION
PUBLIC EMPLOYEES' RETIREMENT SYSTEM
AND THE

CITY COUNCIL
OF THE
CITY OF MODESTO

The Board of Administration, Public Employees' Retirement System, hereinafter referred to as "Board", and the governing body of above public agency, hereinafter referred to as "Public Agency", having entered into a contract under date of July 27, 1946, effective May 1, 1946, and as amended effective December 1, 1950, July 1, 1956, July 1, 1959, November 1, 1959, January 1, 1960, October 1, 1962, January 1, 1969, May 1, 1973, May 1, 1974, and June 24, 1975, which provides for participation of Public Agency in said System, Board and Public hereby agree as follows:

- A. Paragraphs 1 through 9 are hereby stricken from said contract as executed effective May 1, 1973, and hereby replaced by the following paragraphs number 1 through 10 inclusive:
1. All words and terms used herein which are defined in the Public Employees' Retirement Law shall have the meaning as defined therein unless otherwise specifically provided. "Normal retirement age" shall mean age 60 for miscellaneous members and age 55 for local safety members.
 2. Public Agency shall participate in the Public Employees' Retirement System from and after May 1, 1946, making its employees as hereinafter provided, members of said System subject to all provisions of the Public Employees' Retirement Law except such as apply only on election of a contracting agency and are not provided for herein and to all amendments to said Law hereafter enacted except such as by express provisions thereof apply only on the election of contracting agencies.
 3. Employees of Public Agency in the following classes shall become members of said Retirement System except such in each such class as are excluded by law or this agreement:
 - a. Local Firemen (herein referred to as local safety members);
 - b. Local Policemen (herein referred to as local safety members);
 - c. Employees other than local safety members whose positions are not subject to Federal Social Security coverage (herein referred to as miscellaneous Group A members);
 - d. Employees other than local safety members whose positions are subject to Federal Social Security coverage (herein referred to as miscellaneous Group B members).

In addition to the classes of employees excluded from membership by said Retirement Law, the following classes of employees shall not become members of said Retirement System:

POLICE COURT DEPARTMENT EMPLOYEES.
PERSONS COMPENSATED ON AN HOURLY
BASIS HIRED AFTER OCTOBER 1, 1962.

4. The fraction of final compensation to be provided for miscellaneous members for each year of credited prior and current service shall be that provided in Section 21251.13 subject to the reduction provided therein for service on and after January 1, 1956, of members whose service has been included in Federal Social Security.
5. The fraction of final compensation to be provided for each year of credited prior and current service as a safety member shall be determined in accordance with Section 21252.1 of said Retirement Law (One-half pay at age 55).
6. The following additional provisions of the Public Employees' Retirement Law which apply only upon election of a contracting agency shall apply to the Public Agency and its employees:
 - a. Section 20952.5 (providing for age 50 as the minimum voluntary retirement age for local safety members, with benefit payments commencing prior to age 55 subject to actuarial discount).
 - b. Section 21222.1 (providing for a five-percent increase in allowances to which the annual cost-of-living provisions apply, payable for time commencing on the first day of the calendar month coinciding with or next following the effective date of this amendment, to or on account of persons retired or members deceased on or prior to December 31, 1970).
 - c. Section 21222.2 (providing for a five-percent increase in allowances to which the annual cost-of-living provisions apply, payable for time commencing on the first day of the calendar month coinciding with or next following the effective date of this amendment, to or on account of persons retired or members deceased on or after January 1, 1971 but before July 1, 1971).
 - d. Section 21222.6 (providing for a fifteen-percent increase in allowances to which the annual cost-of-living provisions apply, payable for time commencing on the first day of the calendar month coinciding with or next following the effective date of this amendment, to or on account of certain miscellaneous members retired or deceased prior to July 1, 1971).
 - e. Sections 21380-21388 (providing for allowances for survivors of members covered under the 1959 Survivor's Program upon the member's death before retirement).

7. Public Agency, in accordance with Section 20740, Government Code, shall cease to be an "employer" for purposes of Chapter 6 of the Public Employees' Retirement Law effective as of the effective date of this amendment to this contract. Accumulated contributions of Public Agency as of the date of such amendment shall be fixed and determined as provided in Section 20759, Government Code, and such accumulated contributions and contributions hereafter made shall be held by the Board as provided in Section 20759, Government Code.
8. Public Agency shall contribute to said Retirement System as follows:
- a. With respect to miscellaneous members, the agency shall contribute the following percentages of monthly salaries earned as miscellaneous members of said Retirement System:
 - (1) 0.516 percent until June 30, 2000, on account of the liability for prior service benefits.
 - (2) 9.718 percent on account of the liability for current service benefits.
 - (3) 0.017 percent on account of the liability for the 1959 Survivor Program.
 - (4) 0.119 percent until June 30, 2000, on account of the liability for the benefits provided under Section 21222.6 of said Retirement Law.
 - b. With respect to local safety members, the agency shall contribute the following percentages of monthly salaries earned as local safety members of said Retirement System:
 - (1) 0.129 percent until June 30, 2000 on account of the liability for prior service benefits.
 - (2) 13.651 percent on account of the liability for current service benefits.
 - (3) 0.057 percent on account of the liability for the 1959 Survivor Program.
 - c. A reasonable amount per annum, as fixed by the Board to cover the costs of administering said System as it affects the employees of Public Agency, not including the costs of special valuations or of the periodical investigation and valuations required by law.
 - d. A reasonable amount as fixed by the Board, payable in one installment as the occasions arise, to cover the costs of special valuations on account of employees of Public Agency, and costs of the periodical investigation and valuations required by law.

9. Contributions required of Public Agency and its employees shall be subject to adjustment by Board on account of amendments to the Public Employees' Retirement Law, and on account of the experience under the Retirement System as determined by the periodical investigation and valuation required by said Retirement Law.

10. Contributions required of Public Agency and its employees shall be paid by Public Agency to the Retirement System within thirty days after the end of the period to which said contributions refer or as may be prescribed by Board negotiation. If more or less than the correct amount of contributions is paid for any period, proper adjustment shall be made in connection with subsequent remittances, or adjustments on account of errors in contributions required of any employee may be made by direct cash payments between the employee and the Board. Payments by Public Agency to Board may be made in the form of warrants, bank checks, bank drafts, certified checks, money orders, or cash.

B. This amendment shall be attached to said contract and shall be effective on the _____ day of _____, 19_____.

Witness our hands this _____ day of _____, 19_____.

BOARD OF ADMINISTRATION
PUBLIC EMPLOYEES' RETIREMENT SYSTEM

CITY COUNCIL
OF THE
CITY OF MODESTO

BY _____
Carl J. Blechinger, Executive Officer

BY _____
Presiding Officer

Approved as to form:

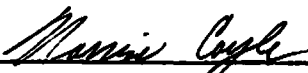
Attest:

Legal Office, PERS

Clerk

CERTIFICATION OF GOVERNING BODY'S ACTION

I hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the City Council of the City of Modesto on December 19, 1977, appearing at Page 376, Volume 66 of the Minutes of the City Council.



NORRINE COYNE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1317

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. 67-66 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. The Position Classification Plan of the City of Modesto is hereby amended to create a new classification as follows:

CLASSIFICATION CREATED

Airport Maintenance Supervisor

SECTION 2. The specifications for the classification created, as shown on the attached Exhibit "A" which is hereby made a part of this resolution by reference, are hereby approved and made a part of the Position Classification Plan.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of December, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Mensing, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

DEFINITION

Under direction, coordinates and supervises the work employees engaged in the maintenance of the airport; handles some day-to-day operational activities; assists the Airport Manager in monitoring and implementing airport services; and does related work as required.

EXAMPLES OF DUTIES

Assigns, coordinates and supervises the work of employees at the City airport; recommends and enforces airport system Rules and Regulations; assists in determining and recommending maintenance and construction needs, and coordinates operational activities with the Airport Manager; attends planning and preconstruction conferences; prepares and submits equipment and short-term capital projects; coordinates and supervises hangar and outside parking assignments, and collection of revenue; prepares and answers correspondence; provides airport facility information on request; coordinates and supervises FAA airport security and certification program; acts as liaison with Fire Department concerning Crash, Fire, and Rescue activities; maintains airport activity records; and compiles information for duties and reports.

DESIRED QUALIFICATIONS

Knowledge of:

Materials, equipment and practices of maintenance and repair of buildings, airports, runways and aprons;
State and FAA rules, regulations and advisories applicable to the operation and use of airports;
Aviation industry terminology;
Various operational activities within an airport system.

and

Ability to:

Operate radio equipment and office machines;
Establish and maintain good public relations;
Coordinate and supervise the work of subordinate personnel;
Exercise mature judgment and make sound decisions.

and

Experience:

Graduation from high school and two years experience in airport operational work involving public contact responsibilities. Additional education or experience may be substituted for the above requirements on a year-for-year basis.

EXHIBIT "A"

A RESOLUTION AMENDING EXHIBIT "F" OF RESOLUTION NO. 77-660 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. 77-660. Exhibit "F" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1977-78" attached to Resolution No. 77-660, is hereby amended as shown on the amended Exhibit "F" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1977-78", which is attached hereto and made a part hereof as though set forth in full herein. Said amended Exhibit "F" adds the position of Airport Maintenance Supervisor, Range 424.5.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of December, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

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
1977-78

(Effective 7-5-77, amended 7-26-77, 8-15-77, 11-28-77)

Range No.	Title of Classification	Range No.	Title of Classification
111.5	Account Clerk I	433.0	Chief Building Official
114.5	Account Clerk II	429.0	Chief Electrician
116.5	Account Clerk III	N/A	Chief of Police
119.5	Account Clerk IV	N/A	City Attorney
426.0	Accountant	N/A	City Clerk and Auditor
432.0	Accounting Administrator	N/A	City Manager
426.0	Administrative Analyst	117.5	Civil Engineering Technician I
426.5	Administrative Assistant (Parking & Traffic)	120.5	Civil Engineering Technician II
429.0	Airport Manager	123.5	Civil Engineering Technician III
424.5	Airport Maintenance Supervisor	426.5	Civil Engineering Technician IV
118.5	Animal Control Officer	120.5	Community Service Officer
122.0	Assistant Building Inspector	119.5	Communications Dispatcher
633.0	Assistant Chief of Police	119.5	Computer Operator
434.0	Assistant City Attorney	125.0	Construction Inspector
420.5	Assistant City Clerk	426.5	Data Processing Supervisor
429.0	Assistant Civil Engineer	427.0	Deputy City Attorney I
436.0	Assistant Director of Public Works	312.0	Detective
122.5	Assistant Electrician	N/A	Director of Finance
532.0	Assistant Fire Chief	N/A	Director of Management Services
426.0	Assistant Planner	N/A	Director of Parking and Traffic
426.0	Assistant Property Agent	N/A	Director of Parks and Recreation
122.0	Assistant Public Services Inspector	N/A	Director of Planning and Community Development
122.0	Assistant Zoning Inspector	N/A	Director of Public Works and City Engineering
432.0	Associate Civil Engineer	120.5	Electrical Technician
429.0	Associate Planner	118.5	Electrical Trainee
529.0	Battalion Chief	124.5	Electrician
426.0	Budget Accountant	122.0	Equipment Mechanic
125.0	Building Inspector	120.5	Equipment Operator
424.5	Building Maintenance Supervisor	427.0	Equipment Repair Shop Supervisor
120.5	Building Maintenance Worker	119.0	Equipment Service Worker
122.5	Building Maintenance Leadworker		

Exhibit "F"

ALPHABETICAL LISTING (Continued)

<u>Range No.</u>	<u>Title of Classification</u>	<u>Range No.</u>	<u>Title of Classification</u>
120.5	Financial Specialist	122.5	Nursery Propagator
N/A	Fire Chief	113.5	Office Services Clerk
211.0	Fire Engineer	122.5	Office Services Supervisor
210.0	Fire Fighter	117.5	Offset Duplicating Equipment Operator
213.0	Fire Lieutenant	122.5	Parking and Traffic Leadworker
112.0	Fire Prevention Inspector Trainee	120.5	Parking and Traffic Maintenance Worker
122.5	Heavy Equipment Operator	122.5	Parks Maintenance Leadworker
120.5	Housing Conservationist	424.5	Parks Maintenance Supervisor I
432.0	Housing Program Officer	426.5	Parks Maintenance Supervisor II
125.0	Industrial Waste Inspector	112.0	Parks Maintenance Trainee
116.5	Janitor	118.5	Parks Maintenance Worker I
123.0	Junior Accountant	120.5	Parks Maintenance Worker II
126.0	Junior Civil Engineer	432.0	Parks and Recreation Superintendent
123.0	Junior Planner	413.5	Personnel Clerk I
113.5	Keypunch Operator	416.5	Personnel Clerk II
122.5	Laboratory Technician	420.5	Personnel Technician I
116.5	Laborer	423.5	Personnel Technician II
426.0	Landscape Designer	426.0	Plan Review Engineer I
428.0	Lead Building Inspector	429.0	Plan Review Engineer II
126.0	Lead Electrician	117.5	Planning Technician I
123.0	Lead Equipment Mechanic	120.5	Planning Technician II
418.5	Legal Secretary	123.5	Planning Technician III
429.0	Management Assistant	632.0	Police Captain
429.0	Management Assistant (Risk Manager)	630.0	Police Lieutenant
113.5	Microfilm and Graphics Technician	310.0	Police Officer
115.5	Microfilm and Graphics Technician II	117.5	Police Property Clerk
120.5	Motor Sweeper Operator	425.0	Police Records Supervisor
424.0	Museum Supervisor	627.0	Police Sergeant
		426.0	Programmer Analyst
		430.0	Property Agent
		125.0	Public Services Inspector
		114.5	Public Services Trainee
		122.5	Public Works Leadworker

ALPHABETICAL LISTING (Continued)

<u>Range No.</u>	<u>Title of Classification</u>	<u>Range No.</u>	<u>Title of Classification</u>
112.0	Public Works Maintenance Trainee	113.5	Telephone Operator-Receptionist
118.5	Public Works Maintenance Worker I	429.0	Transit Manager
120.5	Public Works Maintenance Worker II	120.5	Tree Trimmer I
424.5	Public Works Supervisor I	122.5	Tree Trimmer II
426.5	Public Works Supervisor II	111.5	Typist Clerk I
120.5	Pump Maintenance Worker	113.5	Typist Clerk II
124.0	Purchasing Assistant		
429.0	Purchasing Officer	424.5	Warehouse Supervisor
		118.5	Wastewater Treatment Plant Attendant
426.0	Recreation Supervisor	122.5	Wastewater Treatment Plant Mechanic
125.0	Rehabilitation Specialist	120.5	Wastewater Treatment Plant Operator I
		122.5	Wastewater Treatment Plant Operator II
116.5	Secretary I	426.5	Wastewater Treatment Plant Supervisor
418.5	Secretary II	432.0	Water Quality Control Superintendent
420.5	Secretary to the City Attorney	114.5	Word Processing Technician I
421.5	Secretary to the City Manager	116.5	Word Processing Technician II
426.5	Senior Building Inspector	113.5	Word Processing Trainee
124.0	Senior Equipment Mechanic		
432.0	Senior Planner	125.0	Zoning Inspector
429.0	Service Division Superintendent		
423.5	Social Services Coordinator		
114.5	Stenographer Clerk		
118.5	Storeskeeper I		
120.5	Storeskeeper II		
120.5	Street Trees Maintenance Worker II		
116.5	Supervising Clerk I		
419.5	Supervising Clerk II		

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1319

A RESOLUTION ACCEPTING GRANT OFFER FROM THE STATE OF CALIFORNIA FOR THE CONSTRUCTION OF AERATION UNITS AT THE OXIDATION PONDS AND AUTHORIZING CITY MANAGER TO EXECUTE GRANT OFFER ON BEHALF OF THE CITY OF MODESTO

WHEREAS, the City of Modesto has received a grant offer from the State of California Water Resources Control Board for the construction of aeration units at the oxidation ponds,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the grant offer in the amount of \$155,625 for the construction of aeration units at the oxidation ponds is hereby accepted and the City Manager is authorized to execute the grant offer 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 19th day of December, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Siefkin

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1320

A RESOLUTION ACCEPTING GRANT OFFER FROM THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY FOR THE CONSTRUCTION OF AERATION UNITS AT THE OXIDATION PONDS AND AUTHORIZING CITY MANAGER TO EXECUTE GRANT OFFER ON BEHALF OF THE CITY OF MODESTO

WHEREAS, the City of Modesto has received a grant offer from the United States Environmental Protection Agency for the construction of aeration units at the oxidation ponds.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the grant offer in the amount of \$933,750 for the construction of aeration units at the oxidation ponds is hereby accepted and the City Manager is authorized to execute the grant offer 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 19th day of December, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang, Mensinger,
Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Siefkin

ATTEST: *Norrine Boyle*
NORRINE BOYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1321

SECOND AMENDMENT TO

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND JENKS AND HARRISON TO PROVIDE ENGINEERING SERVICES FOR CONSTRUCTION PHASE OF AERATION PROJECT

BE IT HEREBY RESOLVED by the Council of the City of Modesto second amendment to that the/agreement between the City of Modesto and Jenks and Harrison

~~for~~ to provide engineering services for construction phase of aeration project

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said/agreement ^{second amendment to} 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 December , 1977, by Councilmember Dunlap , 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: Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1322

A RESOLUTION ACCEPTING IMPROVEMENTS IN VINTAGE FAIRE NO. 2 SUBDIVISION
AND AUTHORIZING RELEASE OF INSTRUMENTS OF CREDIT

WHEREAS, Joe Trombetta and Helen Trombetta, husband and wife, subdividers of Vintage Faire No. 2 subdivision, have filed Instruments of Credit for faithful performance and labor and materials in the amount of \$166,500 and \$83,250 respectively to guarantee improvements in Vintage Faire No. 2 subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated December 14, 1977 indicates that all work required by the subdivision agreement has been completed to the satisfaction of the Public Works Department; and

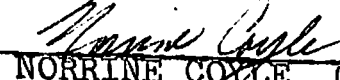
WHEREAS, the Director of Public Works has indicated that it would be in order for the City Council to accept the improvements in said subdivision as complete and authorize the City Clerk to file notice of completion and release the Instruments of Credit upon expiration of the statutory period.

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

1. The improvements in Vintage Faire No. 2 subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Instrument of Credit for faithful performance in the amount of \$166,500 upon recording of notice of completion.
3. The City Clerk is hereby authorized to release the Instrument of Credit for labor and materials in amount of \$83,250 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 19th day of December, 1977, by Councilmember Dunlap, 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: Dunlap, Elliott, Kullijian, Lang,
Mensing, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Siefkin

ATTEST: 
NORRINE COYLE, City Clerk

1.

Block 553 - McHenry Avenue-Elmwood Avenue/Stoddard Avenue-Elmwood Court

<u>NAME</u>	<u>LOT</u>	<u>AMOUNT</u>
Manuel M. Acosta	14 & 15	\$103.25
Glenn A. Sauli	16 & 17	\$103.25
Dale Moon	18 & 19	\$103.25
Anna M. Campbell	20 & 21	\$103.25
Joseph J. Mingham, Jr.	portion	\$196.19
Paul E. Aebersold	1 thru 6	\$289.98
Texaco, Inc.	7 thru 12	\$309.77

ALLEY PROJECT NO. 6

Block 6075 Pearl Street - Orangeburg Avenue/Tully Road - Tebbutt

<u>NAME</u>	<u>LOT</u>	<u>AMOUNT</u>
William J. Brandemuehl	portion	\$153.51
Clarence Yohanan	portion	\$157.50
Harry David Miller	portion	\$151.03
James Thomas Watson III	portion	\$151.03
Marion W. Click	portion	\$141.10
Rayno W. Howard	portion	\$460.22
Glen A. Delaplane	portion	\$291.24

ALLEY PROJECT NO. 6Block 6628 - Kingsbury Avenue-Mount Vernon Drive/Uhlig Avenue-Hemminger Way

<u>NAME</u>	<u>LOT</u>	<u>AMOUNT</u>
William A. Auda	14	\$149.76
Anthony I. Seliski	15	\$125.06
LaSalle Christensen	16	\$125.06
Irvin P. Cox	17	\$125.06
Campos Gumaro Diaz	18	\$125.06
Fred R. Crane	19	\$125.06
Axel F. Johnson	20	\$131.08
Cleo U. Clark	21	\$123.01
Audrey L. King	22	\$125.06
Olen R. Gee	23	\$125.06
Allan L. Bowlin	24	\$125.06
Manuel A. Silva	25	\$125.06
J. Warren Leether	26	\$155.40
Frank E. Post	13	\$155.79
Harold L. Gray	12	\$125.06
Alceda E. Hayes	11	\$125.06
Jeffrey S. Jumper	10	\$125.06
Jerry C. Mattox	9	\$125.06
Harold B. Shaw	8	\$125.06
Les L. Prasad	7	\$125.06
Paul R. Naber	6	\$129.03
Bob G. Usrey	5	\$125.06
Raymond V. Ereda	4	\$125.06
Joe T. Guerrero	3	\$125.06
Richard Harrison	2	\$125.06
Guy Benning	1	\$149.37

ALLEY PROJECT NO. 6

Block 6701 - Bispo Drive-Briggsmore Avenue/Winning Avenue-Tully Road

<u>NAME</u>	<u>LOT</u>	<u>AMOUNT</u>
Cleveland J. Stockton and Sanders Const. Co.	portion	\$283.38
David L. Graham	14	\$138.33
Ralph Rea	13	\$137.46
Carl Ross Costley	12	\$137.46
Dixie Tollander	11	\$137.46
Glen R. Terryberry	10	\$137.46
John Magaddino	9	\$137.46
Frank J. Azevedo	8	\$136.60
John R. Dryden	7	\$138.27
Ricardo A. Carranza	1	\$136.66
Sody Veras	2	\$137.46
Eliel V. DeSouza	3	\$137.46
Rachel M. Zenard	4	\$137.46
Gerald A. Landers	5	\$137.46
Earl L. Bell	6	\$137.46

ALLEY PROJECT NO. 6

Block 6805-Bowen Avenue-Nancy Court/LaVilla Rose Court-Enslin Avenue

<u>NAME</u>	<u>LOT</u>	<u>AMOUNT</u>
Albert L. Nelson	portion	\$113.94
Gerald J. Marasovich	portion	\$123.20
Richard G. Waring	portion	\$114.10
Lewis C. Rash	portion	\$123.20
Robert R. Hedgepeth	portion	\$123.20
Jeannette Westerink	portion	\$123.20
Merlin Duane Dengerink	portion	\$123.20
William L. McSwain, Jr.	portion	\$123.20
Harold J. Finley	portion	\$123.20
Helen Andritsis	portion	\$123.20
Nora Naraghi	portion	\$123.40
Paul E. Porter	portion	\$236.35
Anne Welch	portion	\$128.13
Lloyd E. Raymond	31	\$146.91
Kathryn L. Wahl	30	\$137.98
Robert V. Grandstaff	29	\$137.98
Edward B. Liljebld	28	\$137.98
Stephen S. Locke	27	\$137.98
Helen R. Foletta	26	\$137.98
Donald L. Miller	25	\$210.58
Clarence A. Tallent	24	\$159.67

Block 6834 - Leveland Avenue-Fleetwood Drive-Sherwood Avenue

<u>NAME</u>	<u>LOT</u>	<u>AMOUNT</u>
Arthur G. Palme	17	\$201.47
Charles K. Huston, Sr.	18	\$183.94
Rowland H. Gum	19	\$186.02
Carl J. Schuetze, Jr.	20	\$185.40
Charles F. Hewitt	21	\$185.40

3.

<u>NAME</u>	<u>LOT</u>	<u>AMOUNT</u>
Zoe E. Gross	22	\$185.40
Ginnie T. Stocker	23	\$185.40
Elmo Wilson, Sr.	24	\$195.06
William M. Schendel	16	\$181.94
Raymond H. Benefield	15	\$176.95
Frank H. Lowry	14	\$191.58
John D. Anderson	13	\$207.65
Ernest K. Gowdy	12	\$205.55
A. E. Ghilotti	11	\$195.70
Wilson F. Bader 10	10	\$348.70

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1329

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
COUNTY OF STANISLAUS PERTAINING TO THE SUTTER-COLORADO ADDITION

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and County of
Stanislaus

~~for~~ pertaining to the Sutter-Colorado Addition

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
December , 1977, by Councilmember Dunlap , who moved
its adoption, which motion being duly seconded by Councilmember
Mensingher , was upon roll call carried and the resolution adopted
by the following vote:

AYES: Councilmembers: Dunlap, Elliott, Kullijian, Lang,
Mensingher
NOES: Councilmembers: Mayor Davies
ABSENT: Councilmembers: Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1330

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 2-3-8 OF THE ZONING MAP (Milton David)

WHEREAS, the Modesto City Planning Commission held a public hearing on December 6, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 2-3-8 of the Zoning Map to prezone to P-D to permit construction of a neighborhood shopping center and a 122-unit multiple family residential complex, property located at the southwest corner of Pelandale and Dale the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-217 recommending to the Council that pre zoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 2-3-8 of the Zoning Map be set for January 9, 1978 at 7:45 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed pre zoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of December, 1977, by Councilmember Dunlap, 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:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Siefkin

ATTEST:


NORRINE COYLE, City Clerk

ALL that certain real property situate in a portion of the North half of the Southeast quarter of the Southeast quarter of Section 2, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, in the County of Stanislaus, State of California, described as follows:

BEGINNING at the Northeast corner of said North half of the Southeast quarter of the Southeast quarter of Section 2, said corner being at the intersection of the center lines of Pelandale Avenue and Dale Road; thence South $0^{\circ}18'47''$ West along said center line of Dale Road, a distance of 662.24 feet; thence South $89^{\circ}54'45''$ West 1020.59 feet; thence North $0^{\circ}18'23''$ East 662.91 feet to the aforementioned center line of Pelandale Avenue; thence North $89^{\circ}57'$ East along said center line of Pelandale Avenue a distance of 1020.67 feet to the point of beginning.

Containing 15.52 Acres Gross

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1331

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 8-3-9 OF THE ZONING MAP (Norman Winsor)

WHEREAS, the Modesto City Planning Commission held a public hearing on December 6, 1977, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 8-3-9 of the Zoning Map to rezone from R-1 to P-D to permit construction of a multiple family residential complex property located on the north side of Standiford Ave. east of Columbine Drive
the following described property:

Parcel A of Book 5 of Parcel Maps, Page 62, Stanislaus County Records.

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 77-216 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 8-3-9 of the Zoning Map be set for January 9, 1978 at 7:50 in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of December, 1977, by Councilmember Dunlap, 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:	Dunlap, Elliott, Kullijian, Lang, Mensinger, Mayor Davies
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1332

A RESOLUTION REJECTING APPLICATION FOR LEAVE TO PRESENT LATE CLAIM ON BEHALF OF CLAIMANT, CESARIA PONCE, RECEIVED IN THE OFFICE OF THE CITY CLERK, CITY OF MODESTO

WHEREAS, an application for leave to present late claim on behalf of claimant, Cesaria Ponce, against the City of Modesto was received on December 19, 1977 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, Cesaria Ponce, against the City of Modesto, received on December 19, 1977 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 27th day of December, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Siefkin

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1333

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON APPEAL BY D. GARY WEST TO PLANNING COMMISSION DECISION TO A REQUEST BY WEST BEN, INC., TO REZONE FROM R-1 AND H-1 TO P-D, PROPERTY ON SISK ROAD SOUTH OF RUMBLE ROAD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that January 23, 1978 , at 7:45 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of appeal by D. Gary West to Planning Commission decision to a request by West Ben, Inc., to rezone from R-1 and H-1 to P-D, property on Sisk Road south of Rumble Road.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of December , 1977, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Kullijian , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Siefkin

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1334

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR CONSTRUCTION OF UTILITY BUILDING AT REVAR D PARK

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

SECTION 1. The plans and specifications for construction of utility building at Revard 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 24, 1978 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of December, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Siefkin

ATTEST: Norrine Coyne
NORRINE COYNE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1335

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR FURNISHING ONE FRONT-END CLAW LOADER

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

SECTION 1. The plans and specifications for furnishing one front-end claw loader

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 31, 1978 at 2:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of December, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1336

**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 January 21, 1978, at 2:15 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of December 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Siefkin

ATTEST: *Norrine Coyne*
NORRINE COYNE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1337

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR MODIFICATION OF TRAFFIC SIGNALS ON COFFEE ROAD AT BRIGGSMORE
AVENUE

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

SECTION 1. The plans and specifications for modification of traffic
signals on Coffee Road at Briggsmore 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 January 24, 1978, at 2:00 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 at its next
regular meeting.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 27th day of
December 1977, by Councilmember Lang, who moved
its adoption, which motion being duly seconded by Councilmember
Kullijian, was upon roll call carried and the resolution adopted
by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger,
Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Siefkin

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1338

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF WATERLINES IN TOWERY PLAZA AND WATERLINE EXTENSION IN GAYLE AVENUE

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

SECTION 1. The plans and specifications for construction of waterlines in Towery Plaza and waterline extension in Gayle 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 January 10, 1978, 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of December 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember

Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Siefkin

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1339

A RESOLUTION ACCEPTING THE CONSTRUCTION OF SUBTRUNK SEWER IN EAST ORANGEBURG AVENUE FROM CHRISTOPHER COURT TO GLENBROOK WAY (Western Pipeline Co.)

WHEREAS, a report has been filed by the Director of Public Works that the construction of subtrunk sewer in East Orangeburg Avenue from Christopher Court to Glenbrook Way has been completed by Western Pipeline Co.

in accordance with the contract agreement dated August 18, 1977

NOW, THEREFORE, BE IT RESOLVED that the construction of subtrunk sewer in E. Orangeburg Ave. from Christopher Ct. to Glenbrook Way be accepted from said contractor, Western Pipeline Co.

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$60,249.14 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 December, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1340

A RESOLUTION APPROVING A DEVELOPMENT PLAN
FOR PLANNED-DEVELOPMENT ZONE, P-D(176).
(NORMAN WINSOR)

WHEREAS, a verified application for an amendment to Sections 7-3-9 and 12-3-8 of the Zoning Map was filed by Norman Winsor on October 17, 1977, to prezone to General Commercial Zone, C-2, property located at the northwest corner of Standiford Avenue and Prescott Road extended, and to rezone from R-1 to R-2 and from R-1 to P-D to permit construction of a neighborhood shopping center, property located at the northeast corner of Standiford Avenue and Prescott Road, extended, described as follows:

Rezone R-1 to R-2

All that 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, County of Stanislaus, State of California, described as follows:

COMMENCING at the Southwest corner of said Northwest Quarter of Section 7; thence North $0^{\circ} 42' 15''$ West along the West line of said Northwest Quarter 418.30 feet to the Southeasterly line of the 100 foot wide Modesto Irrigation District Lateral No. 7; thence North $42^{\circ} 26' 00''$ East along said Southeasterly line 553.60 feet to the POINT OF BEGINNING of this description, thence continuing along said Southeasterly line North $42^{\circ} 26' 00''$ East 459.69 to a point on a normal curve from which a radial line bears North $42^{\circ} 26' 00''$ East to the center; thence Southeasterly 107.24 feet along said normal curve concave to the Northeast having a radius of 430.00 feet and a central angle of $14^{\circ} 17' 20''$; thence South $25^{\circ} 22' 55''$ West along a non-tangent line 40.93 feet; thence Southwesterly 80.35 feet along a tangent curve, concave to the Northwest, having a radius of 270.00 feet and a central angle of $17^{\circ} 03' 05''$; thence South $42^{\circ} 26' 00''$ West along a tangent line 224.69 feet; thence South $47^{\circ} 34' 00''$ East 123.59 feet; thence Southeasterly 109.25 feet along a tangent curve, concave to the Southwest, having a radius of 330.00 feet and a central angle of $18^{\circ} 58' 05''$; thence North $61^{\circ} 24' 05''$ East along a radial line 236.53 feet; thence North $89^{\circ} 17' 30''$ East 140.00 feet; thence South $0^{\circ} 42' 30''$ East 107.26 feet; thence North $89^{\circ} 17' 30''$ East 125.00 feet; thence South $0^{\circ} 42' 30''$ East 133.14 feet; thence South $22^{\circ} 12' 36''$ West 50.00 feet; thence South $0^{\circ} 42' 30''$ East

63.80 feet; thence South 89° 17' 30" West 105.53 feet; thence North 0° 42' 30" West 243.00 feet; thence South 67° 32' 04" West 305.25 feet; thence South 82° 10' 25" West 150.00 feet; thence North 24° 36' 31" West 118.47 feet; thence North 47° 34' 00" West 272.37 feet to the point of beginning.

CONTAINING 4.04 acres.

Rezone R-1 to P-D

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° 55' 35" East along the South line of said Northwest Quarter a distance of 757.23 feet; thence North 0° 42' 30" West 526.45 feet; thence Northerly 41.00 feet along a tangent curve, concave to the West, having a radius of 330.00 feet and a central angle of 7° 07' 05"; thence along a radial line South 82° 10' 25" West 130.00 feet; thence North 24° 36' 31" West 118.47 feet; thence North 47° 34' 00" West 272.37 feet to the Southeasterly line of the 100 foot wide Modesto Irrigation District Lateral No. 7; thence South 42° 26' 00" West along said Southeasterly line 553.60 feet to the West line of said Northwest Quarter of Section 7; thence South 0° 42' 15" East along said West line 418.30 feet to the point of beginning.

CONTAINING 11.18 acres.

Prezone to C-2

All that real property situate in a Portion of the Northeast Quarter of Section 12, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, in the County of Stanislaus, State of California, described as follows:

Beginning at the Southeast corner of said Northeast Quarter of Section 12; thence North 0° 42' 15" West along the East line of said Northeast Quarter 418.30 feet to the Southeasterly line of the 100 foot wide Modesto Irrigation District Lateral No. 7; thence along said Southeasterly line Southwesterly 929 feet, more or less, to the South line of said Northeast Quarter of Section 12; thence along said South line Easterly 818 feet, more or less, to the point of beginning.

CONTAINING 3.3 acres.

WHEREAS, a public hearing was held by the Planning Commission on November 15, 1977, 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 public hearing the Planning Commission approved a request of the applicant to withdraw from consideration that portion of the application proposed for C-2 Zone rezoning, and

WHEREAS, after said public hearing held on November 15, 1977, it was found and determined by the Planning Commission that both the proposed R-2 and P-D rezoning are required by public necessity, convenience, and general welfare for the following reasons:

1. The P-D Zone proposal meets all of the specifications of the Modesto Urban Area General Plan and the adopted Neighborhood Shopping Center Policy.
2. The lots proposed to be zoned R-2 are located in an area that is appropriate for such zoning according to the prototype neighborhood plan of the Modesto Urban Area General Plan.

and

WHEREAS, after a public hearing held on December 27, 1977, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Norman Winsor, as modified, for an amendment to Section 7-3-9 of the Zoning Map 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. 1697 -C.S. on the 27th day of December, 1977, reclassifying the above-described property from Low Density Residential Zone, R-1, to Medium Density Residential Zone, R-2, and Planned Development Zone, P-D(176),

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 (176), is hereby approved in accordance with the plan titled "Neighborhood Shopping Center Planned Development - Norman Winsor, Developer", as amended in red on its face, stamped approved by the Planning Commission on November 15, 1977, and on file in the office of the Director of Planning and Community Development, subject to the following conditions:

1. That all development shall be in accordance with said plot plan.
2. That prior to the issuance of a building permit, a landscaping and irrigation plan shall be submitted by the applicant for approval by the Director of Parks and Recreation. The landscaping and the irrigation system shall be installed and maintained in accordance with the approved landscaping and irrigation plan. Irrigation shall be by underground sprinkler system. Landscaping adjacent to the five residential lots at the northeastern corner of the shopping center shall be designated "screen landscaping".
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 development shall be connected to the City of Modesto water and sewer facilities in accordance with the requirements of the Director of Public Works.
5. That all parking and driveway areas shall be improved to City standards including the provisions of Section 10-2.1801, 10-2.1804, and 10-2.1808 of the Municipal Code. All drainage facilities shall be provided in accordance with the requirements of the Director of Public Works.
6. That the applicant shall install four fire hydrants and the pipeline system therefor in accordance with the requirements and to the specifications of the Fire Chief. Said hydrants shall be installed prior to the start of construction.
7. 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 a trash enclosure is used, it shall be constructed of the same building materials used in the main buildings or as approved by the Director of Planning and Community Development.
8. That only those uses specifically permitted in the Neighborhood Commercial (C-1) Zone shall be permitted to locate within the shopping center.

9. That two freestanding shopping center identification signs shall be permitted, one each on the Standiford Avenue and Prescott Road frontages of the shopping center to identify the project. Said freestanding signs shall not exceed 72 square feet in area and 20 feet in height. All additional signs within the shopping center shall comply with the sign requirements of the H-1 Zone. No signs shall be permitted on the northeast face of the drugstore, supermarket, and the building labeled "shops C"; signs shall not be permitted on the northwest face of the drugstore and the building labeled "shops G" with the exception of the westerly 95 feet of the "shops G" building.
10. That all outdoor lighting shall be shielded from adjacent residential areas in accordance with the requirements of the City Engineer.
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 sound-proofed in accordance with the requirements of the Director of Public Works and shall not be located closer than 40 feet to adjacent residentially zoned properties.
12. That all activities in the loading dock areas northeast of the main shopping center structures including the parking of trucks may be conducted only between the hours of 7 a.m. and 10 p.m. of each day.
13. That the loading dock areas northeast of the main shopping center structures may not be used for outside storage of any type of material.
14. That all businesses in the shopping center may be open to the public only between the hours of 7 a.m. and 10 p.m. of each day, seven days a week, unless a use permit is obtained from the Board of Zoning Adjustment, in accordance with the provisions of Article 20 of Chapter 2 of Title X of the Modesto Municipal Code, after a public hearing to allow one or more businesses to open for additional business hours.
15. That the supermarket shall be a minimum size of 20,000 square feet and shall be constructed within the first phase of the project, and shall be the first use to open for business.
16. That prior to occupancy of the shopping center, a masonry wall along the northeast side of the shopping center shall be constructed to an 8-foot height along the five adjacent residential lots and a chainlink fence along the northwest side of the shopping center adjacent to M.I.D. Lateral #7 shall be constructed to a 6-foot height.
17. That if the shopping center develops prior to the filing of the final subdivision map of the Winsor Tract, that the shopping center shall be split from the parent parcel by means of a parcel map with all subsequent street dedications and improvements and dedication of required public utility easements.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D (176) :

That the construction project be accomplished in two phases with the first phase to include the supermarket with construction to commence on or before February 1, 1981, and be completed not later than February 1, 1982.

The second phase shall include the remainder of the shopping center with construction to commence on or before February 1, 1982, and be completed not later than February 1, 1984.

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 reclassifying the above-described property to Planned-Development Zone, P-D (176) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of December, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Siefkin

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. 77-1341

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 (NORMAN WINSOR)

WHEREAS, on December 27, 19 77, the City Council introduced Ordinance No. _____ giving approval to a project relating to an amendment to Section Map 7-3-9 of the Zoning Map of the City of Modesto reclassifying certain property located thereon from Low Density Residential Zone, R-1, to Medium Density Residential Zone, R-2, and Planned Development Zone, P-D(176), 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 delcaration 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 reclassifying certain property located thereon from Low Density Residential Zone, R-1, to Medium Density Residential Zone, R-2, and Planned Development Zone, P-D(176)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of December, 19 77, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Siefkin

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. 77-1342

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. (PAUL M. ZAGARIS)

WHEREAS, on December 27, 1977, the City Council introduced Ordinance No. 1698 giving approval to a project relating to an amendment to Section Map 21-3-9 of the Zoning Map to rezone certain property from Low Density Residential Zone, R-1, to 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 delcaration 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 to rezone certain property from Low Density Residential Zone, R-1, to 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 27th day of December, 1977, by Councilmember Kullijian, 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: Elliott, Kullijian, Lang, Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

A RESOLUTION GRANTING AN ENCROACHMENT PERMIT TO MR. AND MRS. T. L. SCOTT TO CONSTRUCT A SIX-FOOT HIGH FENCE IN SIDEWALK PLANTING STRIP AT 1720 FALMOUTH WAY

WHEREAS, a large irrigation structure with valves and other operating mechanism protruding above the top of the structure exists in the front yard of Mr. and Mrs. T. L. Scott at 1720 Falmouth Way; and

WHEREAS, the irrigation structure is visually incompatible with the neighborhood; and

WHEREAS, Mr. and Mrs. T. L. Scott desire to create a visual barrier for persons on the public right of way; and

WHEREAS, Mr. and Mrs. T. L. Scott propose to construct a six-foot high cedar fence in the public right of way; and

WHEREAS, the Director of Public Works has recommended that an encroachment permit be issued to Mr. and Mrs. T. L. Scott for the construction of a six-foot high cedar fence, subject to certain conditions, for the following reasons:

a. There are exceptional and extraordinary circumstances applicable to the property involved.

b. The proposed fence is necessary for the preservation and enjoyment of a substantial property right possessed by other property in the same vicinity and zone, and denied to the property in question.

c. The erection of the fence will not be materially detrimental to the public welfare or injurious to the property in the vicinity of the Scotts' property.

d. The construction of the fence will not adversely affect the comprehensive General Plan.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that an encroachment permit is hereby granted to Mr. and Mrs. T. L. Scott to construct a six-foot high cedar fence in the public right of way at 1720 Falmouth Way, subject to the following conditions:

1. The fence shall be constructed in accordance with the plot plan submitted by Mr. and Mrs. Scott with their November 22, 1977 letter.

2. Permittee shall obtain a building permit prior to start of construction.

3. Permittee shall be responsible for any and all claims and liabilities for damages caused by the construction of a six-foot high cedar fence in the public right-of-way. In the event any such claim or liability for damages is made against or imposed upon the city or any department, officer or employee thereof, Permittee shall, and by acceptance of this permit agrees to defend, indemnify and hold each of them free and harmless from such claim or liability.

4. Permittee shall provide and keep in force during the life of this permit a policy of public liability and property damage insurance against liability for bodily injury, including accidental death, as well as liability for property damage, which may arise in any way out of the exercise of the rights granted by this permit. The amounts of such insurance shall be as follows:

Public Liability Insurance, in an amount not less than One Hundred Thousand and no/100th (\$100,000.00) Dollars for injury or death to any one person, and Three Hundred Thousand and no/100ths (\$300,000.00) Dollars for injury or death arising from any one accident or occurrence; and

Property Damage Insurance, in an amount not less than Twenty-Five Thousand and no/100ths (\$25,000.00) Dollars.

The policy of insurance so provided shall contain a contractual liability endorsement covering the liability assumed by the Permittee by the terms of the permit and shall contain a provision that such policy may not be cancelled except after ten (10) days' notice in writing to the City Clerk.

A copy of the policy or certificate of insurance evidencing the insurance shall be filed with the City Clerk.

5. This permit is revocable at any time by the City Council. Upon revocation of this permit, Permittee shall remove said fence within thirty (30) days after the date of mailing of notice of said revocation to Permittee at Permittee's last known address.

6. Permittee shall accept this permit in writing, including all of the terms and conditions hereof, in a form acceptable to the City, and no rights or privileges shall be granted hereby until said written acceptance has been received by the City Clerk.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of December, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Siefkin

ATTEST: *Norrine Coyle*
NORRINE COYLE
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1344

A RESOLUTION SETTING TIME AND PLACE FOR HEARING AN AMENDMENT TO THE
UNIFORM CODE FOR THE ABATEMENT OF DANGEROUS BUILDINGS

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that January 9, 1978 , at 7:55 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 amendment to the
Uniform Code for the Abatement of Dangerous Buildings

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 27th day of
December , 1977, by Councilmember Lang , who moved
its adoption, which motion being duly seconded by Councilmember
Kullijian , was upon roll call carried and the resolution adopted
by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Siefkin

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1345

A RESOLUTION AUTHORIZING ISSUANCE OF A PURCHASE ORDER FOR INSTALLATION
OF CURBS AND SIDEWALKS AT 1607 LOCKE ROAD

WHEREAS, the installation of curbs and sidewalks at 1607 Locke Road has been requested as part of the mandatory sidewalk program; and

WHEREAS, the property owner has responded and obtained a contractor to do the work; and

WHEREAS, the cost of the work will be financed through the sidewalk special account with the property owner making payments to the City each year; and

WHEREAS, the contractor for this job is Victor Burton, and the cost of the work to be performed is \$4,493.25.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that issuance of a purchase order to Victor Burton in the amount of \$4,493.25, to install curbs and sidewalks at 1607 Locke Road 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 December, 1977 by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger,
Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Siefkin

ATTEST:



NORRINE COYZE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1346

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND STANISLAUS COUNTY FOR THE RECONSTRUCTION OF CLAUS ROAD BETWEEN YOSEMITE BOULEVARD AND BRIGGSMORE AVENUE

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 reconstruction of Claus Road between Yosemite Boulevard and Briggsmore 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 27th day of December, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Siefkin

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1347

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE FILING OF A NOTICE OF APPROVAL OF THE RECONSTRUCTION OF CLAUS ROAD BETWEEN YOSEMITE BOULEVARD AND BRIGGSMORE AVENUE.

WHEREAS, on December 27, 1977, the City Council adopted Resolution No. 77-1346 giving approval to a cooperative agreement between the City of Modesto and the County of Stanislaus for the reconstruction of Claus Road between Yosemite Boulevard and Briggsmore Avenue, and

WHEREAS, the County of Stanislaus Environmental Review Committee completed an environmental assessment of said project on July 5, 1977, which resulted in a negative declaration as to the environmental impact of said project, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered said 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 Approval in regard to the environmental impact of said project for the reconstruction of Claus Road between Yosemite Boulevard and Briggsmore Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of December, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following votes:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Siefkin

(SEAL)

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

APPROVED AS TO FORM:

By

J. David Fitzsimons
J. DAVID FITZSIMONS, Acting
City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 77-1348

A RESOLUTION OF THE MODESTO CITY COUNCIL OFFERING
NO OBJECTION TO PROPOSED OPEN SPACE CONTRACT
APPLICATION NO. 78-3353 (TED AND THERESA KRAMER)

WHEREAS, an Open Space Contract Application has been referred to the
City of Modesto by the County of Stanislaus, and

WHEREAS, the effect of said application on the City of Modesto has been
fully considered, and

WHEREAS, the City staff has recommended that the Open Space Contract
Application not be opposed,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of
Modesto that it does not oppose Open Space Contract Application No. 78-3353,
(Ted and Theresa Kramer).

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 27th day of December, 1977,
by Councilmember Lang, who moved its adoption, which
motion being duly seconded by Councilmember Kullijian, was
upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Mayor Davies

NOES: Councilmembers: None

ABSENT: Councilmembers: Dunlap, Siefkin

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. 77-1349

A RESOLUTION OF THE MODESTO CITY COUNCIL OFFERING
NO OBJECTION TO PROPOSED OPEN SPACE CONTRACT
APPLICATION NO. 78-3380 (RALPH BAVA)

WHEREAS, an Open Space Contract Application has been referred to the
City of Modesto by the County of Stanislaus, and

WHEREAS, the effect of said application on the City of Modesto has been
fully considered, and

WHEREAS, the City staff has recommended that the Open Space Contract
Application not be opposed,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of
Modesto that it does not oppose Open Space Contract Application No. 78-3380,
(Ralph Bava).

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 27th day of December, 1977,
by Councilmember Lang, who moved its adoption, which
motion being duly seconded by Councilmember Kullijian, was
upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Siefkin

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. 77-1350

A RESOLUTION OF THE MODESTO CITY COUNCIL PROTESTING
THE EXECUTION OF AN OPEN SPACE CONTRACT APPLICATION
NO. 78-3567 (HUGH ADAMS)

WHEREAS, an Open Space Contract Application has been referred
to the City of Modesto by the County of Stanislaus, and

WHEREAS, the effect of said application on the City of Modesto
has been fully considered, and

WHEREAS, the City staff has recommended that the City protest
the execution of said Open Space Contract,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City
of Modesto that it does hereby protest the execution of an Open Space Contract
on Application No. 78-3567 (Hugh Adams).

BE IT FURTHER RESOLVED that this protest be filed with the
Stanislaus County Board of Supervisors and the Stanislaus County Local Agency
Formation Commission and the Local Agency Formation Commission is hereby
requested to hold a hearing and consider this protest as provided for in
Section 51243.5 of the Government 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 27th day of December,
1977, by Councilmember Lang, who moved its
adoption, which motion being duly seconded by Councilmember Kullijian,
was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Siefkin

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. 77-1351

A RESOLUTION OF THE MODESTO CITY COUNCIL OFFERING
NO OBJECTION TO PROPOSED OPEN SPACE CONTRACT
APPLICATION NO. 78-3356 (PETER BAVA)

WHEREAS, an Open Space Contract Application has been referred to the
City of Modesto by the County of Stanislaus, and

WHEREAS, the effect of said application on the City of Modesto has been
fully considered, and

WHEREAS, the City staff has recommended that the Open Space Contract
Application not be opposed,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of
Modesto that it does not oppose Open Space Contract Application No. 78-3356,
(Peter Bava).

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 27th day of December, 1977,
by Councilmember Lang, who moved its adoption, which
motion being duly seconded by Councilmember Kullijian, was
upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Mayor Davies
NOES: Councilmembers: None
ABSENT: Councilmembers: Dunlap, Siefkin

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. 77-1352

A RESOLUTION AMENDING PARAGRAPH (a) OF SECTION
13.4 OF THE PERSONNEL RULES RELATING TO VACATION
ACCRUAL.

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 Manager has recommended an amendment to paragraph (a) of Personnel Rule 13.4 relating to vacation accrual, and

WHEREAS, the City Council has reviewed said amendment to the Personnel Rules as recommended by the City Manager and finds that said amendment promotes the purposes and objectives of the Personnel System,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that paragraph (a) of Section 13.4 of the Personnel Rules be amended to read as follows:

- (a) Effective January 1, 1978, vacation leave shall be accrued according to the following schedule:

- (1) For employees in the classifications of Fire Fighter, Fire Engineer, and Fire Lieutenant, except those employees in the said classifications working a forty hour work week, the following vacation schedule shall apply:

<u>Calendar Year of Continuous Service After Hire Date</u>	<u>24-HOUR SHIFTS</u>	
	<u>Earned Annually</u>	<u>Accrual Per Month</u>
During 1st - 5th	6	1/2
During 6th - 15th	9	3/4
During 16th - thereafter	12	1

- (2) For employees in the classification of Battalion Chief, except those employees in said classification working a forty hour week, the following vacation schedule shall apply:

<u>Calendar Year of Continuous Service After Hire Date</u>	<u>Earned Annually</u>
During 1st - 5th	6 Shifts
During 6th - 10th	9 Shifts
During 11th - 20th	12 Shifts
During 21st - thereafter	15 Shifts

- (3) For employees in the classifications of Police Officer, Detective, and Communications Dispatcher, the following vacation schedule shall apply:

<u>Calendar Year of Continuous Service After Hire Date</u>	<u>WORK DAYS</u>	
	<u>Earned Annually</u>	<u>Accrual Per Month</u>
During 1st - 5th	10	10/12
During 6th - 15th	15	15/12 (1-3/12)
During 16th - thereafter	20	20/12 (1-8/12)

- (4) For all other employees, the following vacation schedule shall apply:

<u>Calendar Year of Continuous Service After Hire Date</u>	<u>Work Days Earned Annually</u>	<u>Work Hours Earned Annually</u>	<u>Work Hours Earned Biweekly</u>
	During 1st - 5th	10	80
During 6th - 10th	15	120	4.6
During 11th - 20th	20	160	6.1
20th and thereafter	25	200	7.7

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of December, 1977, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Kullijian, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Elliott, Kullijian, Lang, Mensinger, Mayor Davies
 NOES: Councilmembers: None
 ABSENT: Councilmembers: Dunlap, Siefkin

ATTEST: Norrine Coyle
 NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By J. David Fitzsimons
 J. DAVID FITZSIMONS, Acting
 City Attorney