

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-1

~~A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND SOUTHERN PACIFIC COMPANY APPROVING EXTENSION OF TIME FOR CITY TO COMMENCE WORK ON KANSAS AVENUE CROSSING~~  
SUPPLEMENTAL

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the ~~agreement~~<sup>supplemental</sup> between the City of Modesto and Southern Pacific Company approving extension of time for City to commence work on ~~for~~ Kansas Avenue crossing (extended to November, 1964)

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said <sup>supplemental</sup> agreement by the designated 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 January , 1964, by Councilman VanderWall , who moved it adoption, which motion being duly seconded by Councilman Shastid , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-2

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND SOUTHERN PACIFIC COMPANY PROVIDING GRANT OF EASEMENT TO THE CITY OF MODESTO FOR PROPOSED CONSTRUCTION OF WATER SYSTEM

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Southern Pacific Company providing grant of easement to the City of Modesto for ~~for~~ the proposed construction of a water system to serve the meat packing area,  
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 January , 1964, by Councilman Shastid , who moved it adoption, which motion being duly seconded by Councilman VanderWall , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-3

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND  
V. V. BIRD FOR SEWER SERVICE TO BIRD TRACT NO. 1 SUBDIVISION

BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that the agreement between the City of Modesto and V. V. Bird

for sewer service to Bird Tract No. 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 6th day of  
January , 1964, by Councilman VanderWall , who moved it adopt-  
ion, which motion being duly seconded by Councilman Shastid ,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-4

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND DEAN F. COOPER AND DONALD GIOTTONINI FOR SEWER SERVICE TO PROPERTY ON SCENIC DRIVE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Dean F. Cooper and Donald Giottonini for sewer service to property on the north ~~for~~ side of Scenic Drive between Brighton and Rose Avenues

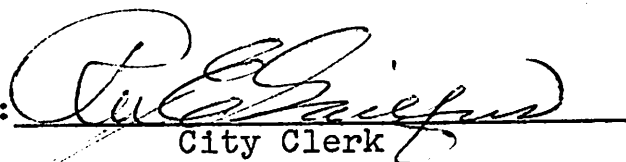
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 January , 1964, by Councilman VanderWall, who moved it adoption, which motion being duly seconded by Councilman Shastid , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-5

A RESOLUTION APPROVING RIGHT OF WAY CONTRACT BETWEEN THE CITY OF MODESTO AND WILLIAM J. SHAFFER AND AGNES B. SHAFFER FOR WIDENING OF TULLY ROAD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the right of way contract between the City of Modesto and William J. Shaffer and Agnes B. Shaffer for the widening of Tully Road be, and it is, hereby approved.

BE IT FURTHER RESOLVED that the execution of said right of way contract by the designated 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 January , 1964, by Councilman Shastid , who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-6

A RESOLUTION REJECTING THE CLAIM OF MYRON W. ANDERSON FOR DAMAGES  
AGAINST THE CITY OF MODESTO

WHEREAS, Myron W. Anderson has filed a claim for damages against the City of Modesto on the 12th day of December, 1963, a copy of which claim is on file in the office of the City Clerk, and

WHEREAS, the claim is in the amount of \$27,000 for injuries alleged to have been sustained on September 24, 1963 as the result of having been thrown from his motorcycle on Highway 99 between B and C Streets, and


WHEREAS, the claim should be rejected by reason of the fact that the City has no liability in this matter.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the claim of Myron W. Anderson against the City of Modesto in the amount of \$27,000 be, and it hereby is, rejected in its entirety, both as to the City of Modesto and the officials therein.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of January, 1964, by Councilman Shastid , who moved its adoption, which motion being duly seconded by Councilman Hughes , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
\_\_\_\_\_  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-7

A RESOLUTION APPROVING RIGHT OF WAY CONTRACT BETWEEN THE CITY OF MODESTO AND FRED W. AND LYDIA M. ROBILLARD FOR WIDENING OF TULLY ROAD

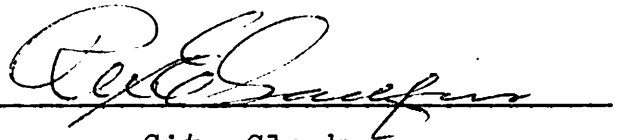
BE IT HEREBY RESOLVED by the Council of the City of Modesto that the right of way contract between the City of Modesto and Fred W. and Lydia M. Robillard for the widening of Tully Road be, and it is, hereby approved.

BE IT FURTHER RESOLVED that the execution of said right of way contract by the designated 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 January, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:



City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-8

A RESOLUTION GRANTING A VARIANCE TO HUMBLE OIL AND REFINING COMPANY TO INSTALL TEMPORARY PAVING ADJACENT TO A SERVICE STATION LOCATED AT THE SOUTHWEST CORNER OF YOSEMITE BOULEVARD AND SOUTH SANTA CRUZ AVENUE

WHEREAS, Humble Oil and Refining Company has submitted a request for a variance to install temporary paving from the property line into the City street right of way 25 feet, more or less, into that portion of South Santa Cruz Avenue adjacent to a service station located on the southwest corner of Yosemite Boulevard and South Santa Cruz Avenue, and

WHEREAS, Section 7-1.203(c) of the Municipal Code provides that no sidewalk, driveway, driveway approach, curb, or curb and gutter shall be constructed other than of concrete unless special permission therefor has first been obtained from the Council, and

WHEREAS, the Director of Public Works has recommended that the request be granted, and

WHEREAS, said applicant has waived the five-day written notice of the hearing required by the Municipal Code;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Humble Oil Company be granted a variance to Section 7-1.203(c) of the Municipal Code to install temporary paving from the property line out into the City street right of way 25 feet, more or less, into South Santa Cruz Avenue, at service station property located on the southwest corner of Yosemite Boulevard and South Santa Cruz Avenue, subject to the following conditions:

1. That the permit is revocable upon demand of the Council of the City of Modesto.
2. That the permittee indemnify and save the City harmless from any and all damages, costs and charges of any kind or character arising out of the rights granted by this permit.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 1964, by Councilman Shastid, who moved its adoption, which

motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-9

A RESOLUTION ACCEPTING THE BID OF WILLEY PRINTING COMPANY FOR THE PRINTING OF REVISED AND SUPPLEMENTAL CODE PAGES FOR THE CALENDAR YEAR 1964

WHEREAS, Resolution No. 63-538, adopted by the Council of the City of Modesto on Dec. 9, 1963, approved the ~~plans~~ ~~and~~ specifications for the printing of revised and supplemental code pages for the calendar year 1964 and authorized the calling for bids, and

WHEREAS, the bids received for the printing of revised and supplemental code pages for the calendar year 1964 were opened at 2:00 P.M., January 7, 1964, and later tabulated by the ~~Public Works Department~~ <sup>City Clerk</sup> for the consideration of the Council, and

WHEREAS, the ~~Director of Public Works~~ <sup>City Clerk</sup> has recommended that the bid of Willey Printing Company in the amount of \$10.82 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 Company in the amount of \$10.82 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 13th day of January, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:   
CITY CLERK

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-10

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND  
SOUTHERN PACIFIC COMPANY FOR SIDEWALKS ON WEST SIDE OF NINTH STREET  
BETWEEN H AND K STREETS

BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that the agreement between the City of Modesto and Southern Pacific  
Company for sidewalks on west side of Ninth Street between H and  
~~for~~ K Streets

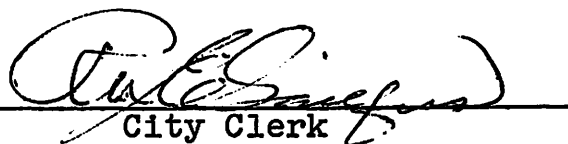
be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting  
of the Council of the City of Modesto held on the 13th day of  
January , 1964 , by Councilman Shastid , who moved it adopt-  
ion, which motion being duly seconded by Councilman Tabbert ,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES:	Councilmen:	Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-11

A RESOLUTION APPROVING APPROPRIATION TRANSFER TO PURCHASE  
ROTARY INDEX FILE FOR POLICE-COMMUNICATIONS BUILDING

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


From:	Special Fund for Capital Outlays Police Building & Communications Center (321/5201)	\$600
To:	Police Building Furnishings (5501)	\$600

To appropriate funds for the purchase of a rotary  
index file for the Police and Communications  
Building.

The foregoing resolution was introduced at a regular  
meeting of the Council of the City of Modesto held on the  
13th day of January, 19 64, by Councilman  
Shastid, who moved its adoption, which motion  
being duly seconded by Councilman VanderWall  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-12

A RESOLUTION REFERRING THE APPLICATION OF THE MODESTO COVENANT CHURCH FOR A CONDITIONAL USE PERMIT BACK TO THE BOARD OF ZONING ADJUSTMENT AND REQUESTING THAT THE APPLICATION BE REHEARD

WHEREAS, an application for a conditional use permit to construct church buildings in Block 12949 of the City of Modesto was filed by Reverend Luverne W. Sands in behalf of the Modesto Covenant Church on November 13, 1963, and

WHEREAS, the Board of Zoning Adjustment at a public hearing held on December 5, 1963, granted a conditional use permit to Modesto Covenant Church for construction of church buildings in Block 12949 subject to certain conditions, and

WHEREAS, an appeal to the decision of the Board of Zoning Adjustment granting a conditional use permit to Modesto Covenant Church was filed with the City Clerk on December 18, 1963, by W. S. Tickle on the basis of an alleged error on the map posted in advertising the hearing, and

WHEREAS, said appeal was set for public hearing before the Council on January 13, 1964, at 8:00 P.M., and after hearing evidence, both oral and documentary, the Council found and determined that:

1. Both the area residents and the Board of Zoning Adjustment were under misapprehension of the facts at the December 5, 1963, hearing, inasmuch as the notices advertising the hearing were erroneously prepared;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the application of the Modesto Covenant Church for a conditional use permit be, and it is hereby referred back to the Board of Zoning Adjustment for proper advertising, posting and rehearing.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 1964, by Councilman Mitchell, who moved its adoption,

which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
Mayor Johansen  
NOES: Councilmen: VanderWall  
ABSENT: Councilmen: None

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-13

A RESOLUTION APPROVING <sup>LEASE</sup>/AGREEMENT BETWEEN THE CITY OF MODESTO AND  
GLEN WHEAT FOR THE LEASING OF LAND AT FUTURE DOWNEY PARK PROPERTY  
FOR THE SUM OF 15% OF GROSS PROCEEDS

BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that the <sup>lease</sup>/agreement between the City of Modesto and Glen Wheat  
for the leasing of land at future Downey Park property for the sum  
~~for~~ of fifteen percent (15%) of the gross proceeds, commencing  
January 13, 1964, and ending December 31, 1964  
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said <sup>lease</sup>/agreement  
by the designated 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  
January , 1964, by Councilman VanderWall , who moved it adopt-  
ion, which motion being duly seconded by Councilman Tabbert ,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert ,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

RE-  
A RESOLUTION/APPOINTING MEMBER OF THE/LIBRARY AND CULTURE  
COMMISSION (Barbara Crowley, for the period January 1, 1964,  
to January 1, 1968)

MODESTO

WHEREAS, Section 1100 of the Charter of the City of Modesto requires the City Council to appoint members to various Boards and Commissions, and

WHEREAS, the term of Barbara Crowley on the Modesto Library & Culture Comm. expires on January 1, 1964,

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 Library & Culture Commission for the respective term as indicated:

Barbara Crowley, for the period January 1, 1964, to January 1, 1968.

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the Modesto Library and 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 January, 196<sup>4</sup>, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-15

RE  
A RESOLUTION/APPOINTING MEMBER OF THE MODESTO CITY PERSONNEL  
COMMISSION (James R. Morgenson, for the period January 1, 1964,  
to January 1, 1968)

WHEREAS, Section 1100 of the Charter of the City of Modesto  
requires the City Council to appoint members to various Boards and  
Commissions, and

WHEREAS, the term of James R. Morgenson on the Modesto City  
Personnel Commission expires on January 1, 1964,

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 Personnel Commission for the respective term  
as indicated:

James R. Morgenson, for the period January 1, 1964, to  
January 1, 1968.

SECTION 2. The City Clerk is hereby directed to transmit a  
copy of this resolution to the newly appointed member of the Modesto  
City 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 13th day of January,  
1964, by Councilman VanderWall, who moved its adoption, which  
motion being duly seconded by Councilman Shastid, was upon roll  
call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:

  
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-16

RE-  
A RESOLUTION/APPOINTING MEMBER OF THE MODESTO CITY PERSONNEL  
COMMISSION (Frank Russo, for the period January 1, 1964, to  
January 1, 1968)

WHEREAS, Section 1100 of the Charter of the City of Modesto  
requires the City Council to appoint members to various Boards and  
Commissions, and

WHEREAS, the term of Frank Russo on the Modesto City  
Personnel Commission expires on January 1, 1964,

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 Personnel Commission for the respective term  
as indicated:

Frank Russo, for the period January 1, 1964, to  
January 1, 1968.

SECTION 2. The City Clerk is hereby directed to transmit a  
copy of this resolution to the newly appointed member of the Modesto  
City 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 13th day of January,  
1964, by Councilman VanderWall, who moved its adoption, which  
motion being duly seconded by Councilman Mitchell, was upon roll  
call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST.   
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-17

RE-  
A RESOLUTION/APPOINTING MEMBER OF THE MODESTO CITY PLANNING  
COMMISSION (Alan E. Freeborn, for the period January 1, 1964,  
to January 1, 1968)

WHEREAS, Section 1100 of the Charter of the City of Modesto  
requires the City Council to appoint members to various Boards and  
Commissions, and

WHEREAS, the term of Alan E. Freeborn on the Modesto City  
Planning Commission expires on January 1, 1964,

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 Planning Commission for the respective term  
as indicated:

Alan E. Freeborn, for the period January 1, 1964, to  
January 1, 1968.

SECTION 2. The City Clerk is hereby directed to transmit a  
copy of this resolution to the newly appointed member of the Modesto  
City 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 13th day of January,  
1964, by Councilman Patton, who moved its adoption, which  
motion being duly seconded by Councilman Shastid, was upon roll  
call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:   
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-18

RE-  
A RESOLUTION/APPOINTING MEMBER OF THE MODESTO CITY BOARD OF  
ZONING ADJUSTMENT (Elwood G. Schroeder, for the period January 1,  
1964, to January 1, 1968)

WHEREAS, Section 1100 of the Charter of the City of Modesto  
requires the City Council to appoint members to various Boards and  
Commissions, and

WHEREAS, the term of Elwood G. Schroeder on the Modesto City  
Board of Zoning Adjustment  
expires on January 1, 1964,

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 Board of Zoning Adjustment for the respective term  
as indicated:

Elwood G. Schroeder, for the period January 1, 1964,  
to January 1, 1968.

SECTION 2. The City Clerk is hereby directed to transmit a  
copy of this resolution to the newly appointed member of the Modesto  
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 13th day of January,  
1964, by Councilman Patton, who moved its adoption, which  
motion being duly seconded by Councilman VanderWall, was upon roll  
call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:   
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-19

RE-  
A RESOLUTION/APPOINTING MEMBER OF THE MODESTO CITY BOARD OF  
ELECTRICAL EXAMINERS (Lawrence H. DeWitt, for the period January 1,  
1964, to January 1, 1968)

WHEREAS, Section 1100 of the Charter of the City of Modesto  
requires the City Council to appoint members to various Boards  
and Commissions, and

WHEREAS, the term of Lawrence H. DeWitt on the Modesto City  
Board of Electrical Examiners expires on January 1, 1964;

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 Board of Electrical Examiners for the respective term  
as indicated:

Lawrence H. DeWitt, for the period January 1, 1964,  
to January 1, 1968.

SECTION 2. The City Clerk is hereby directed to transmit  
a copy of this resolution to the newly appointed member of the  
Modesto City Board of Electrical Examiners 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  
January, 1964, by Councilman Patton, who moved its adoption, which  
motion being duly seconded by Councilman VanderWall, was upon roll  
call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:   
CITY CLERK

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-20

A RESOLUTION ACCEPTING THE BID OF GRISWOLD AND WIGHT FOR  
AUTOMOTIVE EQUIPMENT

WHEREAS, Resolution No. 63-550, adopted by the Council  
of the City of Modesto on Dec. 23, 1963, approved the plans  
and specifications for the purchase of automotive equipment

and authorized the calling for bids, and

WHEREAS, the bids received for the automotive equipment  
were opened at 2:00 P.M., January 14, 1964, and later tabulated  
by the ~~Public Works~~<sup>Finance</sup> Department for the consideration of the  
Council, and

WHEREAS, the ~~Director of Public Works~~<sup>Purchasing Agent</sup> has recommended that  
the bid of Griswold and Wight for Items 1 thru 6, incl., 4-dr sedans;  
Items 8 thru 17, 1/2 ton pickups; Item 18, 3/4 ton pickup; Item 19,  
1 ton pickup; Item 21, 2 ton dump truck; Item 22, 4-dr station wagon  
and Item 23, 4-dr sedan, for a net amount of \$33,749.29  
be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City  
of Modesto that the bid of Griswold and Wight for the automotive  
equipment listed above for the net amount of \$33,749.29  
be accepted and the execution of a contract for the completion of  
the project by the City's designated officials be authorized.


The foregoing resolution was introduced at a regular meeting  
of the Council of the City of Modesto held on the 20th day of  
January, 1964, by Councilman VanderWall, who moved its  
adoption, which motion being duly seconded by Councilman Tabbert  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:

  
CITY CLERK

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-21

A RESOLUTION ACCEPTING THE BID OF DEAN JONES, INC., FOR  
AUTOMOTIVE EQUIPMENT

WHEREAS, Resolution No. 63-550, adopted by the Council of the City of Modesto on Dec. 23, 1963, approved the plans and specifications for the purchase of automotive equipment and authorized the calling for bids, and

WHEREAS, the bids received for the automotive equipment were opened at 2:00 PM, January 14, 1964, and later tabulated by the ~~Public Works Department~~ <sup>Finance Department</sup> for the consideration of the Council, and

WHEREAS, the ~~Director of Public Works~~ <sup>Purchasing Agent</sup> has recommended that the bid of Dean Jones, Inc., for Item 7, 4-dr sedans (3); Item 20, 2 ton dump truck and Item 28, 2 ton dump truck for the net amount of \$15,176.84 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Dean Jones, Inc., for the automotive equipment listed above for the net amount of \$15,176.84 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 20th day of January, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
CITY CLERK

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-22

A RESOLUTION ACCEPTING THE BID OF VALLEY RAMBLER FOR  
AUTOMOTIVE EQUIPMENT

WHEREAS, Resolution No. 63-550, adopted by the Council of the City of Modesto on Dec. 23, 1963, approved the plans and specifications for the purchase of automotive equipment and authorized the calling for bids, and

WHEREAS, the bids received for the automotive equipment were opened at 2:00 PM, January 14, 1964, and later tabulated by the ~~Public Works~~<sup>Finance</sup> Department for the consideration of the Council, and

WHEREAS, the ~~Director of Public Works~~<sup>Purchasing Agent</sup> has recommended that the bid of Valley Rambler for Items 24, 25, 26 and 27, 2-dr sedans, for the net amount of \$5,774.91 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 Rambler for the automotive equipment listed above for the net amount of \$5,774.91 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 January, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
CITY CLERK

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-23

A RESOLUTION ACCEPTING THE BID OF PETERSON & HARRIS CO. FOR  
REPAINTING OF SUBMERGED METAL AND CONCRETE SURFACES - SEWAGE  
TREATMENT PLANT

WHEREAS, Resolution No. 63-552, adopted by the Council  
of the City of Modesto on Dec. 23, 1963, approved the plans  
and specifications for the repainting of submerged metal and  
concrete surfaces - Sewage Treatment Plant  
and authorized the calling for bids, and

WHEREAS, the bids received for the repainting of sub-  
merged metal and concrete surfaces - Sewage Treatment Plant  
were opened at 2:15 PM, January 7, 1964, and later tabulated  
by the Public Works Department for the consideration of the  
Council, and

WHEREAS, the Director of Public Works has recommended that  
the bid of Peterson & Harris Co. in the amount of \$7,000  
be accepted as the lowest responsible bid.

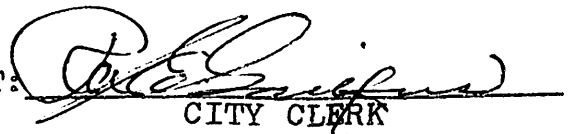
NOW, THEREFORE, BE IT RESOLVED by the Council of the City  
of Modesto that the bid of Peterson & Harris Co.

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  
January, 1964, by Councilman Shastid, who moved its  
adoption, which motion being duly seconded by Councilman VanderWall,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
CITY CLERK

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-24

A RESOLUTION BY THE MODESTO CITY COUNCIL EXTENDING GREETINGS TO ITS SISTER CITY, BARRANQUILLA, COLOMBIA, AND ITS CITIZENS, AND DESIGNATING OFFICIAL REPRESENTATIVES OF THE CITY OF MODESTO

WHEREAS, Modesto's Sister City relationship with Barranquilla, Colombia, is a source of much community pride and satisfaction, and

WHEREAS, the spirit of brotherhood and goodwill so warmly demonstrated by Barranquilla representatives has been much appreciated, and

WHEREAS, Councilman and Mrs. William R. Mitchell will visit Barranquilla during its Mardi Gras;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Councilman and Mrs. William R. Mitchell are hereby designated as official representatives of the City of Modesto and are hereby authorized to extend to the people of Barranquilla for the Modesto City Council and for the citizens of Modesto the greetings and best regards of this community, and to express sincere appreciation of the strengthening of the ties of fellowship and unity between our two cities.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

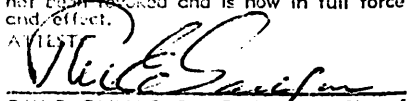
AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
\_\_\_\_\_  
City Clerk

The foregoing is a correct copy of the original on file in this office which has not been revoked and is now in full force and effect.

ATTEST:

  
\_\_\_\_\_  
REX E. GAILFUS, City Clerk of the City of Modesto, County of Stanislaus, State of California  
1/22/64

MODESTO CITY COUNCIL,  
RESOLUTION NO. 64-25

A RESOLUTION OF THE MODESTO CITY COUNCIL EXTENDING GREETINGS TO ITS SISTER CITY, BARRANQUILLA, COLOMBIA, AND ITS CITIZENS, AND DESIGNATING OFFICIAL REPRESENTATIVES OF THE CITY OF MODESTO

WHEREAS, Modesto's Sister City relationship with Barranquilla, Colombia, is a source of much community pride and satisfaction, and

WHEREAS, the spirit of brotherhood and goodwill so warmly demonstrated by Barranquilla representatives has been much appreciated, and

WHEREAS, Mr. Deet von Eichel will visit Barranquilla during its Mardi Gras;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Mr. Deet von Eichel is hereby designated as official representative of the City of Modesto and is hereby authorized to extend to the people of Barranquilla for the Modesto City Council and for the citizens of Modesto the greetings and best regards of this community, and to express sincere appreciation of the strengthening of the ties of fellowship and unity between our two cities.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

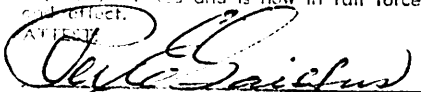
AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

The foregoing is a correct copy of the original on file in this office which has not been reviewed and is now in full force and effect.

ATTEST:

  
X. J. [Name], City Clerk of the City of Modesto, County of Stanislaus, State of California  
1/22/64

MODESTO CITY COUNCIL  
RESOLUTION NO. 64- 26

A RESOLUTION REFERRING TO THE MODESTO CITY PLANNING COMMISSION A PETITION FOR ANNEXATION OF CERTAIN UNINHABITED TERRITORY TO THE CITY OF MODESTO KNOWN AS CRESTWOOD TERRACE NO. 2 ADDITION.

WHEREAS, a petition has been filed in the office of the City Clerk requesting the annexation of certain uninhabited territory to the City of Modesto, which territory is more specifically described hereinafter, and

WHEREAS, the County Boundary Commission has certified to the definiteness and accuracy of the boundaries of said territory,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said petition for the annexation of the following described uninhabited territory be referred to the Planning Commission for its report and recommendation.

The territory herein referred to is situated in the County of Stanislaus, State of California, and more particularly described as attached hereto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM

BY Allen Grimes  
ALLEN GRIMES, City Attorney

All that real property in the State of California, County of Stanislaus, 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 Southwestern corner of the Crestwood Terrace Addition as per description filed August 22, 1962, as Instrument 31905, Stanislaus County Records, said point also being on the Northern line of the Sherwood Manor Addition as per description filed July 15, 1959, as Instrument 20526 Stanislaus County Records; thence along said Northern line, North 89° 30' West, 659.05 feet, to the Southwestern corner of property conveyed to the Sylvan Union School District as per deed recorded December 18, 1962, as Instrument 47213, Stanislaus County Records; thence along the Western line of said School property, North 00° 45' 30" West, 719.34 feet, to the Northwestern corner of said School property, said point being the Southwestern corner of property conveyed to the City of Modesto as per deed recorded February 14, 1963, as Instrument 6030, Stanislaus County Records; thence along the Western line of said City property, North 00° 45' 30" West, 441.23 feet, to the Northwestern corner of said City property; thence along the Northern line of said City property, South 89° 30' East, 659.21 feet, to the Northeastern corner of said City property; thence along the Eastern line of said City property South 00° 45' East, 240.57 feet; thence South 89° 30' East, 659.29 feet, to a point on the existing City Limits as established by the Walnut Acres Addition as per description filed May 14, 1963, as Instrument 18496, Stanislaus County Records; thence along the City Limits the following bearings and distances, South 00° 44' 30" East, 260.00 feet; thence North 89° 30' West, 659.25 feet; thence South 00° 45' East, 240.00 feet, to the Northwestern corner of the Crestwood Terrace Addition as per description filed August 22, 1962 as Instrument 31905, Stanislaus County Records; thence South 00° 45' East, 420.00 feet to the point of beginning and containing 21.497 Acres more or less.

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-27

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$7,700 TO PROVIDE FUNDS FOR REPAINTING WORK AT THE SEWAGE TREATMENT PLANT

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

From:	Sewer Service Fund (212)	
	General Reserve (600)	\$7,700
To:	Repainting clarifier and spirovortex units at Sewage Treatment Plant	7,700

To provide funds for repainting work at the Sewage Treatment Plant. Contract to Peterson & Harris Co., \$7,000, 10% additional inspection and miscellaneous costs, \$700.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Patton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-28

A RESOLUTION GRANTING A VARIANCE TO ROBERT WATSON, THE PATIO, TO TEMPORARILY INSTALL BLACKTOP PAVING ON REPAIRED AREAS OF A DRIVEWAY PROPOSED TO BE MOVED NORTH A DISTANCE OF TEN FEET

WHEREAS, Robert Watson, The Patio, 1309 McHenry Avenue, Modesto, California, has submitted a request for a variance to install blacktop paving on repaired areas of a driveway proposed to be moved ten feet to the north, and

WHEREAS, Section 7-1.203(c) of the Municipal Code provides that no sidewalk, driveway, driveway approach, curb, or curb and gutter, shall be constructed other than of concrete unless special permission therefor has first been obtained from the Council, and

WHEREAS, said applicant has waived the five-day written notice of the hearing required by the Municipal Code;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Robert Watson be, and he is hereby granted a variance to Section 7-1.203(c) of the Modesto Municipal Code to permit the temporary installation of blacktop paving on repaired areas of a driveway proposed to be moved north for a distance of ten feet, on property located at 1309 McHenry Avenue, Modesto, California, subject to the following conditions:

1. That the permit is revocable upon demand of the Council of the City of Modesto either when the blacktop driveway becomes unsatisfactory, or when other driveways in the block are required to conform to city standards.


2. That the permittee indemnify and save the City harmless from any and all damages, costs and charges of any kind or character arising out of the rights granted by this permit.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of January, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert  
VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:   
Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-29

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR INSTALLATION OF SPRINKLER SYSTEM AT GARRISON  
PARK

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

Section 1. The plans and specifications for installation  
of sprinkler system at Garrison Park,

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

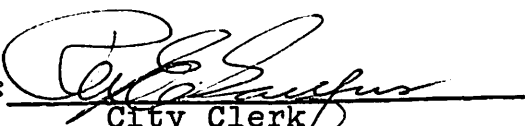
Section 2. The City Clerk is hereby authorized to call  
for public competitive sealed bids for the above named project,  
to be opened in the office of the City Clerk, 801 11th Street,  
in the City of Modesto, on February 11, 1964, at 2:00 P.M.  
and the City Clerk is hereby directed to give notice 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 January, 1964, by Councilman VanderWall,  
who moved its adoption, which motion being duly seconded by  
Councilman Shastid, was upon roll call carried and  
the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-30

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE MODESTO IRRIGATION DISTRICT FOR DEVELOPMENT OF M.I.D. RIGHT OF WAY ADJACENT TO MORAN ESTATES NO. 1 SUBDIVISION PARK SITE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and the Modesto Irrigation District for development of a 75' M.I.D. Lateral No. 2 ~~for~~ right of way adjacent to Moran Estates No. 1 Subdivision park site  
be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of January , 1964, by Councilman VanderWall , who moved it adoption, which motion being duly seconded by Councilman Shastid , was upon roll call carried and the resolution adopted by the following vote:

AYES: . Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-31

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$4,500 TO PROVIDE FUNDS FOR SALARIES AND SUPPLIES FOR VALIDATED PARKING

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

Parking Fund (209)

From:	General Reserve (600)	\$4,500
To:	Validated Lots (322)	1,000
	Salaries and Wages (110)	3,500

To provide salaries and supplies for validated parking.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of January, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-32

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND WILLIAM H. MURRAY FOR APPRAISAL SERVICES ESTABLISHING PER DIEM WAGE RATE OF \$125

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and William H. Murray for appraisal services establishing per diem wage rate of \$125 be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 January , 1964, by Councilman Mitchell , who moved it adoption, which motion being duly seconded by Councilman VanderWall , was upon roll call carried and the resolution adopted by the following vote:

AYES: . Councilmen: Hughes, Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: Shastid  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-33

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND  
ROBERT W. FORD FOR APPRAISAL SERVICES ESTABLISHING PER DIEM  
WAGE RATE OF \$125


BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that the agreement between the City of Modesto and Robert W. Ford  
for appraisal services establishing per diem wage rate of \$125  
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement  
by the designated 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  
January , 1964, by Councilman VanderWall, who moved it adopt-  
ion, which motion being duly seconded by Councilman Mitchell ,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES:	Councilmen:	Hughes, Mitchell, Patton, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	Shastid
ABSENT:	Councilmen:	None

ATTEST: \_\_\_\_\_

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64- 34

A RESOLUTION ESTABLISHING POLICY ON GRANTING OF PERMITS TO DISPLAY BANNERS AND DECORATIONS OVER AND ACROSS STREETS IN THE CITY OF MODESTO AND RESCINDING RESOLUTION NO. 10,013 N.S. AND RESOLUTION NO. 59-424.

WHEREAS, many requests are made to the Council of the City of Modesto for permission to display banners and decorations over and above the City streets, and

WHEREAS, the Council believes that the hanging of such banners and decorations should be kept at a minimum, bearing in mind that there are special occasions or events which in the opinion of the Council are of a greater and more widespread community nature than others; and there are patriotic, civic, educational, charitable and other similar nonprofit organizations desirous of using banners and decorations for the purpose of promoting events of community interest,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that permits may be granted by the City Manager for the placing of banners or decorations of a non-commercial nature over and above the streets of the City of Modesto to patriotic, civic, educational, charitable and other similar nonprofit organizations for special occasions or events which are of community interest, and subject to the following conditions:

1. Before any such banner or decoration may be placed over and across any street in the City, a permit therefor shall first be obtained from the City Manager. All such banners and decorations shall be of a type approved by and shall be installed in the manner prescribed by the City Manager. The City Manager shall have the authority to place whatever conditions or restrictions on the permit and the installation he may deem necessary to protect the public interest.

2. Applications for permits for street banners or decorations shall be submitted to the City Manager not less than fifteen (15) days prior to the proposed date for erection of said banners or decorations.

3. Prior to the granting of a permit to display any banners or decorations over the City streets the applicant shall furnish to the City written evidence of its willingness to indemnify and hold the City harmless from and against any and all costs, damages or liabilities arising out of the erection, maintenance or display of said banners or decorations.

Permittee shall take out and maintain during the life of this permit such public liability and property damage insurance as shall protect it, and any person performing work under this permit, for claims for damages for personal injury, including accidental death, as well as from claims for property damage, which may arise out of the exercise of the rights granted by this permit, whether by itself, or by any subcontractor, or by anyone directly or indirectly employed by either of them, and 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 injuries, including accidental death, to any one person; and, subject to the same limit for each person, in an amount not less than Three Hundred Thousand and no/100ths (\$300,000.00) Dollars on account of one occurrence; and

Property Damage Insurance in an amount not less than Ten Thousand and no/100ths (\$10,000.00) Dollars.

Permittee shall furnish City with satisfactory proof of carriage of the insurance required. Such insurance shall be absolutely noncancellable for a period of not less than five (5) days after notice to the City.

4. Any organization denied a permit for the erection of street banners or decorations by the City Manager may appeal in writing to the City Council by filing with the City Clerk a written notice of such an appeal setting forth the specific grounds thereof. Upon receipt of the notice of appeal in proper form, the City Clerk shall place the matter on the Council agenda for the next regular meeting of the Council.

5. Resolution No. 10,013 N.S. and Resolution No. 59-424 are hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of January, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ALLEN GRIMES, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-35

A RESOLUTION ESTABLISHING SALARY SCHEDULES AND  
FIXING THE COMPENSATION FOR POSITIONS IN THE  
CITY SERVICE. (SWORN POLICE PERSONNEL)

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 "Modesto Schedule of Salary Ranges in the City Service", which is attached hereto and hereby made a part hereof, are hereby established, effective January 1, 1964.

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 "B", entitled "Salary Ranges and Rates for Classes of Positions in the City Service", which is attached hereto and hereby made a part hereof, are hereby established, effective January 1, 1964.

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. SALARY BASIS. The salaries hereby established are on a monthly basis unless otherwise designated.

SECTION 5. 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 6. APPOINTMENTS AND SALARIES. The City Manager is hereby authorized to appoint, in accordance with applicable provisions of the Personnel Ordinance 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 herein 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 7. 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 police personnel serving in special assignments made by the Chief of Police as criminal investigators or juvenile officers in the salary range approved for Police Sergeant.

The City Manager is further authorized, subject to budgetary limitations, to approve the special assignment of one Police Captain as executive assistant to the Chief of Police and second-in-command in the department at a salary rate two (2) ranges (approximately ten (10%) per cent) above the established rate for Police Captain.

The City Manager is further authorized, subject to budgetary limitations, to approve salaries for not to exceed one half (1/2) the authorized Patrolman positions, within the upper range indicated on Exhibit "B" for this class.

**SECTION 8. 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 to the time worked.

SECTION 9. EFFECTIVE DATE. The schedule of salary rates and ranges, and the compensation fixed for classes of positions by this resolution shall be effective retroactively on and after January 1, 1964.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of January, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By

  
ALLEN GRIMES, City Attorney

MODESTO SCHEDULE OF SALARY RANGES IN THE CITY SERVICE

<u>RANGE NO.</u>	<u>STEP A</u>	<u>STEP B</u>	<u>STEP C</u>	<u>STEP D</u>	<u>STEP E</u>	<u>RANGE NO.</u>	<u>STEP A</u>	<u>STEP B</u>	<u>STEP C</u>	<u>STEP D</u>	<u>STEP E</u>
8.5	\$244	\$256	\$269	\$282	\$297	25.4	\$557	\$584	\$613	\$644	\$676
9	250	263	276	289	304	25.5	559	587	616	647	680
9.5	256	269	282	297	311	26	573	602	631	663	696
10	263	276	289	304	319	26.5	587	616	647	680	714
10.5	269	282	297	311	327	27	602	631	663	696	731
11	276	289	304	319	335	27.4	613	644	676	710	746
11.5	282	297	311	327	343	27.5	616	647	680	714	749
12	289	304	319	335	351	28	631	663	696	731	767
12.5	297	311	327	343	359	28.5	647	680	714	749	786
13	304	319	335	351	369	29	663	696	731	767	805
13.5	311	327	343	359	378	29.4	676	710	746	782	821
14	319	335	351	369	387	29.5	680	714	749	786	825
14.5	327	343	359	378	397	30	696	731	767	805	846
15	335	351	369	387	407	30.5	714	749	786	825	866
15.5	343	359	378	397	417	31	731	767	805	846	888
16	351	369	387	407	427	31.5	749	786	825	866	909
16.5	359	378	397	417	438	32	767	805	846	888	932
17	369	387	407	427	449	32.5	786	825	866	909	955
17.5	378	397	417	438	460	33	805	846	888	932	979
18	387	407	427	449	472	33.5	825	866	909	955	1003
18.4	395	415	436	458	481	34	846	888	932	979	1028
18.5	397	417	438	460	483	34.5	866	909	955	1003	1054
19	407	427	449	472	495	35	888	932	979	1028	1079
19.5	417	438	460	483	508	35.5	909	955	1003	1054	1106
20	427	449	472	495	520	36	932	979	1028	1079	1133
20.4	436	458	481	505	530	36.5	955	1003	1054	1106	1162
20.5	438	460	483	508	533	37	979	1028	1079	1133	1190
21	449	472	495	520	546	37.5	1003	1054	1106	1162	1220
21.4	458	481	505	530	557	38	1028	1079	1133	1190	1249
21.5	460	483	508	533	559	38.5	1054	1106	1162	1220	1280
22	472	495	520	546	573	39	1079	1133	1190	1249	1312
22.5	483	508	533	559	587	39.5	1106	1162	1220	1280	1344
23	495	520	546	573	602	40	1133	1190	1249	1312	1378
23.4	505	530	557	584	613	40.5	1162	1220	1280	1344	1411
23.5	508	533	559	587	616	41	1190	1249	1312	1378	1447
24	520	546	573	602	631	41.5	1220	1280	1344	1411	1482
24.5	533	559	587	616	647	42	1249	1312	1378	1447	1519
25	546	573	602	631	663						

SALARY RANGES AND RATES  
for  
CLASSES OF POSITIONS IN THE CITY SERVICE

Exhibit "B"  
(Sworn police personnel)

RANGE 18.4      \$395-415-436-458-481

Parking Enforcement Officer (female)

RANGE 20.4      \$436-458-481-505-530

Parking Enforcement & Fire Officer

RANGE 21.4      \$458-481-505-530-557

Police Patrolman

RANGE 23.4      \$505-530-557-584-613

Police Patrolman (Incentive Pay)  
Policewoman

RANGE 25.4      \$557-584-613-644-676

Police Sergeant

RANGE 27.4      \$613-644-676-710-746

Police Lieutenant

RANGE 29.4      \$676-710-746-782-821

Police Captain

Effective 1-1-64 (Adopted 1-27-64)

Exhibit "B"

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-36

A RESOLUTION FIXING THE COMPENSATION FOR POSITIONS IN THE CITY SERVICE (UNIFORMED FIRE DEPARTMENT EMPLOYEES - GRANTING A 5% INCREASE EFFECTIVE JANUARY 1, 1964)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the uniformed personnel of the Fire Department be granted a five (5%) percent wage increase effective January 1, 1964.

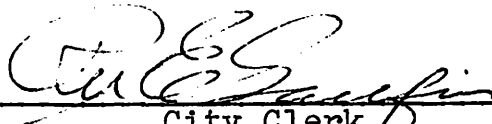
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of January, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, failed to carry by the following vote:

AYES: Councilmen: Mitchell, Tabbert, VanderWall

NOES: Councilmen: Hughes, Patton, Shastid, Mayor Johansen

ABSENT: Councilmen: None

ATTEST:

  
\_\_\_\_\_  
City Clerk

RESOLUTION FAILED TO CARRY

**A RESOLUTION ESTABLISHING SALARY SCHEDULES AND  
FIXING THE COMPENSATION FOR POSITIONS IN THE  
CITY SERVICE. (GENERAL EMPLOYEES)**

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 "Modesto Schedule of Salary Ranges in the City Service", which is attached hereto and hereby made a part hereof, are hereby established, effective January 1, 1964.

**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 E", entitled "Salary Ranges and Rates for Classes of Positions in the City Service", which is attached hereto and hereby made a part hereof, are hereby established, effective January 1, 1964.

**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. SALARY BASIS.** The salaries hereby established are on a monthly basis unless otherwise designated.

**SECTION 5. 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 6. APPOINTMENTS AND SALARIES.** The City Manager is hereby authorized to appoint, in accordance with applicable provisions of the Personnel Ordinance 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 herein 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 7. SPECIAL SALARY RATES.** The City Manager is further authorized, subject to budgetary appropriation control by the City Council, to fix the salary range or rate for part-time or special positions in the Unclassified Service for which he is the appointing authority and which are not designated herein.

**SECTION 8. 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 to the time worked.

**SECTION 9. EFFECTIVE DATE.** The schedule of salary rates and ranges, and the compensation fixed for classes of positions by this resolution shall be effective retroactively on and after January 1, 1964.

**SECTION 10. REPEALS.** Resolution No. 63-49 and Resolution No. 63-361 are hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of January, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

**AYES:** Councilmen: Hughes, Mitchell, Shastid, Tabbert, VanderWall, Mayor Johansen

**NOES:** Councilmen: Patton

**ABSENT:** Councilmen: None

(SEAL)

APPROVED AS TO FORM:

By  ALLEN GRIMES, City Attorney

ATTEST:

  
City Clerk

## MODESTO SCHEDULE OF SALARY RANGES IN THE CITY SERVICE

<u>RANGE NO.</u>	<u>STEP A</u>	<u>STEP B</u>	<u>STEP C</u>	<u>STEP D</u>	<u>STEP E</u>	<u>RANGE NO.</u>	<u>STEP A</u>	<u>STEP B</u>	<u>STEP C</u>	<u>STEP D</u>	<u>STEP E</u>
8.5	\$244	\$256	\$269	\$282	\$297	25.4	\$557	\$584	\$613	\$644	\$676
9	250	263	276	289	304	25.5	559	587	616	647	680
9.5	256	269	282	297	311	26	573	602	631	663	696
10	263	276	289	304	319	26.5	587	616	647	680	714
10.5	269	282	297	311	327	27	602	631	663	696	731
11	276	289	304	319	335	27.4	613	644	676	710	746
11.5	282	297	311	327	343	27.5	616	647	680	714	749
12	289	304	319	335	351	28	631	663	696	731	767
12.5	297	311	327	343	359	28.5	647	680	714	749	786
13	304	319	335	351	369	29	663	696	731	767	805
13.5	311	327	343	359	378	29.4	676	710	746	782	821
14	319	335	351	369	387	29.5	680	714	749	786	825
14.5	327	343	359	378	397	30	696	731	767	805	846
15	335	351	369	387	407	30.5	714	749	786	825	866
15.5	343	359	378	397	417	31	731	767	805	846	888
16	351	369	387	407	427	31.5	749	786	825	866	909
16.5	359	378	397	417	438	32	767	805	846	888	932
17	369	387	407	427	449	32.5	786	825	866	909	955
17.5	378	397	417	438	460	33	805	846	888	932	979
18	387	407	427	449	472	33.5	825	866	909	955	1003
18.4	395	415	436	458	481	34	846	888	932	979	1028
18.5	397	417	438	460	483	34.5	866	909	955	1003	1054
19	407	427	449	472	495	35	888	932	979	1028	1079
19.5	417	438	460	483	508	35.5	909	955	1003	1054	1106
20	427	449	472	495	520	36	932	979	1028	1079	1133
20.4	436	458	481	505	530	36.5	955	1003	1054	1106	1162
20.5	438	460	483	508	533	37	979	1028	1079	1133	1190
21	449	472	495	520	546	37.5	1003	1054	1106	1162	1220
21.4	458	481	505	530	557	38	1028	1079	1133	1190	1249
21.5	460	483	508	533	559	38.5	1054	1106	1162	1220	1280
22	472	495	520	546	573	39	1079	1133	1190	1249	1312
22.5	483	508	533	559	587	39.5	1106	1162	1220	1280	1344
23	495	520	546	573	602	40	1133	1190	1249	1312	1378
23.4	505	530	557	584	613	40.5	1162	1220	1280	1344	1411
23.5	508	533	559	587	616	41	1190	1249	1312	1378	1447
24	520	546	573	602	631	41.5	1220	1280	1344	1411	1482
24.5	533	559	587	616	647	42	1249	1312	1378	1447	1519
25	546	573	602	631	663						

for  
CLASSES OF POSITIONS IN THE CITY SERVICE

Exhibit "E"  
(General Classifications)

RANGE 9.5      \$256-269-282-297-311

Junior Clerk  
Junior Typist Clerk

RANGE 10.5      \$269-282-297-311-327

Junior Stenographer Clerk

RANGE 11.5      \$282-297-311-327-343

Telephone Operator-Receptionist

RANGE 12.5      \$297-311-327-343-359

Intermediate Clerk  
Intermediate Typist Clerk

RANGE 14          \$319-335-351-369-387

Janitor

RANGE 14.5      \$327-343-359-378-397

Account Clerk  
Intermediate Stenographer Clerk  
Office Machine Operator

RANGE 16          \$351-369-387-407-427

Laborer  
Parking Meter Serviceman

RANGE 17          \$369-387-407-427-449

Junior Engineering Aide  
Junior Planning Aide  
Pump Operator

RANGE 17.5      \$378-397-417-438-460

Police Property Clerk

RANGE 18          \$387-407-427-449-472

Equipment Service Man  
Parks Maintenance Man  
Public Works Maintenance Man  
Sewage Plant Operator  
Tree Trainer

RANGE 18.5      \$397-417-438-460-483

Office Machine Supervisor  
Senior Account Clerk  
Senior Stenographer Clerk  
Tabulating Equipment Operator

RANGE 19          \$407-427-449-472-495

Building Maintenance Foreman  
Librarian I  
Maintenance Mechanic  
Nurseryman

RANGE 19.5      \$417-438-460-483-508

Stores and Equipment Clerk

RANGE 20          \$427-449-472-495-520

Engineering Aide  
Heavy Equipment Operator  
Laboratory Technician  
Planning Aide  
Poundmaster  
Traffic Painter  
Tree Trimmer

RANGE 20.5      \$438-460-483-508-533

Administrative Aide  
Assistant City Clerk  
Senior Legal Stenographer

RANGE 21      \$449-472-495-520-546

Equipment Mechanic  
Junior Accountant  
Librarian II  
Parks Leadman  
Public Works Leadman  
Traffic Engineering Aide  
Tree Leadman

RANGE 21.5    \$460-483-508-533-559

Secretary to City Manager  
Supervisor Central Office Services

RANGE 22.5    \$483-508-533-559-587

Administrative Assistant  
Recreation Supervisor I

RANGE 23      \$495-520-546-573-602

Electrician  
Senior Engineering Aide  
Senior Planning Aide  
Shop Foreman  
Supervising Tab. Equip. Operator

RANGE 24.5    \$533-559-587-616-647

Building Inspector  
Chief Pump Maintenance Man  
Construction Inspector  
Golf Course Maintenance Foreman  
Parks Foreman  
Public Works Foreman  
Recreation Supervisor II  
Tree Foreman

RANGE 25      \$546-573-602-631-663

Accountant  
Purchasing Officer

RANGE 25.5    \$559-587-616-647-680

Assistant Planner  
Junior Civil Engineer  
Principal Engineering Aide

RANGE 26      \$573-602-631-663-696

Airport Manager

RANGE 26.5    \$587-616-647-680-714

Chief Electrician  
Service Division Superintendent  
Sewage Plant Superintendent

RANGE 27.5    \$616-647-680-714-749

Civil Engineering Assistant  
Construction & Maintenance Supt.  
Personnel Officer

RANGE 28      \$631-663-696-731-767

Senior Accountant

RANGE 28.5    \$647-680-714-749-786

Assistant to Public Works Director  
Associate Planner  
Chief Building Official  
Land Agent Project Assistant  
Recreation Superintendent

RANGE 31.5    \$749-786-825-866-909

Associate Civil Engineer  
Senior Planner

RANGE 33.5    \$825-866-909-955-1003

Assistant City Engineer  
Assistant Public Works Director

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-38

A RESOLUTION ESTABLISHING SALARY SCHEDULES AND  
FIXING THE COMPENSATION FOR POSITIONS IN THE  
CITY SERVICE. (UNIFORMED FIRE DEPARTMENT  
EMPLOYEES)

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 "Modesto Schedule of Salary Ranges in the City Service",  
which is attached hereto and hereby made a part hereof, are  
hereby established, effective January 1, 1964.

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 D",  
entitled "Salary Ranges and Rates for Classes of Positions in the  
City Service", which is attached hereto and hereby made a part  
hereof, are hereby established, effective January 1, 1964.

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. SALARY BASIS. The salaries hereby estab-  
lished are on a monthly basis unless otherwise designated.

SECTION 5. 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 6. APPOINTMENTS AND SALARIES. The City  
Manager is hereby authorized to appoint, in accordance with  
applicable provisions of the Personnel Ordinance 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 herein 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 7. SPECIAL SALARY RATES.** The City Manager is further authorized, subject to budgetary appropriation control by the City Council, to fix the salary range or rate for part-time or special positions in the Unclassified Service for which he is the appointing authority and which are not designated herein.

**SECTION 8. 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 to the time worked.

**SECTION 9. EFFECTIVE DATE.** The schedule of salary rates and ranges, and the compensation fixed for classes of positions by this resolution shall be effective retroactively on and after January 1, 1964.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of January, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried, and the resolution adopted by the following vote:

**AYES:** Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen

**NOES:** Councilmen: None

**ABSENT:** Councilmen: None

(SEAL)

APPROVED AS TO FORM:

By Allen Grimes  
ALLEN GRIMES, City Attorney

ATTEST:

[Signature]  
City Clerk

MODESTO SCHEDULE OF SALARY RANGES IN THE CITY SERVICE

<u>RANGE NO.</u>	<u>STEP A</u>	<u>STEP B</u>	<u>STEP C</u>	<u>STEP D</u>	<u>STEP E</u>	<u>RANGE NO.</u>	<u>STEP A</u>	<u>STEP B</u>	<u>STEP C</u>	<u>STEP D</u>	<u>STEP E</u>
8.5	\$244	\$256	\$269	\$282	\$297	25.4	\$557	\$584	\$613	\$644	\$676
9	250	263	276	289	304	25.5	559	587	616	647	680
9.5	256	269	282	297	311	26	573	602	631	663	696
10	263	276	289	304	319	26.5	587	616	647	680	714
10.5	269	282	297	311	327	27	602	631	663	696	731
11	276	289	304	319	335	27.4	613	644	676	710	746
11.5	282	297	311	327	343	27.5	616	647	680	714	749
12	289	304	319	335	351	28	631	663	696	731	767
12.5	297	311	327	343	359	28.5	647	680	714	749	786
13	304	319	335	351	369	29	663	696	731	767	805
13.5	311	327	343	359	378	29.4	676	710	746	782	821
14	319	335	351	369	387	29.5	680	714	749	786	825
14.5	327	343	359	378	397	30	696	731	767	805	846
15	335	351	369	387	407	30.5	714	749	786	825	866
15.5	343	359	378	397	417	31	731	767	805	846	888
16	351	369	387	407	427	31.5	749	786	825	866	909
16.5	359	378	397	417	438	32	767	805	846	888	932
17	369	387	407	427	449	32.5	786	825	866	909	955
17.5	378	397	417	438	460	33	805	846	888	932	979
18	387	407	427	449	472	33.5	825	866	909	955	1003
18.4	395	415	436	458	481	34	846	888	932	979	1028
18.5	397	417	438	460	483	34.5	866	909	955	1003	1054
19	407	427	449	472	495	35	888	932	979	1028	1079
19.5	417	438	460	483	508	35.5	909	955	1003	1054	1106
20	427	449	472	495	520	36	932	979	1028	1079	1133
20.4	436	458	481	505	530	36.5	955	1003	1054	1106	1162
20.5	438	460	483	508	533	37	979	1028	1079	1133	1190
21	449	472	495	520	546	37.5	1003	1054	1106	1162	1220
21.4	458	481	505	530	557	38	1028	1079	1133	1190	1249
21.5	460	483	508	533	559	38.5	1054	1106	1162	1220	1280
22	472	495	520	546	573	39	1079	1133	1190	1249	1312
22.5	483	508	533	559	587	39.5	1106	1162	1220	1280	1344
23	495	520	546	573	602	40	1133	1190	1249	1312	1378
23.4	505	530	557	584	613	40.5	1162	1220	1280	1344	1411
23.5	508	533	559	587	616	41	1190	1249	1312	1378	1447
24	520	546	573	602	631	41.5	1220	1280	1344	1411	1482
24.5	533	559	587	616	647	42	1249	1312	1378	1447	1519
25	546	573	602	631	663						

for  
CLASSES OF POSITIONS IN THE CITY SERVICE

Exhibit "D"  
(Fire Personnel)

RANGE 20                    \$427-449-472-495-520

Fireman

RANGE 21                    \$449-472-495-520-546

Fire Engineer

RANGE 23                    \$495-520-546-573-602

Fire Lieutenant

RANGE 25                    \$546-573-602-631-663

Fire Captain

RANGE 27                    \$602-631-663-696-731

Fire Marshal

RANGE 29                    \$663-696-731-767-805

Assistant Fire Chief

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-39

A RESOLUTION FIXING THE COMPENSATION FOR SPECIFIED  
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, set forth in the  
schedule attached hereto and hereby made a part hereof, are  
hereby established, effective January 1, 1964.

SECTION 2. SALARY BASIS. The salaries established  
by this resolution are on a monthly basis.

SECTION 3. EFFECTIVE DATE. The schedule of salary  
ranges and rates and the compensation fixed for various  
positions by this resolution shall be effective retroactively  
on and after January 1, 1964.

SECTION 4. REPEALS. Resolution No. 63-61, Resolution  
No. 63-184 and Resolution No. 63-318 are hereby rescinded,  
effective January 1, 1964.

The foregoing resolution was introduced at a regular  
meeting of the Council of the City of Modesto held on the 27th  
day of January, 1964, by Councilman Mitchell, who  
moved its adoption, which motion being duly seconded by  
Councilman Shastid, was upon roll call carried and the  
resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: Ray E. Gailfer  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By Allen Grimes  
ALLEN GRIMES, City Attorney

MODESTO SCHEDULE OF SALARY RANGES IN THE CITY SERVICE

<u>RANGE NO.</u>	<u>STEP A</u>	<u>STEP B</u>	<u>STEP C</u>	<u>STEP D</u>	<u>STEP E</u>	<u>RANGE NO.</u>	<u>STEP A</u>	<u>STEP B</u>	<u>STEP C</u>	<u>STEP D</u>	<u>STEP E</u>
8.5	\$244	\$256	\$269	\$282	\$297	25.4	\$557	\$584	\$613	\$644	\$676
9	250	263	276	289	304	25.5	559	587	616	647	680
9.5	256	269	282	297	311	26	573	602	631	663	696
10	263	276	289	304	319	26.5	587	616	647	680	714
10.5	269	282	297	311	327	27	602	631	663	696	731
11	276	289	304	319	335	27.4	613	644	676	710	746
11.5	282	297	311	327	343	27.5	616	647	680	714	749
12	289	304	319	335	351	28	631	663	696	731	767
12.5	297	311	327	343	359	28.5	647	680	714	749	786
13	304	319	335	351	369	29	663	696	731	767	805
13.5	311	327	343	359	378	29.4	676	710	746	782	821
14	319	335	351	369	387	29.5	680	714	749	786	825
14.5	327	343	359	378	397	30	696	731	767	805	846
15	335	351	369	387	407	30.5	714	749	786	825	866
15.5	343	359	378	397	417	31	731	767	805	846	888
16	351	369	387	407	427	31.5	749	786	825	866	909
16.5	359	378	397	417	438	32	767	805	846	888	932
17	369	387	407	427	449	32.5	786	825	866	909	955
17.5	378	397	417	438	460	33	805	846	888	932	979
18	387	407	427	449	472	33.5	825	866	909	955	1003
18.4	395	415	436	458	481	34	846	888	932	979	1028
18.5	397	417	438	460	483	34.5	866	909	955	1003	1054
19	407	427	449	472	495	35	888	932	979	1028	1079
19.5	417	438	460	483	508	35.5	909	955	1003	1054	1106
20	427	449	472	495	520	36	932	979	1028	1079	1133
20.4	436	458	481	505	530	36.5	955	1003	1054	1106	1162
20.5	438	460	483	508	533	37	979	1028	1079	1133	1190
21	449	472	495	520	546	37.5	1003	1054	1106	1162	1220
21.4	458	481	505	530	557	38	1028	1079	1133	1190	1249
21.5	460	483	508	533	559	38.5	1054	1106	1162	1220	1280
22	472	495	520	546	573	39	1079	1133	1190	1249	1312
22.5	483	508	533	559	587	39.5	1106	1162	1220	1280	1344
23	495	520	546	573	602	40	1133	1190	1249	1312	1378
23.4	505	530	557	584	613	40.5	1162	1220	1280	1344	1411
23.5	508	533	559	587	616	41	1190	1249	1312	1378	1447
24	520	546	573	602	631	41.5	1220	1280	1344	1411	1482
24.5	533	559	587	616	647	42	1249	1312	1378	1447	1519
25	546	573	602	631	663						

SALARY RANGES AND RATES  
for  
CLASSES OF POSITIONS IN THE CITY SERVICE

Exhibit "C"

DEPARTMENT HEADS

RANGE 32.5      \$786-825-866-909-955

Fire Chief

RANGE 33      \$805-846-888-932-979

Parks and Recreation Director

RANGE 34      \$846-888-932-979-1028

Finance Director

RANGE 34.5      \$866-909-955-1003-1054

Police Chief

RANGE 35.5      \$909-955-1003-1054-1106

Parking and Traffic Director  
Planning Director

RANGE 37.5      \$1003-1054-1106-1162-1220

Public Works Director

RANGE 39      \$1079-1133-1190-1249-1312

Deputy City Manager

COUNCIL APPOINTEES

RANGE 29.5      \$680-714-749-786-825

City Clerk

City Attorney - \$1344 per month

City Manager - <sup>\$1460</sup>~~\$1447~~ per month

Effective 1-1-64 (Adopted 1-27-64)

Exhibit "C"

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-40

A RESOLUTION RECOMMENDING AMENDMENT OF SECTION 13.5 OF THE PERSONNEL RULES RELATING TO SICK LEAVE.

WHEREAS, Section 1109 of Article XI of the City Charter provides that the Personnel Commission shall have the power and be required to recommend to the City Council after a public hearing thereon, the adoption, amendment or repeal of personnel rules and regulations, and

WHEREAS, the City Council recommends that Section 13.5 of the Personnel Rules be amended as hereinafter set forth, and

WHEREAS, the City Council desires to refer its recommendation for amending Section 13.5 of the Personnel Rules to the Personnel Commission for its consideration and for the purpose of conducting a public hearing thereon,

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

SECTION 1. That the Personnel Commission in accordance with Section 1109 of Article XI of the City Charter hold a public hearing for the purpose of considering and recommending that Section 13.5 of the Personnel Rules be amended to read as follows:

13.5 Sick Leave

After completing three months of continuous service, an employee shall be entitled to paid sick leave at the rate of one working day for each completed calendar month of service, counted from the original appointment. Sick leave credit shall not continue to accrue to an employee absent from duty on any leave other than vacation leave or temporary military leave. Unused sick leave time may be accrued not to exceed one hundred twenty days. Sick leave shall be considered a privilege to be allowed only in case of sickness, disability, or quarantine. Paid sick leave shall not be given for any absence from duty due to an injury or illness arising out of or incurred in connection with outside employment. In order to receive sick leave pay, an employee must notify his supervisor

or the Personnel Office not later than 4 hours after the start of the work day. When absent more than three work days, the employee shall file a physician's certificate or a personal affidavit with the Director of Personnel, stating the cause of the absence. He may be required to file such certificate in cases of less than three work days' absence.

Leave for disability covered by workmen's compensation shall be charged against the employee's accrued sick leave and the employee shall receive full pay to the extent of his sick leave credit. Compensation insurance checks shall be endorsed to the City while full salary is paid. When sick leave is exhausted, the employee shall receive the compensation insurance check. Sick leave shall be charged at a rate proportional to the City's actual contribution to the full salary. This provision shall be modified for police and fire personnel to the extent necessary to conform to the provisions of Section 4850 of the State Labor Code.

Employees terminating their City employment or being terminated shall forfeit all unused sick leave benefits, as of the terminal date. Former employees re-employed by the City shall receive no credit for prior service in determination of sick leave or vacation benefits.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of January, 1964, by Councilman Mitchell who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall & Mayor Johansen

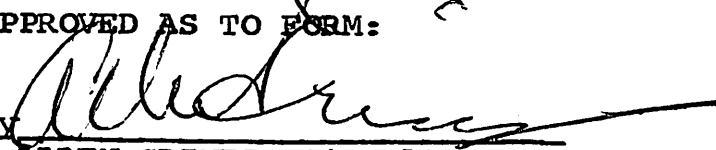
ABSENT: Councilmen: None

NOES: Councilmen: None

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ALLEN GRIMES, City Attorney

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED  
TERRITORY FROM THE WOODLAND  
FIRE PROTECTION DISTRICT BY REASON OF ITS  
ANNEXATION TO THE CITY OF MODESTO.  
(NORTHLAND ESTATES NO. 2 ADDITION)

WHEREAS, a portion of the Woodland  
Fire Protection District was annexed to the City of Modesto by  
Ordinance No. 590 -C.S. adopted on June 24, 1963,  
and

WHEREAS, said territory officially became a part of the  
City on June 26, 1963, 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 State  
Board of Equalization, the governing body of the District, and  
the County Assessor of copies 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 District which has been annexed to the  
City that the area be withdrawn from said Fire 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, be withdrawn from the boundaries of the  
Woodland Fire Protection District.

BE IT FURTHER RESOLVED that the City Clerk be, and  
he is hereby directed to file a certified copy of this resolu-  
tion with the State Board of Equalization, the governing body  
of said Fire Protection District, and the Assessor of Stanis-  
laus County.

The foregoing resolution was introduced at a regular  
meeting of the Council of the City of Modesto held on the 27th  
day of January, 1964, by Councilman Shastid,

who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen

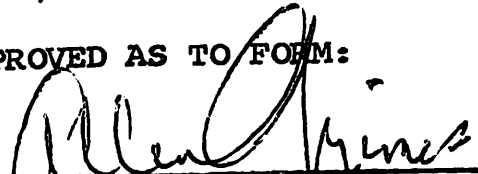
NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ALLEN GRIMES, City Attorney

NORTHLAND ESTATES NO. 2 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Southwestern quarter of Section 8, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, and being described as Lots 1, 2, 3, 4, 5, 6, 7, 8, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 43 and 44, as shown on the map of the STANDIFORD COLONY, as filed December 11, 1912, in Volume 7 of Maps, Page 17, Stanislaus County Records, and more particularly described as follows:

Beginning at a point on the existing City Limits as established by the Northeastern corner of the FRANCEK ADDITION, as per description filed February 8, 1963, as Instrument 5121, Stanislaus County Records, said point being the Northwestern corner of Lot 35 of the Standiford Colony and on the Southern line of a 40 foot Public Road known as Standiford Avenue; thence along the Southern line of Standiford Avenue, South  $89^{\circ} 09'$  East, 1535.21 feet, to a point on the Western line of the Tidewater Southern Railway Company Right of Way, said right of way line being 60 feet, measured at right angles, Westerly from the North-South quarter section line; thence along the Western line of the Railway Company Right of Way, South  $0^{\circ} 53'$  East, 1280.00 feet, to the Northern line of a 40 foot Public Road known as Woodrow Avenue, and the existing City Limits as established by the Northern line of the Northland Estates Addition, as per description filed February 5, 1963, as Instrument 4469, Stanislaus County Records; thence along a line which is the existing City Limits and the Northern line of Woodrow Avenue, North  $89^{\circ} 09'$  West, 854.57 feet, to the Southeastern corner of Lot 43 of the Standiford Colony and the Eastern line of the Francek Addition; thence along a line which is the existing City Limits, the Northern line of Woodrow Avenue and the Southern line of Lot 43, North  $89^{\circ} 09'$  West, 340.32 feet, to the Southwestern corner of Lot 43; thence along the existing City Limits and the Western line of Lot 43, North  $0^{\circ} 53'$  West, 640.00 feet, to the Northwest corner of Lot 43 and the Southeast corner of Lot 35; thence along the existing City Limits and the Southern line of Lot 35, North  $89^{\circ} 09'$  West, 340.32 feet, to the Southwestern corner of Lot 35; thence along the existing City Limits and the Western line of Lot 35, North  $0^{\circ} 53'$  West, 640.00 feet, to the point of beginning containing 40.093 Acres, more or less.

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-42

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MERTON M. MAZE AND ELVA T. MAZE FOR THE PURCHASE OF PROPERTY IN THE AMOUNT OF \$27,678.00 FOR PARK SITE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Merton M. Maze and Elva T. Maze for the purchase of property in the amount of ~~for~~ \$27,678.00 for a park site on California Avenue west of Mark Twain School be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of January , 1964, by Councilman Patton , who moved it adoption, which motion being duly seconded by Councilman VanderWall , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	Hughes
ABSENT:	Councilmen:	None

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-43

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 OF THE ZONING MAP (CITY HOSPITAL)

WHEREAS, the Modesto City Planning Commission held a public hearing on January 21, 1964, in the Council Chambers for the purpose of considering an amendment to Section 28 of the Zoning Map (City Hospital) to reclassify from Multiple-Family Zone, R-3, to Neighborhood Commercial Zone, C-1

the following described property:

Lots 17 to 28 inclusive in Block 129, and including the easterly one-half of 17th Street, the northerly one-half of "G" Street, and the westerly one-half of the alley in Block 129 which are adjacent to said lots 17 to 28 inclusive; being located on the east side of 17th Street north of "G" Street,

and

WHEREAS, the said Commission, after hearing evidence both oral and documentary, on the proposed amendment, adopted Resolution No. 64-8 recommending to the Council that rezoning of the area as requested was 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 be set for 4:35 P.M., February, 17, 1964, in the Council Chambers of the City of Modesto 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 27th day of January, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:

  
CITY CLERK

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-44

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 OF THE ZONING MAP (J. W. BERCHEM)

WHEREAS, the Modesto City Planning Commission held a public hearing on January 21, 1964, in the Council Chambers for the purpose of considering an amendment to Section 7 of the Zoning Map (J. W. Berchem) to reclassify from One-Family Zone, R-1, to Two-Family Zone, R-2 the following described property:

Beginning at a point on the Southeast corner of Section 7, Township 3 South, Range 9 East, said point being at the intersection of the center lines of Tully Road and Rumble Road; thence North 0°54' West 402.70 feet, which is the true point of beginning of this description; thence continuing North 0°54' West along the center line of Tully Road 160.46 feet; thence North 89°15'40" West 308.30 feet to the East line of Lot 21, Block 13201; thence South 0°54' East 160.46 feet; thence South 89°15'40" East 308.30 feet to the center line of Tully Road and the point of beginning, being located on the west side of Tully Road north of Rumble Road, and


WHEREAS, the said Commission, after hearing evidence both oral and documentary, on the proposed amendment, adopted Resolution No. 64-6 recommending to the Council that rezoning of the area as requested was 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 be set for 4:30 P.M., Monday, February 17, 1964, in the Council Chambers of the City of Modesto 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 27th day of January, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	None

ATTEST:

  
City Clerk

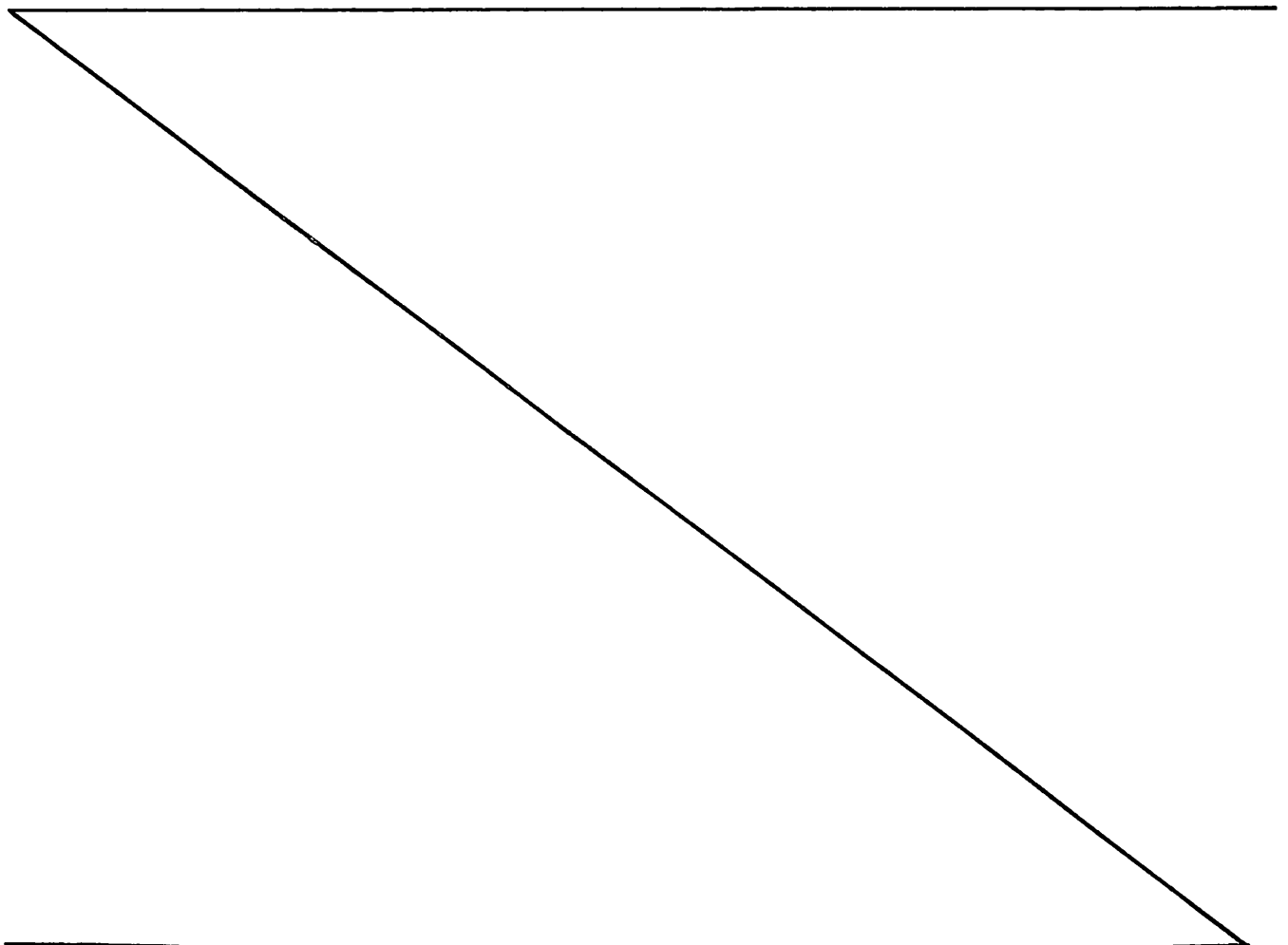
MODESTO CITY COUNCIL  
RESOLUTION NO. 64-45

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION TO THE CITY OF MODESTO OF UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED AS CRESTWOOD TERRACE NO. 2 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 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 January 16, 1964, 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 CRESTWOOD TERRACE NO. 2 ADDITION, and described as follows:



All that real property in the State of California, County of Stanislaus, 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 Southwestern corner of the Crestwood Terrace Addition as per description filed August 22, 1962, as Instrument 31905, Stanislaus County Records, said point also being on the Northern line of the Sherwood Manor Addition as per description filed July 15, 1959, as Instrument 20526 Stanislaus County Records; thence along said Northern line, North 89° 30' West, 659.05 feet, to the Southwestern corner of property conveyed to the Sylvan Union School District as per deed recorded December 18, 1962, as Instrument 47213, Stanislaus County Records; thence along the Western line of said School property, North 00° 45' 30" West, 719.34 feet, to the Northwestern corner of said School property, said point being the Southwestern corner of property conveyed to the City of Modesto as per deed recorded February 14, 1963, as Instrument 6030, Stanislaus County Records; thence along the Western line of said City property, North 00° 45' 30" West, 441.23 feet, to the Northwestern corner of said City property; thence along the Northern line of said City property, South 89° 30' East, 659.21 feet, to the Northeastern corner of said City property; thence along the Eastern line of said City property South 00° 45' East, 240.57 feet; thence South 89° 30' East, 659.29 feet, to a point on the existing City Limits as established by the Walnut Acres Addition as per description filed May 14, 1963, as Instrument 18496, Stanislaus County Records; thence along the City Limits the following bearings and distances, South 00° 44' 30" East, 260.00 feet; thence North 89° 30' West, 659.25 feet; thence South 00° 45' East, 240.00 feet, to the Northwestern corner of the Crestwood Terrace Addition as per description filed August 22, 1962 as Instrument 31905, Stanislaus County Records; thence South 00° 45' East, 420.00 feet to the point of beginning and containing 21.497 Acres more or less.

3. That the County Boundary Commission of Stanislaus County, California, did in session duly assembled on November 26, 1963, consider the proposed annexation boundaries of said CRESTWOOD TERRACE NO. 2 ADDITION, as above described, and as submitted to said Commission by the proponents of said annexation.

4. No change in school district boundaries shall be effected by reason of the annexation of the hereinabove described area to the City of Modesto.

5. NOTICE IS HEREBY GIVEN that the 9th day of March, 1964, at the hour of 8:00 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 Tribune, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto. 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 county 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 adress 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.

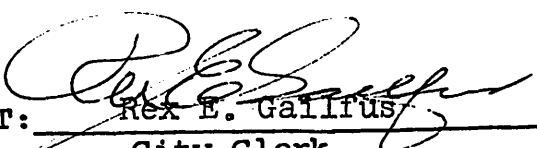
10. The City Clerk is directed to cause written notice to be given to such other persons as may be legally entitled thereto, in the manner required by law.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of January, 19 64, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: Shastid

ABSENT: Councilmen: None

ATTEST:   
Rex E. Gallius  
City Clerk

(SEAL)

APPROVED AS TO FORM

By:   
ALLEN GRIMES, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-46

A RESOLUTION REAPPOINTING MEMBER OF THE MODESTO CITY BOARD OF PLUMBER EXAMINERS (R. M. Goodman, for the period January 1, 1964, to January 1, 1968)

WHEREAS, Section 1100 of the Charter of the City of Modesto requires the City Council to appoint members to various Boards and Commissions, and

WHEREAS, the term of R. M. Goodman on the Modesto City Board of Plumber Examiners expires on January 1, 1964,

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

SECTION 1. The following person is hereby reappointed to the Modesto City Board of Plumber Examiners for the respective term as indicated:  
R. M. Goodman, for the period January 1, 1964, to January 1, 1968.

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly reappointed member of the Modesto City Board of Plumber Examiners 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 January, 1964, by Councilman Patton, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:   
Rex E. Gailfus, City Clerk

A RESOLUTION SETTING THE TIME AND PLACE FOR THE HEARING ON THE APPEAL TO THE DECISION OF THE MODESTO CITY PLANNING COMMISSION FILED BY JOHN H. DEETER ON THE REZONING OF PROPERTY LOCATED IN LOT 10 OF THE FRESNO TRACT

WHEREAS, the Modesto City Planning Commission held a public hearing in the Council Chambers, located in the City Hall, 801 11th Street, in the City of Modesto, on January 21, 1964, for the purpose of considering an application for an amendment to Section 17 of the Zoning Map, filed by John H. Deeter, 1230 17th Street, Bakersfield, California, on December 19, 1963, to reclassify from One-Family Zone, R-1, to Multiple-Family Zone, R-3, the following property:

Lot 10 of the Fresno Tract, containing approximately 16 acres, located between Granger Avenue and Modesto Irrigation District Lateral No. 3, and between the Tidewater Southern Railroad tracks and Our Lady of Fatima Church property, and

WHEREAS, said Commission, after hearing evidence, both oral and documentary, adopted Resolution No. 64-7, denying the request for the amendment to Section 17 of the Zoning Map, and

WHEREAS, on January 30, 1964, John H. Deeter filed an appeal with the City Clerk on the decision of the Planning Commission denying the request for rezoning, and

WHEREAS, Section 10-2.2112 of the Municipal Code of the City of Modesto requires that the Council hold a public hearing within a period not to exceed 40 days following the filing of a written appeal from an order of the Commission denying an application for an amendment;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the appeal of the decision of the Modesto City Planning Commission be set for Monday, February 24, 1964, at 8:00 P.M. in the Council Chambers 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 3rd day of February, 1964, by Councilman VanderWall, who moved its adoption,

which motion being duly seconded by Councilman Patton , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-48

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR INSTALLATION OF SPRINKLER SYSTEM AT MORAN ESTATES  
PARK

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

Section 1. The plans and specifications for installation  
of sprinkler system at Moran Estates Park

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

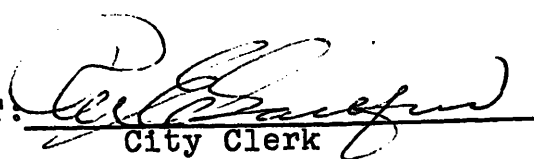
Section 2. The City Clerk is hereby authorized to call  
for public competitive sealed bids for the above named project,  
to be opened in the office of the City Clerk, 801 11th Street,  
in the City of Modesto, on February 18, 1964 at 2:00 P.M.  
and the City Clerk is hereby directed to give notice 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 February, 1964, by Councilman Shastid,  
who moved its adoption, which motion being duly seconded by  
Councilman VanderWall, was upon roll call carried and  
the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Mitchell

ATTEST.

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-49

A RESOLUTION AUTHORIZING SALE OF SURPLUS STREET TREES BY THE  
MODESTO CITY PARKS AND RECREATION DEPARTMENT

WHEREAS, the Department of Parks and Recreation of the City of Modesto has accumulated a surplus of street trees at the City nursery, and


WHEREAS, the Director of Parks and Recreation has requested permission to negotiate for the sale of the surplus trees;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Modesto City Parks and Recreation Department be and it hereby is authorized to negotiate for the sale of surplus trees.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of February, 1964, by Councilman Shastid , who moved its adoption, which motion being duly seconded by Councilman Patton , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell

ATTEST:

  
Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-50

A RESOLUTION AUTHORIZING THE SALE OF SURPLUS TREES TO HARRY KLINE

WHEREAS, the Council of the City of Modesto by Resolution No. 64-49 has approved the sale of surplus street trees accumulated at the city nursery, and

WHEREAS, Harry Kline has submitted an offer of \$1294 to purchase 95 trees;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Parks and Recreation Department is hereby authorized to sell 95 trees at a total cost of \$1294 to Harry Kline, landscape contractor.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of February, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-51

A RESOLUTION AUTHORIZING THE SALE OF TWO LIGHTS AND LIGHT STANDARDS  
AND TWENTY-TWO STEEL GUARD POSTS

WHEREAS, the City's lease on the 14th and J Street parking lot has been cancelled by the new owners effective March 1, 1964 and

WHEREAS, the new owners of the 14th and J Street parking lot have offered to purchase two lights and light standards and twenty-two steel guard posts for a total of \$301.50 (sales tax included), and

WHEREAS, the Director of Parking and Traffic has recommended that the above listed structures be sold to the new property owners as requested;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the sale of two lights and light standards and twenty-two guard posts located on the 14th and J Street parking lot be, and it is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of February, 1964 by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, ~~Roberts~~, Shastid, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell, Patton

ATTEST:   
REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64- 52

A RESOLUTION OUTLINING PROCEDURE FOR THE PRO-  
VISION OF AND BILLING FOR CITY MAP SERVICE BY  
THE PLANNING DEPARTMENT.

WHEREAS, many individuals and agencies desire to purchase maps of the City of Modesto at a scale of one inch equals six hundred feet (1" = 600'), and

WHEREAS, said maps must be frequently modified and altered to reflect additions and changes in the City, and

WHEREAS, the Planning Department of the City is able to service maps prepared by the City by providing paste-on corrections periodically as well as a current map annually, and

WHEREAS, said maps and the services of the Planning Department will be made available to the public for a charge, and

WHEREAS, this resolution supersedes City Council Resolution No. 59-192,

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

SECTION 1. CITY MAP SERVICE SCHEDULE. City map service shall be based upon a calendar year (January 1 - December 31). A current base map shall be furnished for each calendar year to be completed for distribution by the Planning Department within the month of January of each year. Additional base maps may be provided throughout the year in addition to map paste-ons.

SECTION 2. PRICES, NEW SUBSCRIPTIONS. Pricing of subscriptions shall be based upon a pro-rated quarterly system. The subscriptions shall expire December 31 of the same calendar year purchased.

(a) The price of a current base map of the City of Modesto at a scale of one inch equals six hundred feet (1" = 600') and for map service on said map for the remainder of the calendar year:

(1) If purchased between January 1 and March 31, shall be Ten and No/100ths (\$10.00) Dollars plus sales tax.

(2) If purchased between April 1 and June 30, shall be Eight and No/100ths (\$8.00) Dollars plus sales tax.

(3) If purchased between July 1 and September 30, shall be Seven and No/100ths (\$7.00) Dollars plus sales tax.

(4) If purchased between October 1 and December 31, shall be Six and No/100ths (\$6.00) Dollars plus sales tax.

(b) In the event that any individual or agency desires to have map service for more than one map, receiving one paste-on correction service for each map and having all maps and paste-ons furnished to one address, the map and map service for the first map shall be as outlined in Section 2(a). Any additional maps and map service shall be Five and No/100ths (\$5.00) Dollars per year, plus sales tax, per map and service, regardless of date of purchase.

SECTION 3. PRICES, SUBSCRIPTION RENEWALS. (a) The price for each additional year of map service for said scale map, including the furnishing of a current map within the month of January and subsequent maps as necessary, is hereby established in the sum of Ten and No/100ths (\$10.00) Dollars per year, plus sales tax, payable in advance for one map and one map service, and Five and No/100ths (\$5.00) Dollars per year, plus sales tax, payable in advance, for each additional map and map service in excess of one, and furnished to one address.

(b) The price for each additional year of map service, not including the furnishing of a current map, is hereby established in the sum of Six and No/100ths (\$6.00) Dollars per year, plus sales tax, payable in advance for one map service and Two and No/100ths (\$2.00) Dollars per year, plus sales tax, payable

in advance for each additional map service in excess of one, and furnished to one address.

**SECTION 4. IMPLEMENTATION OF POLICY, CURRENT SUBSCRIPTIONS.**

Existing subscriptions shall be adjusted to conform to the calendar year. They shall be handled as new subscriptions in Section 2 rather than as renewal subscriptions in Section 3 to achieve this purpose.

**SECTION 5. REPEALS.** Resolution No. 59-192, adopted by the Council of the City of Modesto on the 6th day of May, 1959, is hereby rescinded.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of February, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Shastid, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Patton

ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By ALLEN GRIMES, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-53

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 OF THE ZONING MAP (GEORGE KLEMM)

WHEREAS, the Modesto City Planning Commission held a public hearing on January 21, 1964, in the Council Chambers for the purpose of considering an amendment to Section 18 of the Zoning Map (George Klemm) to reclassify from One-Family Zone, R-1, to Two-Family Zone, R-2, and Multiple-Family Zone, R-3 the following described property:

That the zone classification of the following described property as shown on Section 18 of the zoning map of Modesto be changed from One-Family Zone, R-1, to Two-Family Zone, R-2:

Beginning at the Southwest corner of lot 6 of the Knapp Tract, said corner being on the center line of Prescott Road; thence South  $89^{\circ} 08'$  East along the south line of said lot 6 a distance of 141.15 feet to the point of beginning of this description; thence North  $16^{\circ} 46' 27''$  East 129.98 feet; thence North  $0^{\circ} 38' 25''$  West 376.94 feet; thence North  $5^{\circ} 59' 02''$  East 60.24 feet; thence North  $0^{\circ} 54' 10''$  East 100.00 feet to a point on the North line of the South half of said lot 6; thence South  $89^{\circ} 05' 50''$  East along said north line of the south half of lot 6 a distance of 436.29 feet; thence south  $23^{\circ} 35'$  east 200.13 feet; thence south  $57^{\circ} 31'$  west 95.93 feet; thence south  $85^{\circ} 31' 04''$  west 70.56 feet; thence south  $49^{\circ} 35'$  west 45.00 feet; thence north  $85^{\circ} 20' 28''$  West 233.31 feet; thence south  $0^{\circ} 38' 25''$  east 255.87 feet; thence south  $1^{\circ} 43' 13''$  east 50.05 feet; thence south  $0^{\circ} 52'$  west 100.00 feet to a point on said south line of lot 6; thence north  $89^{\circ} 08'$  west along said south line of lot 6 a distance of 142.26 feet to the point of beginning;

That the zone classification of the following described property as shown on Section 18 of the zoning map of Modesto be changed from One-Family Zone, R-1, to Multiple-Family Zone, R-3:

Beginning at the southwest corner of lot 6 of the Knapp Tract, said corner being on the centerline of Prescott Road; thence south  $89^{\circ} 08'$  east along the south line of said lot 6 a distance of 20.01 feet to a point on the east line of said Prescott Road and the point of beginning of this description; thence north  $0^{\circ} 38' 25''$  west along said east line of Prescott Road 662.15 feet to a point on the north line of the south half of said lot 6; thence south  $89^{\circ} 05' 50''$  east along said north line of the south half of lot 6 a distance of 169.70 feet; thence south  $0^{\circ} 54' 10'$  west 100.00 feet; thence south  $5^{\circ} 59' 02''$  west 60.24 feet; thence south  $0^{\circ} 38' 25''$  east 376.94 feet; thence south  $16^{\circ} 46' 27''$  west 129.98 feet to a point on said south line of lot 6; thence north  $89^{\circ} 08'$  west along said south line of lot 6 a distance of 121.14 feet to the point of beginning, and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary, on the proposed amendment, adopted Resolution No. 64-11 recommending to the Council that/the property described above with the exception of lot 10 in block 6552, 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 of the zoning map be set for 8:20 P.M., Monday, February 24, 1964, 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 February, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, ~~Ryan~~ Shastid, Tabbert, VanderWall,  
Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Patton

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-54

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 OF THE ZONING MAP (HIRLEMAN)

WHEREAS, the Modesto City Planning Commission held a public hearing on January 21, 1964, in the Council Chambers for the purpose of considering an amendment to Section 16 of the Zoning Map (Hirleman) to reclassify from One-Family Zone, R-1, to Two-Family Zone, R-2, and Multiple-Family Zone, R-3, the following described property:

That the zone classification of the following described property as shown on Section 16 of the zoning map of Modesto be changed from One-Family Zone, R-1, to Two-Family Zone, R-2:

Beginning at the quarter corner common to sections 15 and 16, Township 3 South, Range 9 East, being further described as the center line of Coffee Road and the Cavil Drain; thence South  $0^{\circ} 53'$  East, 25 feet along the center line of Coffee Road; thence North  $89^{\circ} 30'$  West, 191.78 feet along the south line of the Cavil Drain to the true point of beginning of this description; thence North  $89^{\circ} 30'$  West 199.54 feet; thence South  $0^{\circ} 29'$  West 94.55 feet to the north line of Athens Avenue; thence North  $89^{\circ} 30'$  West along the north line of Athens Avenue, 317.15 feet; thence North  $0^{\circ} 29'$  East, 94.64 feet to a point on the south line of the Cavil Drain; thence North  $89^{\circ} 30'$  West along the south line of the Cavil Drain 190.00 feet; thence South  $0^{\circ} 29'$  West, 94.70 feet to a point on the north line of Athens Avenue; thence North  $89^{\circ} 31'$  West, 243.00 feet along the north line of Athens Avenue to the beginning of a radial curve having a radius of 225 feet and a central angle of  $32^{\circ} 49' 57''$ ; thence along said curve a distance of 128.93 feet; thence North  $56^{\circ} 41' 03''$  West, 108.62 feet to a point on the south line of the Cavil Drain; thence North  $89^{\circ} 30'$  West, 85.62 feet along the south line of the Cavil Drain; thence South  $0^{\circ} 53' 30''$  East, 149.82 feet; thence South  $89^{\circ} 31'$  East, 103.86 feet to a point on a radial curve having a radius of 125 feet; thence southerly along said curve through a central angle of  $8^{\circ} 11' 37''$  a distance of 17.88 feet to the beginning of said curve; thence South  $89^{\circ} 31'$  East, 50 feet; thence South  $0^{\circ} 29'$  West, 47.18 feet; thence South  $89^{\circ} 31'$  East, 859.90 feet; thence South  $0^{\circ} 29'$  West, 376 feet; thence South  $89^{\circ} 31'$  East, 247.25 feet; thence North  $0^{\circ} 29'$  East, 496.00 feet to a point on the north line of Athens Avenue; thence North  $89^{\circ} 31'$  West along the north line of Athens Avenue, 20 feet; thence North  $0^{\circ} 29'$  East, 94.50 feet to the point of beginning;

That the zone classification of the following described property as shown on Section 16 of the zoning map of Modesto be changed from One-Family Zone, R-1, to Multiple-Family Zone, R-3:

Beginning at the quarter corner common to Sections 15 and 16, Township 3 South, Range 9 East, being further described as the center line of Coffee Road and the Cavil Drain; thence South  $0^{\circ} 53'$  East, 25 feet; thence North  $89^{\circ} 30'$  West, 25.01 feet to a point on the west line of Coffee Road and the south line of the Cavil Drain, which is the true point of beginning of this

description; thence North 89° 30' West, 166.77 feet along the south line of the Cavil Drain; thence South 0° 29' West, 94.50 feet; thence South 89° 31' East, 20 feet; thence South 0° 29' West, 496 feet; thence South 89° 31' East, 160.85 feet to the west line of Coffee Road; thence North 0° 53' West along the west line of Coffee Road, 590.61 feet to the point of beginning, and


WHEREAS, the said Commission after hearing evidence both oral and documentary, on the proposed amendment, adopted Resolution No. 64-10 recommending to the Council that rezoning of the property described above, with the exception of the 12 lots south of the corner lots on Reseda Lane and the corner lots on Athens Avenue; and the lot fronting on Athens Ave. one lot removed from the Coffee Rd. frontage, 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 of the Zoning Map be set for 8:10 P.M., Monday, February 24, 1964, 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 February, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Shastid, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Mitchell, Patton

ATTEST:

  
\_\_\_\_\_  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-55

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$15,500 FOR  
ODOR CONTROL FACILITIES AT SEWAGE TREATMENT PLANT

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

Fund No. 404  
1953 Sewer Improvement

From:	General Reserve (600)	\$15,500
To:	Odor Control Facilities (5301)	\$15,500

The foregoing resolution was introduced at a regular  
meeting of the Council of the City of Modesto held on the  
3rd day of February, 1964, by Councilman  
Tabbert, who moved its adoption, which motion  
being duly seconded by Councilman VanderWall  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-56

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$425 FOR ELECTRIC CONTROLS FOR LOW LEVEL PUMP AT SEWAGE TREATMENT PLANT

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

1953 Sewer Improvement Fund No. 404

From:	General Reserve (600)	\$425
To:	Electric Controls for Low Level Pump (5302)	\$425

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of February, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Hughes was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Patton, Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell, Shastid

ATTEST:

  
City Clerk

A RESOLUTION GRANTING A REVOCABLE PERMIT TO MODESTO CITY HOSPITAL FOR INSTALLATION OF 4" CONDUIT ACROSS THE ALLEY IN BLOCK 129, CITY OF MODESTO

WHEREAS, Dr. Archie N. Tonge, Sr. has requested permission to install a 4" conduit for electrical service across the alley in Block 129, City of Modesto, to provide additional electrical capacity for newly added hospital facilities, and

WHEREAS, the Director of Public Works has recommended that a revocable permit be granted to Modesto City Hospital for installation of 4" conduit across the alley in Block 129, subject to certain conditions;

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

1. A permit is hereby granted Modesto City Hospital to install 4" conduit across the alley in Block 129, revocable upon demand of the City.

2. Construction is to be in accordance with plans and specifications approved by the Public Works Department.

3. Permittee, its successors and assigns, during the term of this permit, shall indemnify and save the City harmless from any and all damages, costs, and charges of any kind or character arising out of or relating thereto or in any way connected with the exercise of the rights granted by this permit.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of February, 1964 by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell

ATTEST:   
REX E. GAILFUS, City Clerk

A RESOLUTION DECLARING THE INTENTION OF THE CITY OF MODESTO TO SELL CERTAIN REAL PROPERTY BELONGING TO THE CITY AND AUTHORIZING THE CALLING FOR BIDS TO ACCOMPLISH SUCH SALE.

WHEREAS, that property delineated as Parcel 1191-0-0 as shown on the drawing entitled, "Land Disposition 64-A at Block 1191" dated January 30, 1964, on file in the office of the Director of Public Works and hereinafter described, is the property of the City of Modesto, and is zoned Multiple-Family Residential Zone (R-3),

All that real property in the State of California, County of Stanislaus, City of Modesto, Section 21, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being a portion of Lot 8 of the COOLIDGE COLONY, as per map filed November 15, 1910, in Volume 5 of Maps, Page 17, Stanislaus County Records, described as follows:

Commencing at the Northeastern corner of said Lot 8; thence along the Eastern line of Lot 8, South  $00^{\circ} 10'$  East, 150.00 feet, to the Northeastern corner of the property conveyed to the City of Modesto as per deed recorded April 4, 1958 as Instrument 8594, Stanislaus County Records and the true point of beginning; thence continuing along said Eastern line of Lot 8, South  $00^{\circ} 10'$  East, 140.00 feet to a point on a line which is parallel with and 40.00 feet, measured at right angles, Northerly from the center line of 50-foot Public Road known as Orangeburg Avenue; thence along said parallel line North  $89^{\circ} 00'$  West, 110.00 feet, to a point on the Western line of the City property; thence along said Western line North  $00^{\circ} 10'$  West, 140.00 feet, to the Northwestern corner of the City property; thence along the Northern line of the City property, South  $89^{\circ} 00'$  East, 110.00 feet, to the point of beginning, containing 0.354 Acres, more or less,

and

WHEREAS, this property is being sold for the reason that, at the time of delivery of title or possession, said property will not be needed for city purposes, and

WHEREAS, the City Council intends, and hereby declares its intention to sell and convey for cash, all its right, title

and interest in and to the said real property hereinabove described,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that on the 2nd day of March, 1964, at the hour of 2:00 o'clock P.M. in the office of the City Clerk at the City Hall, 801 - 11th Street, Modesto, California, it will receive and consider sealed proposals to purchase said hereinabove described parcel of real property.

BE IT FURTHER RESOLVED that on the 2nd day of March, 1964, in the Council Chambers of the City Hall, 801 - 11th Street, Modesto, California, in public meeting, at the hour of 5:00 o'clock P.M., the City Council will receive and consider oral proposals to purchase said hereinabove described parcel of real property.

BE IT FURTHER RESOLVED that the original bid of each bidder presented for the above described property, whether a written bid presented on March 2, 1964, at 2:00 o'clock P.M., or an oral bid presented on March 2, 1964, at 5:00 o'clock P.M., must be accompanied by cash or a cashier's check or a certified check, certified to by some responsible bank or banker, or a bidder's bond, and made payable to the City of Modesto in the amount of Five Hundred and No/100ths (\$500.00) Dollars, to be retained by said City as agreed and liquidated damages should the party whose bid is accepted by the City Council fail to deposit with the City Clerk the amount of his bid within five (5) days after written notice of acceptance of said bid shall be given.

BE IT FURTHER RESOLVED that at said time and place above mentioned, to wit, at 2:00 o'clock P.M., March 2, 1964, all sealed proposals which have been received shall be opened, examined and declared by the City Clerk. Said bids shall be tabulated for Council information and presented at 5:00 o'clock P.M. on March 2,

1964, at which time the Council will sell to the highest responsible bidder said hereinbefore described real property, provided, however, that if upon a call for oral bidding in said session, any responsible person will offer to purchase said property upon the terms and conditions specified in this resolution for a purchase price exceeding the highest of said written proposals submitted to the Council by a sum of at least five (5%) per cent, then the highest of any of the oral bids which shall be made by any responsible person shall be finally accepted. This Council, however, reserves the right at such session to reject any and all bids, either written or oral, and to withdraw said hereinbefore described real property from being sold.

BE IT FURTHER RESOLVED that the City will furnish and execute a good and sufficient grant deed conveying the property referred to herein, will pay the total cost of the documentary stamp tax, the total cost of the policy of title insurance and will also pay one-half (1/2) of the title company's escrow fees. The buyer of the property is to pay the cost of recording fees and one-half (1/2) of the title company's escrow fees.

BE IT FURTHER RESOLVED that no commission shall be paid on the sale to any licensed real estate broker by the City, and

BE IT FURTHER RESOLVED that the City Clerk be, and he is hereby directed to cause a copy of this resolution to be published in full at least once not less than fifteen (15) days before the date set forth in this resolution for submitting said bids in The Modesto Tribune, the official newspaper 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 February, 1964, by Councilman Hugues, who moved its adoption, which motion being duly seconded by

Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Patton, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Shastid

ATTEST: *[Signature]*  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By ALLEN GRIMES, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-59

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR CONSTRUCTION OF A FIRE STATION ON NORTHERN  
BOULEVARD

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

Section 1. The plans and specifications for construction  
of a fire station on Northern Boulevard,

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

Section 2. The City Clerk is hereby authorized to call  
for public competitive sealed bids for the above named project,  
to be opened in the office of the City Clerk, 801 11th Street,  
in the City of Modesto, on March 3, 1964 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 10th  
day of February, 1964, by Councilman Tabbert,  
who moved its adoption, which motion being duly seconded by  
Councilman VanderWall, was upon roll call carried and  
the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Patton, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Mitchell, Shastid

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-60

A RESOLUTION REJECTING THE CLAIM OF PERSON & WIK, INC., FOR SERVICES ALLEGEDLY PERFORMED FOR THE CITY OF MODESTO

WHEREAS, a formal claim in the amount of \$575 has been filed by Person & Wik, Inc., a California Corporation, on January 30, 1964, against the City of Modesto for services allegedly rendered the City in connection with repairs to the City Hall building, a copy of which claim is on file in the office of the City Clerk, and

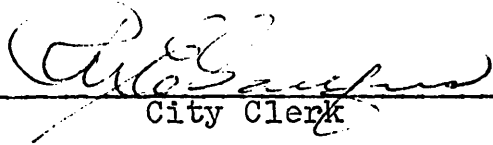
WHEREAS, the City Attorney has recommended that the claim be rejected on the basis that the services allegedly performed were not authorized by the City of Modesto, its authorized agents, or employees;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the claim of Person & Wik, Inc., in the amount of \$575 for services allegedly performed for the City of Modesto be, and it is hereby rejected in its entirety, both as to the City of Modesto and the officials therein.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of February, 1964, by Councilman Patton, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Patton, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Mitchell, Shastid

ATTEST:

  
\_\_\_\_\_  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-61

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$270 FOR A SPECIAL CENSUS BY THE STATE DEPARTMENT OF FINANCE

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

General Fund (101)

From: General Reserve (600)	\$270
To: Miscellaneous Unclassified (65) Special Surveys (421)	\$270

To appropriate funds for a special census by the State Department of Finance.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of February, 19 64, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Patton, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Mitchell, Shastid

ATTEST: *C. J. ...*  
City Clerk

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 OF THE ZONING MAP (McHenry Village, Inc.)

WHEREAS, the Modesto City Planning Commission held a public hearing on January 21, 1964 in the Council Chambers for the purpose of considering an amendment to Section 16 of the Zoning Map (McHenry Village, Inc.) to reclassify from Neighborhood Commercial Zone, C-1, and Interim General Commercial, C-2, to General Commercial Zone, C-2, the following described property:

Beginning at a point 175 feet east of the center line of McHenry Avenue on the north line of Granger Avenue, a 40-foot street, said point being the true point of beginning; thence continuing south  $89^{\circ} 39'$  east along the north line of Granger Avenue, 486 feet; thence north  $0^{\circ} 48'$  west, 112 feet; thence north  $89^{\circ} 39'$  west, 486 feet; thence south  $0^{\circ} 48'$  east, 112 feet to the point of beginning on the north line of Granger Avenue,

and

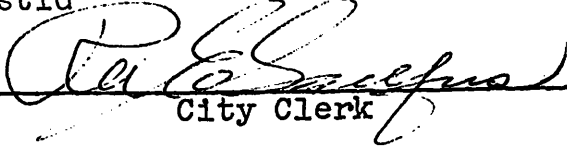
WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 64-21 recommending to the Council that <sup>rezoning of</sup> the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section of the Zoning Map be set for March 9, 1964, at 8:20 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 February, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Patton, Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell, Shastid

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-63

A RESOLUTION FIXING THE TIME AND PLACE FOR A PUBLIC HEARING ON AN UNCLASSIFIED USE PERMIT TO MODESTO HIGH SCHOOL DISTRICT FOR CONSTRUCTION OF BLEACHERS AND INSTALLATION OF LIGHTING FACILITIES AT DOWNEY HIGH SCHOOL

WHEREAS, the Modesto City Planning Commission has, by resolution filed with the City Council, recommended the approval of the following application for an unclassified use permit, Modesto High School District for construction of bleachers and installation of lighting facilities at Downey High School

and,

WHEREAS, Section 10-2.2112 of the Modesto Municipal Code provides that the Council shall conduct a duly advertised public hearing on such matters,

NOW, THEREFORE, BE IT HEREBY RESOLVED that a public hearing be held on said application for an unclassified use permit in the Council Chambers, City Hall, 801 11th Street in the City of Modesto at 8:10 P.M. on March 9, 1964.

BE IT FURTHER RESOLVED that the City Clerk give notice of the time and place of said hearing as provided in Section 10-2.2206 (b) 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 10th day of February, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Patton, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell, Shastid

ATTEST:

  
CITY CLERK

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-64

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$250 FOR OFFICE SUPPLIES - TYPING POOL AND RECORDS

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

General Fund (101)

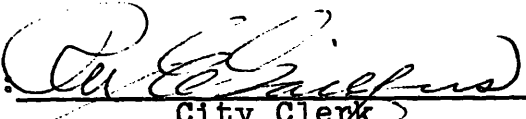
From:	General Reserve (600)	\$250
To:	Typing Pool and Records (9) Office Supplies (301)	\$250

Supplies from this account are purchased for typing pool services performed for other city departments, special committee assignments, city employees' directory, switch-board and central files maintenance.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of February, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Patton, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell, Shastid

ATTEST:

  
City Clerk

A RESOLUTION APPOINTING MEMBERS OF THE BOARD OF HEATING AND COOLING EXAMINERS

WHEREAS, Section 1100 of the Charter of the City of Modesto enables the Council to create by ordinance such boards or commissions as in its judgment are required, and

WHEREAS, Ordinance No. 633-C.S., adopted November 18, 1963, and effective December 18, 1963, creates a Board of Heating and Cooling Examiners; and

WHEREAS, the Charter of the City of Modesto establishes a term of four years for Boards and Commissions and provides that members first appointed to such boards and commissions shall so classify themselves by lot so that each succeeding January 1st the term of one of their number shall expire;

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 newly created Board of Heating and Cooling Examiners:

John Hochstatter, 1002 Columbia Way, Modesto, California

Roy Keir, 118 Fresno Avenue, Modesto, California

Dwight P. Lang, 720 West Roseburg Avenue, Modesto, California

William Scheuber, 1615 Bronson Avenue, Modesto, California

SECTION 2. The appointees shall so classify themselves by lot so that each succeeding January 1st the term of one of their number shall expire.

SECTION 3. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed members of the Board of Heating and Cooling Examiners.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of February, 1964, by Councilman Hughes, who moved its adoption,

which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Patton, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell, Shastid

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-66

A RESOLUTION COMMENDING THE RESERVE POLICE FOR CONTRIBUTIONS TO COMMUNITY WELFARE AND SAFETY AND COMMENDING CAPTAIN ALBERT PEDERSEN FOR HIS OUTSTANDING CONTRIBUTION TO THE RESERVE POLICE.

WHEREAS, Captain Albert Pedersen has for twenty-three (23) years devoted unselfish, unceasing personal effort to the Modesto Reserve Police, and

WHEREAS, under Captain Pedersen's leadership, the Modesto Reserve Police contributes numerous hours to enforce laws and regulations of the City of Modesto and to insure and increase the health, safety and welfare of its citizens, and

WHEREAS, the Modesto Reserve Police was formed in the year 1940 and at the present time there are approximately fifty (50) officers in the organization who are private citizens from all walks of life and who devote many hours of their own time, apart from their places of employment or business, to the Modesto Police Reserve without any pay whatsoever, and

WHEREAS, the Modesto Reserve Police, under Captain Pedersen's leadership, work constantly with the Modesto Police Department, performing whatever duties might be requested in the way of enforcing the laws, searching for missing persons, apprehending escaped convicts, aiding during times of disaster and helping with the various community activities taking place in the city, and

WHEREAS, during the year 1963 alone, the Reserve Police served a total of Seven Thousand, Nine Hundred and Two (7,902) 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 on the Modesto Police Reserve be commended for his untiring work in said organization which so greatly contributes to the health, safety and general welfare of our community.

BE IT FURTHER RESOLVED that Captain Albert Pedersen be recognized and commended for his outstanding civic contribution and unlimited personal efforts in working with the Modesto Reserve Police and adding so much to the welfare of our community.

BE IT FURTHER RESOLVED that duly authenticated copies of this resolution be presented to Captain Albert Pedersen and to those officers who devoted so many of their personal hours to the Reserve Police during 1963, in recognition of the performance of outstanding services.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of February, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Patton, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Mitchell, Shastid

ATTEST: \_\_\_\_\_

*(Signature)*  
City Clerk

(SEAL)

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-67

A RESOLUTION AMENDING RESOLUTION NO. 64-35  
ENTITLED "A RESOLUTION ESTABLISHING SALARY  
SCHEDULES AND FIXING THE COMPENSATION FOR  
POSITIONS IN THE CITY SERVICE. (SWORN POLICE  
PERSONNEL)".

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

SECTION 1. AMENDMENT TO RESOLUTION NO. 64-35.

Exhibit "B" entitled "City of Modesto Salary Ranges and  
Rates for Classes of Positions in the City Service" attached  
to Resolution No. 64-35 entitled "A Resolution Establishing  
Salary Schedules and Fixing the Compensation for Positions  
in the City Service. (Sworn Police Personnel)", is hereby  
amended to delete the position of Parking Enforcement and  
Fire Officer under Range 20.4.

SECTION 2. SALARIES FOR CLASSES OF POSITIONS.

Exhibit "B" attached to said Resolution No. 64-35 is hereby  
amended to include the position of Parking Enforcement and  
Fire Officer under Range 20 to read as follows:

RANGE 20 \$427-449-472-495-520

Parking Enforcement and Fire Officer

SECTION 3. EFFECTIVE DATE. The salary range

established by this resolution for the classification of  
Parking Enforcement and Fire Officer shall be effective  
retroactively on and after January 1, 1964.

The foregoing resolution was introduced at a regular  
meeting of the Council of the City of Modesto held on the 10th  
day of February, 1964, by Councilman Hughes, who moved its  
adoption, which motion being duly seconded by Councilman Patton,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Patton, Tabbert, VanderWall,  
Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Shastid

(SEAL)  
APPROVED AS TO FORM:

By Allen Grimes  
ALLEN GRIMES, City Attorney

ATTEST: [Signature]  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-68

A RESOLUTION COMMENDING CHARLES D. YATES FOR SERVICES RENDERED  
TO THE CITY OF MODESTO

WHEREAS, Charles D. Yates was appointed a member of the Modesto City Personnel Commission on April 9, 1962, and a member of the Human Rights Committee on November 12, 1963, and

WHEREAS, Mr. Yates has served this community in an outstanding manner, and has been a devoted and sincere public servant for approximately two years;

NOW, THEREFORE, BE IT RESOLVED that this Council of the City of Modesto, on its own behalf and in behalf of the citizens of this City, hereby expresses its sincere appreciation to Charles D. Yates for his outstanding services to the community;

BE IT FURTHER RESOLVED that the City Clerk be, and he is hereby, directed to furnish a suitably inscribed certified copy of this resolution to Mr. Yates in recognition of his outstanding services.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Mitchell

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-69

A RESOLUTION ACCEPTING THE BID OF ALBERT M. BIEHL FOR  
INSTALLATION OF SPRINKLER SYSTEM - GARRISON PARK

WHEREAS, Resolution No. 64-29, adopted by the Council  
of the City of Modesto on Jan. 27, 1964, approved the plans  
and specifications for the installation of sprinkler system at  
Garrison Park

and authorized the calling for bids, and

WHEREAS, the bids received for the installation of  
sprinkler system at Garrison Park  
were opened at 2:00 PM, February 11, 1964, and later tabulated  
by the Public Works Department 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 \$8,230

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

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  
February, 1964, by Councilman Shastid, who moved its  
adoption, which motion being duly seconded by Councilman Patton,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell

ATTEST:   
CITY CLERK

A RESOLUTION GRANTING A VARIANCE TO NICK TOCCO, SAVE MART STORES, TO ERECT A 50-FOOT FIN SIGN AT PROPERTY LOCATED AT 1600 YOSEMITE BOULEVARD

WHEREAS, Nick Tocco, President, Save Mart Stores, Inc., has submitted a request to the Council of the City of Modesto for a variance to permit the erection of a sixty-five (65') foot fin sign on property located at 1600 Yosemite Boulevard as indicated on plan filed with the Building Division, Department of Public Works, and

WHEREAS, Section 9-6.27(c)(2) of the Municipal Code provides that no fin sign shall have its highest point more than twenty-five feet above the ground level, except that the Council may authorize erection of the sign in excess of the said height limitation if it finds that said sign will not endanger the public health, safety or welfare, and

WHEREAS, the decision of the Council is predicated on the finding that a <sup>fifty</sup> ~~50~~ (50') foot sign will not endanger the public health, safety, and welfare;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that Nick Tocco, President, Save Mart Stores, be and he is hereby granted a variance to Section 9-6.27(c)(2) of the Municipal Code to permit erection of a fifty (50') foot fin sign on property located at 1600 Yosemite Boulevard, subject to the following condition:

1. That the permittee indemnify and save the City harmless from any and all damages, costs and charges of any kind or character arising out of the rights granted by this permit.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell

ATTEST: (*[Signature]*)  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-71

A RESOLUTION GRANTING A VARIANCE TO NICK TOCCO, SAVE MART STORES, TO ERECT A 35-FOOT FIN SIGN ON PROPERTY LOCATED AT GREGORY GARDENS SHOPPING CENTER, CORNER TULLY ROAD AND BOWEN AVENUE

WHEREAS, Nick Tocco, President, Save Mart Stores, Inc., has submitted a request to the Council of the City of Modesto for a variance to permit the erection of a sixty-five (65') foot fin sign on property located at Gregory Gardens Shopping Center, corner Tully Road and Bowen Avenue, as indicated on plan filed with the Building Division, Department of Public Works, and

WHEREAS, Section 9-6.27(c)(2) of the Municipal Code provides that no fin sign shall have its highest point more than twenty-five feet above the ground level, except that the Council may authorize erection of the sign in excess of the said height limitation if it finds that said sign will not endanger the public health, safety, and welfare, and

WHEREAS, the decision of the Council is predicated on the finding that a thirty-five (35') sign will not endanger the public health, safety, and welfare;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that Nick Tocco, President, Save Mart Stores, be, and he is hereby granted a variance to Section 9-6.27(c)(2) of the Municipal Code to permit erection of a thirty-five (35') foot fin sign on property located in Gregory Gardens Shopping Center, corner of Tully Road and Bowen Avenue, subject to the following condition:

1. That the permittee indemnify and save the City harmless from any and all damages, costs and charges of any kind or character arising out of the rights granted by this permit.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Patton, Tabbert, VanderWall,  
NOES: Councilmen: Shastid, Mayor Johansen  
ABSENT: Councilmen: Mitchell

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-72

A RESOLUTION AMENDING RESOLUTION NO. 60-310 ENTITLED, "A RESOLUTION GRANTING VARIANCE TO G. E. ZIMMERMAN TO CONSTRUCT TEMPORARY BLACKTOP DRIVEWAY APPROACHES AT THE SOUTHWEST CORNER OF GRISWOLD AND MAGNOLIA AVENUES."

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

SECTION 1. AMENDMENT TO RESOLUTION NO. 60-310. The present Condition No. 2 of Resolution No. 60-310 entitled, "A Resolution Granting Variance to G. E. Zimmerman to Construct Temporary Blacktop Driveway Approaches at the Southwest Corner of Griswold and Magnolia Avenues" is hereby deleted and Resolution No. 60-310 is hereby amended to add the following as Condition No. 2.

2. Applicant shall personally guarantee the City in writing that he will remove the asphalt material from the public sidewalk area upon demand by the Director of Public Works of the City of Modesto, at his own cost and expense; and, further agrees that in the event he sells his property commonly known as 815 Magnolia Avenue, he will advise the purchaser or transferee of the obligation to remove said asphalt material and will obtain and furnish to the city from such purchaser, his successors and assigns, a similar written guarantee.

SECTION 2. CITY CLERK'S AUTHORIZATION TO RELEASE CORPORATE SURETY BOND. The City Clerk is hereby authorized to release the corporate surety bond posted with the city in accordance with the provisions of Condition No. 2 of Resolution No. 60-310, as it read when adopted, at such time as he receives the personal written guarantee of G. E. Zimmerman that he will remove the asphalt material from the sidewalk area of his property at 815 Magnolia Avenue upon demand by the Director of Public Works, at his sole cost and expense.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By

  
ALLEN GRIMES, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64- 73

A RESOLUTION GIVING NOTICE OF PROPOSED DEMOLITION  
OF THE BUILDING (~~IS~~ LOCATED AT 411 H STREET  
IN THE CITY OF MODESTO  
IN ACCORDANCE WITH THE PROVISIONS OF SECTION  
203 (a) OF THE UNIFORM BUILDING CODE AND FIXING  
THE TIME AND PLACE FOR HEARING PROTESTS THERETO.  
(HANNINK) 1961

WHEREAS, the Uniform Building Code, /~~1958~~ 1961 Edition, has  
been adopted by reference by Section 9-1.01 of Chapter 1 of Title  
IX of the Modesto Municipal Code on the 6th day of October, 1954,  
as amended, and

WHEREAS, Section 203 (a) of the Uniform Building Code,  
1961  
/~~1958~~ Edition, provides that a building which is structurally  
unsafe, or which constitutes a fire hazard, or is otherwise  
dangerous to human life and is declared to be a public nuisance,  
shall be abated by repair, rehabilitation, demolition, or  
removal in accordance with the procedure specified in said  
Uniform Building Code, /~~1958~~ 1961 Edition, and

WHEREAS, the Chief Building Official, after examining  
the building (~~is~~ at 411 H Street,  
found it (~~to be~~) to be unsafe and dangerous, and gave to  
Gerrit Hannink  
the owner (~~is~~) thereof, written notice stating the defects there-  
of, and requiring commencement of work to make required repairs  
within forty-eight (48) hours from such notice or to demolish  
and remove the building (~~is~~), and

WHEREAS, the owner (~~is~~), Gerrit Hannink  
, was (~~was~~) advised by registered mail  
(personal service) on October 25, 1963, in  
accordance with Section 203 (b) of the Uniform Building  
Code, /~~1958~~ 1961 Edition, to comply with the order of the Building  
Official, and

WHEREAS, in accordance with Section 203 (c) of said Building Code, the Building Official caused signs to be posted at the hereinabove referred to property, declaring the building~~(s)~~ unsafe, and

WHEREAS, the owner~~(s)~~ of the above referred to property has ~~(has)~~ failed and neglected to comply with the notice to commence the required repairs or demolish and remove the building~~(s)~~ located thereon,

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

SECTION 1. DECLARATION OF INTENTION. The Council hereby declares its intention to proceed in accordance with the provisions of Section 203 (d) of the Uniform Building Code, <sup>1961</sup>/~~1958~~ Edition, to authorize and direct the Chief Building Official to demolish and remove the aforesaid described building~~(s)~~ as constituting an unsafe building~~(s)~~ and a public nuisance, the owner~~(s)~~ having failed and neglected to comply with the aforementioned notice to commence the required repairs or to demolish and remove the aforesaid building~~(s)~~.

SECTION 2. NOTICE OF TIME AND PLACE FOR HEARING.

Notice is hereby given that the 2nd day of March, 1964, at the hour of 4:30 o'clock P.M. of said day, in the Council Chambers at the City Hall located at 801 Eleventh Street in the City of Modesto, be and the same is hereby fixed as the time and place for considering said matter, at which time and place any person owning such real or personal property and having any objections to the proposed removal or demolition of said building~~(s)~~ may appear before the Council of the City of Modesto and show cause why said building~~(s)~~ should not be ordered demolished and removed.

SECTION 3. MAILING OF NOTICE TO OWNER OR OWNERS. The City Clerk shall cause a copy of this resolution to be mailed by registered mail to the owner or owners of the property affected at least ten (10) days prior to the date set for the hearing.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

<b>AYES:</b>	<b>Councilmen:</b>	Hughes, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen
<b>NOES:</b>	<b>Councilmen:</b>	None
<b>ABSENT:</b>	<b>Councilmen:</b>	Mitchell

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By ALLEN GRIMES, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-74

A RESOLUTION AUTHORIZING THE SALE OF SURPLUS TREES TO CITY OF  
MERCED

WHEREAS, Resolution No. 64-49 of the Council of the City of Modesto authorizes the sale of surplus street trees accumulated at the city nursery, and

WHEREAS, the City of Merced has submitted an offer of \$175 to purchase twenty-three (23) street trees from the City of Modesto;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Parks and Recreation Department is hereby authorized to sell 23 surplus street trees to the City of Merced for the sum of \$175.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Mitchell

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-75

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE MODESTO LIONS CLUB, INC., FOR CONSTRUCTION OF A SERIES OF CONCRETE SLABS IN VARIOUS PARKS FOR RECREATIONAL PURPOSES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and The Modesto Lions Club, Inc., for construction of a series of concrete slabs ~~for~~ in various city parks for recreational purposes

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 February, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64- 76

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

WHEREAS, a Position Classification Plan was adopted  
by Resolution No. 62-9 pursuant to Rule 2 of the Personnel  
Rules and Regulations of the City of Modesto, and

WHEREAS, the Personnel Commission 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 major revisions to the classification plan  
shall be effective upon adoption by resolution of the 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 a certain class of  
positions and create a new class of positions as follows:

CLASSIFICATION ABOLISHED

CLASSIFICATION CREATED

Recreation Superintendent

Park Superintendent

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 17th  
day of February, 1964, by Councilman VanderWall,  
who moved its adoption, which motion being duly seconded by  
Councilman Hughes, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell

ATTEST:

[Signature]  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By

[Signature]  
ALLEN GRIMES, City Attorney

## Definition

Under direction, to assist the Director of Parks and Recreation in planning, directing and supervising maintenance, operation, construction, and development of the city park system, its facilities and equipment; the city street tree program; the city golf courses; to perform responsible administrative work in connection therewith; to perform any related work as required.

## Typical Duties

Serves as general assistant to the Director of Parks and Recreation in planning and directing the city's park, street tree and golf course programs; organizes, supervises, and reports on the construction, operation and maintenance of the city park system and landscaped areas, facilities and equipment, street tree operation and golf courses; assists the Director in preparing reports concerning all departmental operations; assists the Director and others in planning existing and future facilities and their maintenance; assists in the preparation and execution of the divisional budgets; coordinates park maintenance activities with other city departments; may design and supervise construction and alteration of landscaped areas; develops and initiates tree planting, cutting, and removal; reviews and acts upon citizen complaints, requests or suggestions; trains, supervises, assigns and evaluates personnel; authorizes purchases; makes public appearances to inform the citizens of park programs; assists in other phases of the department's programs as directed.

## Employment Standards

Any combination of training and experience equivalent to graduation from an accredited college with specialization in landscaping, horticulture, forestry, park management or an allied field and four years of increasingly responsible technical experience in the operation and maintenance of public parks, tree planting program and golf courses.

## Desirable Qualifications

Knowledge of plants, materials, methods, equipment and standards used in the construction, operation and maintenance of public parks, swimming pools, landscaped areas; the planting and maintenance of trees; the maintenance of golf courses; the integration of park and recreation facilities.

Ability to develop, operate and maintain parks, park facilities and equipment; select and direct the planting of trees, shrubs, grasses, and plants for park and golf course areas; develop or modify park operations and systems according to need; detect and correct functional faults in equipment, facility and operations techniques; assist in preparation and interpretation of construction and planting plans and specifications; prepare budget; to interpret and plan community park needs; perform administrative duties.

A RESOLUTION AMENDING RESOLUTION NO. 64-37 ENTITLED "A RESOLUTION ESTABLISHING SALARY SCHEDULES AND FIXING THE COMPENSATION FOR POSITIONS IN THE CITY SERVICE. (GENERAL EMPLOYEES)".

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

SECTION 1. AMENDMENT TO RESOLUTION NO. 64-37.

Exhibit "E" entitled "City of Modesto Salary Ranges and Rates for Classes of Positions in the City Service" attached to Resolution No. 64-37 entitled "A Resolution Establishing Salary Schedules and Fixing the Compensation for Positions in the City Service. (General Employees)", is hereby amended to delete the position of Recreation Superintendent and create the position of Park Superintendent under Range 28.5.

SECTION 2. SALARIES FOR CLASSES OF POSITIONS.

Salary Range 28.5 of Exhibit "E" established by Section 2 of Resolution No. 64-37 is hereby amended to read as follows:

RANGE 28.5 \$647-680-714-749-786

Assistant to Public Works Director  
Associate Planner  
Chief Building Official  
Land Agent Project Assistant  
Park Superintendent

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell


ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By

  
ALLEN GRIMES, City Attorney

RANGE 21 \$449-472-495-520-546

Equipment Mechanic  
Junior Accountant  
Librarian II  
Parks Leadman  
Public Works Leadman  
Traffic Engineering Aide  
Tree Leadman

RANGE 21.5 \$460-483-508-533-559

Secretary to City Manager  
Supervisor Central Office Services

RANGE 22.5 \$483-508-533-559-587

Administrative Assistant  
Recreation Supervisor I

RANGE 23 \$495-520-546-573-602

Electrician  
Senior Engineering Aide  
Senior Planning Aide  
Shop Foreman  
Supervising Tab. Equip. Operator

RANGE 24.5 \$533-559-587-616-647

Building Inspector  
Chief Pump Maintenance Man  
Construction Inspector  
Golf Course Maintenance Foreman  
Parks Foreman  
Public Works Foreman  
Recreation Supervisor II  
Tree Foreman

RANGE 25 \$546-573-602-631-663

Accountant  
Purchasing Officer

RANGE 25.5 \$559-587-616-647-680

Assistant Planner  
Junior Civil Engineer  
Principal Engineering Aide

RANGE 26 \$573-602-631-663-696

Airport Manager

RANGE 26.5 \$587-616-647-680-714

Chief Electrician  
Service Division Superintendent  
Sewage Plant Superintendent

RANGE 27.5 \$616-647-680-714-749

Civil Engineering Assistant  
Construction & Maintenance Supt.  
Personnel Officer

RANGE 28 \$631-663-696-731-767

Senior Accountant

RANGE 28.5 \$647-680-714-749-786

Assistant to Public Works Director  
Associate Planner  
Chief Building Official  
Land Agent Project Assistant  
Parks Superintendent\*

RANGE 31.5 \$749-786-825-866-909

Associate Civil Engineer  
Senior Planner

RANGE 33.5 \$825-866-909-955-1003

Assistant City Engineer  
Assistant Public Works Director

Effective 1-1-64 (Adopted 1-27-64)

Exhibit "E"

\*Added 2-17-64

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-78

A RESOLUTION AUTHORIZING THE RELEASE OF SUBDIVISION BOND FILED  
TO GUARANTEE IMPROVEMENTS IN SKYLANE PARK NO. 3 SUBDIVISION

WHEREAS, Donald L. Stone, subdivider of Skylane Park No. 3 Subdivision, has filed a subdivision bond with the City of Modesto to guarantee the improvements in the aforesaid subdivision, and

WHEREAS, the Director of Public Works has reported that the improvements have been completed in the aforesaid subdivision to his satisfaction, and has recommended the release of the bond.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the subdivision bond filed by Donald L. Stone in the amount of \$27,000 to guarantee improvements in Skylane Park No. 3 Subdivision, be and it is hereby released.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Mitchell

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-79

A RESOLUTION AUTHORIZING THE RELEASE OF SUBDIVISION BOND FILED TO  
GUARANTEE IMPROVEMENTS IN BRENTWOOD ESTATES NO. 1 SUBDIVISION

WHEREAS, Helen Soderlund, George Klemm, David O. Hannah and Richard C. Smith, subdividers of Brentwood Estates No. 1 Subdivision, have posted a subdivision bond with the City of Modesto to guarantee the improvements in the aforesaid subdivision, and

WHEREAS, the Director of Public Works has reported that the improvements have been completed in the aforesaid subdivision to his satisfaction, and has recommended the release of the subdivision bond in the amount of \$39,000;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the subdivision bond posted by the subdividers of Brentwood Estates No. 1 Subdivision in the amount of \$39,000 be, and it is hereby released.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Mitchell

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-80

A RESOLUTION AUTHORIZING THE INSTALLATION OF SPRINKLER SYSTEM AT MORAN ESTATES PARK

WHEREAS, the Council of the City of Modesto adopted Resolution No. 64-48, on February 3, 1964, approving plans and specifications and call for bids for installation of a sprinkler system at Moran Estates Park and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on or before 2:00 P.M., February 18, 1964, and

WHEREAS, the City Clerk, in accordance with said Resolution, thereafter duly and regularly caused a notice to be published in the manner and for the time prescribed by law, and

WHEREAS, no bids for the installation of the sprinkler system at Moran Estates Park were received, and

WHEREAS, the Director of Public Works estimates that the cost of materials and use of City forces for the installation of the sprinkler system at Moran Estates Park can be accomplished for an estimated cost to the City of \$4,100, and


WHEREAS, the Council declares and determines that, in its opinion, based upon the estimate approved by the City Manager, the work in question may be performed better and more economically by the City with its own employees;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that, in accordance with the provisions of Section 8-3.06 of the Modesto Municipal Code, the City Manager is hereby authorized to proceed to have the work in question performed by the City by its own employees, and to furnish the materials required.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENE	Councilmen:	None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-81

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR THE CONSTRUCTION OF A SUBTRUNK SEWER ON  
NORWEGIAN AVENUE EAST OF POTTER AVENUE

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

Section 1. The plans and specifications for the construct-  
ion of a subtrunk sewer on Norwegian Avenue east of Potter 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 Tuesday, March 10, 1964, 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 February, 1964, by Councilman VanderWall,  
who moved its adoption, which motion being duly seconded by  
Councilman Mitchell, was upon roll call carried and  
the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-82

A RESOLUTION AFFIRMING THE DECISION OF THE PLANNING COMMISSION DENYING THE REQUEST OF JOHN H. DEETER TO AMEND SECTION 17 OF THE ZONING MAP AS DESCRIBED IN RESOLUTION NO. 64-7 ADOPTED BY THE PLANNING COMMISSION ON THE BASIS OF THE FINDINGS SET FORTH IN SAID RESOLUTION.

WHEREAS, the application of John H. Deeter for an amendment to Section 17 of the Zoning Map to reclassify from One-Family Zone, R-1, to Multiple-Family Zone, R-3, the sixteen (16) acre tract of land located between Granger Avenue and Modesto Irrigation District Lateral No. 3 and between the Tidewater Southern Railroad tracks and Our Lady of Fatima Church property, was denied by the Modesto City Planning Commission on January 21, 1964, after the holding of a public hearing on January 21, 1964, and

WHEREAS, John H. Deeter filed an appeal to this decision with the City Clerk on January 30, 1964, and requested that a public hearing be scheduled before the Council and waived the forty (40) day time limit as provided in Section 10-2.2112 of the Municipal Code, and

WHEREAS, the Council set February 24, 1964, at 8:00 P.M. in the Council Chambers as the time and place for the public hearing on the appeal, and

WHEREAS, on the basis of the evidence, both oral and documentary taken and introduced at said public hearing, the Council finds and determines that the decision of the Planning Commission should be affirmed,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal of John H. Deeter for an amendment to Section 17 of the Zoning Map be denied and the decision of the Planning Commission be and it is hereby affirmed on the basis of the findings set forth in its Resolution No. 64-7, adopted on January 21, 1964.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Patton, Shastid, Tabbert, VanderWall,  
Mayor Johansen

NOES: Councilmen: Hughes

ABSENT: Councilmen: Mitchell

ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

BY

  
ALLEN GRIMES, City Attorney

A RESOLUTION REJECTING ALL BIDS FOR FURNITURE FOR THE POLICE-COMMUNICATIONS BUILDING AND AUTHORIZING PURCHASE THEREOF THROUGH NEGOTIATION WITH QUALIFIED LOCAL DEALERS

WHEREAS, the Council of the City of Modesto on January 20, 1964, by motion, authorized the staff to proceed with the purchase of required furniture for the Police-Communications building on the basis of informal sealed bids from local dealers only, and

WHEREAS, informal sealed bids were opened February 10, 1964, and

WHEREAS, the Purchasing Officer has recommended that all bids be rejected on the basis that substantial savings will result from negotiated contracts with local dealers, without sacrificing quality;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that in accordance with the provisions of Section 8-3.06 of the Modesto Municipal Code, all sealed bids for furniture for the Police-Communications Building opened February 10, 1964, be, and they are hereby rejected.

BE IT FURTHER RESOLVED that the staff is hereby authorized to negotiate with qualified local dealers for required furniture for the Police-Communications Building.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	None

ATTEST:

  
\_\_\_\_\_  
City Clerk

A RESOLUTION ACCEPTING THE NEGOTIATED BID OF LEE BROTHERS STATIONERS  
FOR FURNITURE FOR POLICE-COMMUNICATIONS BUILDING

WHEREAS, Resolution No. 64-84 adopted by the Council of the City of Modesto on February 24, 1964, approves the purchase of required furniture for the Police-Communications Building by negotiated bid with qualified local dealers, and

WHEREAS, the Purchasing Officer has recommended that the negotiated bid of Lee Brothers Stationers for the required furniture for the Police-Communications Building be accepted as the lowest responsible bid;

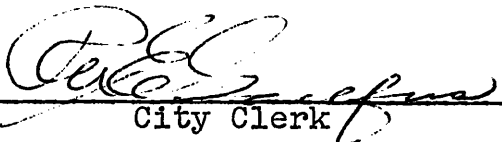
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the negotiated bid of Lee Brothers Stationers be, and it is hereby accepted, and execution of a contract for the required furniture by the City's designated officials authorized.

BE IT FURTHER RESOLVED that the staff be, and it is hereby authorized to purchase the furniture and allied items for the Police-Communications Building from Lee Brothers Stationers by purchase order, as needed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-85

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$20,000 FOR  
FURNISHINGS - POLICE-COMMUNICATIONS BUILDING

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

Fund No. 321 Special Fund for Capital  
Outlay

From:	Police Building (5201)	\$20,000
To:	Police Building Furniture (5501)	\$20,000

For financing of furnishings at Police-  
Communications building

The foregoing resolution was introduced at a regular  
meeting of the Council of the City of Modesto held on the  
24th day of February, 1964, by Councilman  
Shastid, who moved its adoption, which motion  
being duly seconded by Councilman VanderWall  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64- 86

A RESOLUTION RESCINDING RESOLUTION NO. 61-430 ENTITLED "A RESOLUTION ESTABLISHING THE REASONABLE RENTAL VALUE OF THE RESIDENCE OWNED BY THE CITY LOCATED AT 1415 SUTTER AVENUE, MODESTO, AND AUTHORIZING FLOYD HUSS, A CITY EMPLOYEE, TO OCCUPY THE PREMISES FOR RESIDENCE PURPOSES AS A PART OF HIS COMPENSATION IN CONNECTION WITH HIS EMPLOYMENT AT THE CITY SEWAGE TREATMENT PLANT, AND RESCINDING RESOLUTION NO. 61-3."

BE IT RESOLVED by the Council of the City of Modesto that Resolution No. 61-430 entitled "A Resolution Establishing the Reasonable Rental Value of the Residence Owned by the City Located at 1415 Sutter Avenue, Modesto, and Authorizing Floyd Huss, a City Employee, to Occupy the Premises for Residence Purposes as a Part of His Compensation in Connection with His Employment at the City Sewage Treatment Plant, and Rescinding Resolution No. 61-3" is hereby rescinded, effective February 29, 1964.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By ALLEN GRIMES, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-87

LEASE

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND  
WILLIS CHEEK FOR RENTAL OF CITY-OWNED RESIDENCE


BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that the <sup>lease</sup> agreement between the City of Modesto and Willis Cheek  
for rental of City-owned residence at 1415 Sutter, commencing on  
~~for~~ March 1, 1964, for a rental payment of \$36.70 per month, payable  
each month in advance  
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said <sup>lease</sup> agreement  
by the designated 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  
February, 1964, by Councilman Shastid, who moved its adopt-  
ion, which motion being duly seconded by Councilman VanderWall,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-88

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND FELLOWSHIP HOMES FOR WATER AND SEWER SERVICE TO PROPERTY OUTSIDE THE CITY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Fellowship Homes for sewer and water service to property on Norwegian Avenue between ~~for~~ McHenry and Sunrise Avenues

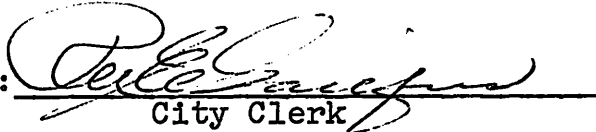
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 February, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-89

A RESOLUTION APPROVING THE FINAL MAP OF THE  
BROOKDALE PARK NO. 3 SUBDIVISION  
OF THE CITY OF MODESTO.

WHEREAS, SHERWOOD MORTGAGE COMPANY, a California corpora-  
tion,

are possessed of a tract of land situate in the City of Modesto,  
County of Stanislaus, consisting of 19.7 acres, known as the  
BROOKDALE PARK NO. 3 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the  
City Planning Commission on the 2nd day of October,  
1962, 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 cer-  
tified that the final map of said BROOKDALE PARK 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,

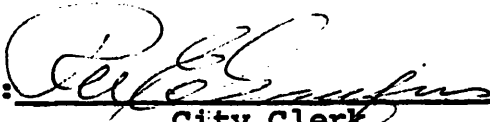
NOW, THEREFORE, BE IT RESOLVED that said final map of the  
BROOKDALE PARK NO. 3 Subdivision  
be approved; that the streets, alleys and easements as shown thereon  
within the boundaries of said tract be accepted on behalf of the  
public for public use; and that the City Clerk be authorized to  
certify the map of said tract on behalf of the City of Modesto after  
the fees in the amount of Three Thousand Six Hundred Fifty and 70/100ths  
(\$3,650.70) Dollars, as required by the  
Modesto Municipal Code, for checking, copies of maps, recording and  
parks and playgrounds have been paid, and subdividers have furnished  
a bond acceptable to the City Attorney, or, in lieu thereof, have  
posted a cash deposit with the City Clerk in the sum of Eighty-Five  
Thousand Five Hundred and No/100ths (\$85,500.00) Dollars.

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.

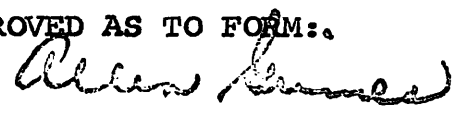
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:.

  
By \_\_\_\_\_  
ALLEN GRIMES, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-90

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR INSTALLATION OF WATER MAINS IN BROOKDALE PARK  
NO. 3 SUBDIVISION

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

Section 1. The plans and specifications for installation  
of water mains in Brookdale Park No. 3 Subdivision  
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 Tuesday, March 10, 1964, 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 24th  
day of February, 1964, by Councilman Hughes,  
who moved its adoption, which motion being duly seconded by  
Councilman Mitchell, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

RESOLUTION ACCEPTING GRANT DEEDS FOR RIGHTS OF WAY FOR EXTENSION  
OF GAYLE AVENUE AND ACCEPTING SAID EXTENSION AS A PUBLIC STREET

WHEREAS, an agreement between the City of Modesto and Robert L. Nickerson and Mary L. Nickerson, husband and wife, was executed on December 28, 1958, and

WHEREAS, said agreement provides for the extension of Gayle Avenue in accordance with a drawing prepared by the Public Works Department entitled "Land Acquisition No. 57-15, Northern Boulevard and Gayle Avenue," attached thereto as Exhibit "A", and improvement thereof in accordance with the City's subdivision regulations, and

WHEREAS, the Director of Public Works in memorandum dated February 24, 1964, has indicated that grant deeds for the rights of way for the extension of Gayle Avenue have been executed, and street improvements completed in accordance with the City's subdivision regulations, as provided in said agreement;

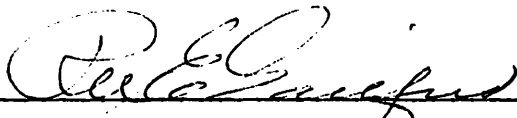
NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that grant deeds executed by Robert L. Nickerson and Mary L. Nickerson, husband and wife, dedicating rights of way for the extension of Gayle Avenue to the City of Modesto, be, and they are hereby accepted and said extension of Gayle Avenue is accepted as a public street;

BE IT FURTHER RESOLVED that street improvements covering the extension of Gayle Avenue be, and they are hereby accepted on behalf of the City of Modesto;

BE IT FURTHER RESOLVED that the City Clerk of the City of Modesto is hereby authorized to record said grant 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 24th day of February, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:   
City Clerk

A RESOLUTION GRANTING A PERMIT TO CALIFORNIA  
RURAL FIRE ASSOCIATION TO USE A PORTION OF THE  
CITY-COUNTY AIRPORT ON APRIL 25, 1964.

WHEREAS, the Council has received a request from the California Rural Fire Association for special permission to use a portion of the open land area at the Modesto City-County Airport on Saturday, April 25, 1964, for field day activities, and

WHEREAS, the Council desires that permission for this use be granted,

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

SECTION 1. A permit is hereby granted to said applicant to use a portion of open land area at the Modesto City-County Airport for field day activities on Saturday, April 25, 1964, from 9:00 A.M. to 4:00 P.M., subject to the other provisions of this resolution.

SECTION 2. The use of the Modesto City-County Airport, granted by this resolution, shall be made under the general supervision and control of the Airport Manager.

SECTION 3. The specific land area to be used by applicant is that portion located at the south side of the "T" Hangars, and a portion of the surfaced driveway adjacent to the south side of the "T" Hangars, the exact area to be designated to applicant by the Airport Manager.

SECTION 4. Said permit is granted for each of the conditions set forth, which conditions applicant agrees, by acceptance of this permit, to faithfully perform, to wit:

(a) Applicant agrees in writing to indemnify and hold the City, its agents, officers and employees harmless from any and all liability for personal injuries, property damage and costs and charges of any kind or character arising out of or relating to or in any way connected with the exercise of this permit, and to reimburse the City for any damages to the facility occurring or resulting from or during its use.

(b) Applicant agrees in writing, at its own cost and expense, to defend any and all law suits arising out of or in any way connected with the exercise of this permit.

(c) Applicant shall take out and maintain during the life of this permit Public Liability and Property Damage Insurance to protect it and any persons performing work under the permit, from claim for damages for personal injury, including accidental death, as well as claims for property damage, which may arise out of the exercise of the rights granted by the permit, whether by itself, or anyone directly or indirectly employed or contracted by applicant. The amount of such insurance shall be as follows:

Public Liability and Property Damage Insurance in an amount not less than One Hundred Thousand and No/100ths (\$100,000.00) Dollars for injuries, including accidental death, to any one person, subject to the same limit for each person in an amount not less than Three Hundred Thousand and No/100ths (\$300,000.00) Dollars on account of one occurrence; and Property Damage Insurance in an amount not less than Twenty-Five Thousand and No/100ths (\$25,000.00) Dollars.

Applicant shall furnish the City Clerk of the City of Modesto with a certificate of insurance as evidence of carriage of the insurance required.

(d) Applicant shall comply with the regulations for use of the Airport as contained in Sections 7-3.106 and 7-3.107 of the Modesto Municipal Code as supplemented by the provisions of this resolution.

(e) Applicant shall furnish City with satisfactory proof of carriage of the insurance required. Such insurance shall be absolutely non-cancellable for a period of not less than five (5) days after notice to City.

(f) Applicant shall assume full responsibility for cleaning the premises used by it at the Modesto City-County Airport and guarantees by acceptance of this permit to return the premises to the condition prevailing before its use of the property.

SECTION 5. The City Clerk shall furnish applicant with a copy of this permit setting forth the terms and conditions of the permit. Applicant shall have twenty (20) days from and after the adoption of this resolution within which to file written acceptance of this permit and a certificate of insurance as required by this resolution with the City Clerk, and no right shall be conferred hereby until said acceptance and certificate is filed.

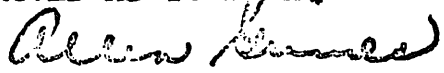
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ALLEN GRIMES, City Attorney



WHEREAS, in accordance with Section 203 (c) of said Building Code, the Building Official caused signs to be posted at the hereinabove referred to property, declaring the ~~building(s)~~ sheds unsafe, and

WHEREAS, the owner(s) of the above referred to property has ~~(has)~~ failed and neglected to comply with the notice to commence the required repairs or demolish and remove the ~~building(s)~~ sheds located thereon,

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


SECTION 1. DECLARATION OF INTENTION. The Council hereby declares its intention to proceed in accordance with the provisions of Section 203 (d) of the Uniform Building Code, <sup>1961</sup> ~~1952~~ Edition, to authorize and direct the Chief Building Official to demolish and remove the aforesaid described ~~building(s)~~ sheds as constituting ~~an~~ unsafe building(s) and a public nuisance, the owner(s) having failed and neglected to comply with the aforementioned notice to commence the required repairs or to demolish and remove the aforesaid ~~building(s)~~ sheds.

SECTION 2. NOTICE OF TIME AND PLACE FOR HEARING. Notice is hereby given that the 9th day of March, 1964, at the hour of 8:15 o'clock P.M. of said day, in the Council Chambers at the City Hall located at 801 Eleventh Street in the City of Modesto, be and the same is hereby fixed as the time and place for considering said matter, at which time and place any person owning such real or personal property and having any objections to the proposed removal or demolition of said ~~building(s)~~ sheds may appear before the Council of the City of Modesto and show cause why said ~~building(s)~~ sheds should not be ordered demolished and removed.

SECTION 3. MAILING OF NOTICE TO OWNER OR OWNERS. The City Clerk shall cause a copy of this resolution to be mailed by registered mail to the owner or owners of the property affected at least ten (10) days prior to the date set for the hearing.

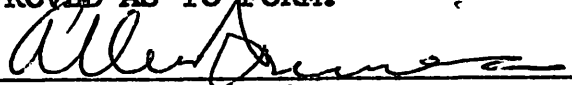
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ALLEN GRIMES, City Attorney

A RESOLUTION INSTRUCTING THE SUPERINTENDENT  
OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION  
OF SIDEWALK, CURB AND GUTTER ALONG  
CERTAIN STREETS IN THE CITY OF MODESTO. (BLOCK  
2061-1, LOTS 5 AND 6)

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 sidewalk,  
curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets  
and Highways Code, the Superintendent of Streets finds that  
sidewalk, curb and gutter have been constructed in  
front of the properties constituting more than fifty per cent  
(50%) of the street frontage of the west side of North  
Santa Cruz Avenue

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

SECTION 1. The Superintendent of Streets is hereby  
directed to notify the owners of record of the properties  
described as follows:

All that real property in the State of California,  
County of Stanislaus, Section 27, Township 3 South,  
Range 9 East, Mount Diablo Base and Meridian,  
described as follows:

Lots 5 and 6 of Block 2061-1 of E. H. Gum Subdivision  
as per map filed May 10, 1938, in Volume 11 of Maps,  
Page 42, Stanislaus County Records.

to construct or cause to be constructed sidewalk, curb and gutter along the street frontage of the property/~~properties~~ hereinabove described, all of said construction to be in accordance with City of Modesto standards for such construction work. 2

SECTION 2. The 16th day of March, 1964, at 4:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, is set as the time and place where the Council will hear and pass upon objections or protests, if any, which may be raised by any property owner or other interested persons relating to the proposed work.


SECTION 3. 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 24th day of February, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen

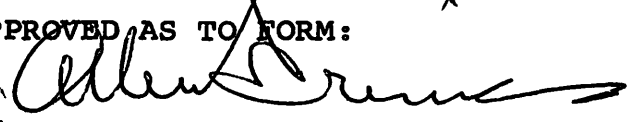
NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

  
By ALLEN GRIMES, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-95

A RESOLUTION EXPRESSING GRATITUDE AND PUBLIC THANKS TO BOY SCOUT TROOPS OF THE CITY OF MODESTO FOR DISTRIBUTION OF THE CITY OF MODESTO'S 1963 ANNUAL "REPORT TO THE PEOPLE"

WHEREAS, the Boy Scout Troops of the Chief Tenaya District have voluntarily made house-to-house distribution of the City of Modesto's annual "Report to the People" as a community service; and

WHEREAS, this early recognition of civic responsibility and the need for public service indicates the future contribution these young men will make to the community and to the nation; and

WHEREAS, the City of Modesto is deeply grateful to the Boy Scouts who participated in this activity, and to the sponsors who made it possible;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby expresses its sincere gratitude and public thanks to the Boy Scouts of the Chief Tenaya District, and to their Scoutmasters, for the assistance rendered to the City of Modesto.

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized to forward a copy of this resolution to the Scoutmasters of the following Boy Scout Troops participating in the distribution:

Troop 6	Ward Melrose, 243 S. Dakota, Modesto, California
Troop 7	Andrew Lipko, 2055 Lance, Modesto, California
Troop 11	Neal T. Allred, 617 Tully Road, Modesto, California
Troop 12	Thomas H. Gain, 310 Gayle Avenue, Modesto, California
Troop 13	Roy Suzuki, 2801 Sheppard Lane, Modesto, California
Troop 14	J. Paul Gonsalves, 1605 Florine Lane, Modesto, California
Troop 17	Robert G. Pedersen, 901 Coldwell, Modesto, California
Troop 19	Marion "Bud" Adams, 2012 College Avenue, Modesto, Calif.
Troop 36	Leonard B. Hewson, 2232 Pacific Avenue, Modesto, Calif.
Troop 38	Willis Roddy, 1004 Stanford Avenue, Modesto, California
Troop 59	Harold W. Armstrong, 1401 Ashwood Drive, Modesto, Calif.
Troop 77	Laurence E. Grandt, 1026 Thoreau Court, Modesto, Calif.
Troop 138	Clyde R. Hull, 1813 Joaquin, Modesto, California

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of March, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-96

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR INSTALLATION OF WATER LINE EXTENSION ON  
NORWEGIAN AVENUE TO SERVE FELLOWSHIP HOMES

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

Section 1. The plans and specifications for installation of  
water line extension on Norwegian Avenue to serve Fellowship Homes  
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 17, 1964, 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 2nd  
day of March, 1964, by Councilman Mitchell,  
who moved its adoption, which motion being duly seconded by  
Councilman VanderWall, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

A RESOLUTION ORDERING THE BUILDING OFFICIAL OF THE CITY OF MOESTO TO DEMOLISH THE OLD BARN AT THE REAR OF THE BUILDING LOCATED AT 411 "H" STREET IN THE CITY OF MODESTO IN ACCORDANCE WITH THE PROVISIONS OF SECTION 203(a) OF THE UNIFORM BUILDING CODE. (GERRIT HANNINK)

WHEREAS, the Uniform Building Code, 1961 Edition, has been adopted by reference by Section 9-1.01 of Chapter 1 of Title IX of the Modesto Municipal Code on the 6th day of October, 1954, as amended, and

WHEREAS, Section 203(a) of the Uniform Building Code, 1961 Edition, provides that a building which is structurally unsafe, or which constitutes a fire hazard, or is otherwise dangerous to human life and is declared to be a public nuisance, shall be abated by repair, rehabilitation, demolition, or removal in accordance with the procedure specified in said Uniform Building Code, 1961 Edition, and

WHEREAS, the Chief Building Official after examining the old barn at the rear of the building at 411 "H" Street, found it to be unsafe and dangerous, and gave to the owner thereof written notice stating the defects thereof, and requiring commencement of work to make required repairs or to demolish and remove the barn, and

WHEREAS, the owner was advised by personal service on October 25, 1963, in accordance with Section 203(b) of the Uniform Building Code, 1961 Edition, to comply with the order of the Building Official, and

WHEREAS, in accordance with Section 203(c) of said Building Code, the Building Official caused signs to be posted at the hereinabove referred to property, declaring the barn unsafe, and

WHEREAS, the owner of the above referred to property has failed and neglected to comply with the notice to commence the work of repair or remove the barn located thereon, and

WHEREAS, the matter was set for public hearing before the Council of the City of Modesto in the Council Chambers, located in the City Hall, 801 - 11th Street, Modesto, California, at 4:30 o'clock P.M., on the 2nd day of March, 1964, and

WHEREAS, said hearing was held before the Council at the above time and place, and evidence, both oral and documentary, was taken and introduced and the Council found and determined that:

1. All of the provisions of Section 203(b) of the Uniform Building Code, 1961 Edition, adopted by reference by Section 9-1.01 of the Modesto Municipal Code, have been complied with; and

2. The barn referred to above is structurally unsafe, constitutes a fire hazard, is otherwise dangerous to human life and is declared to be a public nuisance; and

3. A notice was given to the owner of said property in accordance with Section 3 of Resolution No. 64-73, adopted by the Council of the City of Modesto on February 17, 1964,

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

SECTION 1. DEMOLITION. In accordance with Section 203(d) of the Uniform Building Code, 1961 Edition, the owner having failed and neglected to comply with the notice to repair or demolish and remove said barn, the Building Official is hereby authorized and directed to proceed with the work specified in the notice referred to above.

SECTION 2. COSTS. The costs incurred in the demolishing and removal of said barn shall be paid out of the City Treasury. Such costs shall be charged and assessed against the premises involved as a special assessment lien on the land on which the barn is located, and shall be collected in the manner provided for the collection of general property taxes of the City.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of March, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: [Signature]  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By [Signature]  
ALLEN GRIMES, City Attorney

A RESOLUTION AUTHORIZING SALE OF SURPLUS TREES TO CITY OF MERCED  
AND COUNTY OF STANISLAUS

WHEREAS, Resolution No. 54-49 of the Council of the City of Modesto authorizes the sale of surplus street trees accumulated at the city nursery, and

WHEREAS, the City of Merced has submitted an offer of \$112 to purchase sixteen (16) street trees from the City of Modesto; and

WHEREAS, the County of Stanislaus has submitted an offer of \$50 to purchase ten (10) street trees from the City of Modesto;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Parks and Recreation Department is hereby authorized to sell sixteen (16) surplus street trees to the City of Merced for the sum of \$112, and ten (10) surplus street trees to the County of Stanislaus for the sum of \$50.

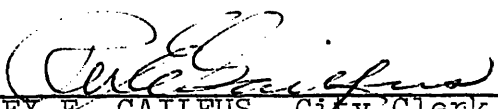
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of March, 1964 by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert,  
Mayor Johansen

Noes: Councilmen: None

Absent: Councilmen: Mitchell, VanderWall

ATTEST:

  
REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-99

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND FRONTIER SAVINGS AND LOAN TO PROVIDE WATER SERVICE TO ROBIN HOOD ESTATES NO. 2 SUBDIVISION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Frontier Savings and Loan to provide water service to Robin Hood Estates No. 2 ~~for~~ 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 2nd day of March, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell, VanderWall

ATTEST:

  
City Clerk

A RESOLUTION APPROVING THE FINAL MAP OF THE  
COLONIAL MANOR NO. 1 SUBDIVISION  
OF THE CITY OF MODESTO.

WHEREAS, John H. Kirkpatrick and Delores Irene Kirkpatrick,  
husband and wife,

are possessed of a tract of land situate in the City of Modesto,  
County of Stanislaus, consisting of 11.7 acres, known as the  
Colonial Manor No. 1 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the  
City Planning Commission on the 3rd day of December,  
1963, 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 cer-  
tified that the final map of said Colonial Manor 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 that said final map of the  
Colonial Manor No. 1 Subdivision  
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 in the amount of Two Thousand Two Hundred Thirty-Nine and  
20/100ths (\$2,239.20) Dollars, as required by the  
Modesto Municipal Code, for checking, copies of maps, recording and  
parks and playgrounds have been paid, and subdividers have furnished  
a bond acceptable to the City Attorney, or, in lieu thereof, have  
posted a cash deposit with the City Clerk in the sum of Thirty-five  
Thousand Seven Hundred and No/100ths (\$35,700.00) Dollars.

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 March, 19 64, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, VanderWall

ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By

  
ALLEN GRIMES, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-101

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR THE INSTALLATION OF WATER LINES IN COLONIAL  
MANOR NO. 1 SUBDIVISION

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

Section 1. The plans and specifications for the installation  
of water lines in Colonial Manor No. 1 Subdivision  
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 17, 1964, at 2:00 PM.  
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 March, 1964, by Councilman Hughes,  
who moved its adoption, which motion being duly seconded by  
Councilman Patton, was upon roll call carried and  
the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Patton, Shastid, Tabbert, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Mitchell, VanderWall

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64- 102

A RESOLUTION REFERRING TO THE MODESTO CITY PLANNING COMMISSION A PETITION FOR ANNEXATION OF CERTAIN UNINHABITED TERRITORY TO THE CITY OF MODESTO KNOWN AS YOSEMITE LANES ADDITION.

WHEREAS, a petition has been filed in the office of the City Clerk requesting the annexation of certain uninhabited territory to the City of Modesto, which territory is more specifically described hereinafter, and

WHEREAS, the County Boundary Commission has certified to the definiteness and accuracy of the boundaries of said territory,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said petition for the annexation of the following described uninhabited territory be referred to the Planning Commission for its report and recommendation.

The territory herein referred to is situated in the County of Stanislaus, State of California, and more particularly described as attached hereto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of March, 1964, by Councilman Tabbert, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, ~~Mitchell~~ Patton, Shastid, Tabbert, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, VanderWall

ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ALLEN GRIMES, City Attorney

ALLEN GRIMES, City Attorney

All that real property in the State of California, County of Stanislaus, Sections 26, 27, 34 and 35, 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 corner of the La Loma-Yosemite Addition as per description filed December 4, 1953, as Instrument 30045, Stanislaus County Records, said point being on the Northern line of a 20 foot alley in Block 2264 at the Southeastern corner of Lot 1 in Block 2264, as said Block is shown on the map of Alta Vista Tract No. 2, filed in Volume 16 of Maps, at Page 43, Stanislaus County Records; thence along the Easterly extension of the Northern line of the 20 foot alley in Block 2264 and the Northern line of a 20 foot alley in Block 2322, as shown on said Alta Vista Tract No. 2, South  $89^{\circ} 54' 15''$  East, 526.55 feet, to the Southeastern corner of Lot 1 in Block 2322; thence along the Eastern line of said Lot 1 and the Western line of a 20 foot alley, North  $0^{\circ} 35' 55''$  West, 100.00 feet, to the Northeastern corner of said Lot 1 and the Southern Line of Glendale Avenue; thence along the Southern line of Glendale Avenue, South  $89^{\circ} 54' 15''$  East, 125.18 feet; thence on a tangent curve concave to the Southwest, having a radius of 15 feet, a Central Angle of  $89^{\circ} 18' 20''$ , an Arc Length of 23.38 feet; thence South  $0^{\circ} 35' 55''$  East, 85.18 feet, to the intersection of the Westerly extension of the Northern line of a 30 foot alley in Block 2265; thence along said extension and the Northern line of said alley, as shown on the map of Yosemite Villa, as per map filed in Volume 17 of Maps, at Page 1, Stanislaus County Records, South  $89^{\circ} 54' 15''$  East, 656.55 feet, to the Western line of Trask Lane; thence along the Western line of Trask Lane and its Southerly extension across Yosemite Boulevard, South  $0^{\circ} 35' 20''$  East, 301.00 feet, to the Northern line of the Modesto and Empire Traction Company Railroad Right of Way; thence along the Northern line of the Modesto and Empire Traction Company Railroad Right of Way, North  $89^{\circ} 54' 15''$  West, 1323.02 feet, to a point on the existing City Limits as established by the La Loma-Yosemite Addition; thence along the existing City Limits, North  $0^{\circ} 36' 30''$  West, 301.00 feet, to the point of beginning, containing 9.461 Acres, more or less.

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-103

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$6,650 FOR COMPLETION OF PUMP STATIONS NOS. 25 AND 27

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

FROM:	General Fund (101)	
	Water Line Ext., 5301-50	\$6,650
TO:	New well, Pump Sta. #27, 5303-50	\$5,200
	New Well, Pump Sta. #25, 5305-50	\$1,450

For completion of pump stations Nos. 25 and 27.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of March, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman ~~XXXXXX~~ Shastid was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell, VanderWall

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-104

**A RESOLUTION GRANTING A REVOCABLE PERMIT TO  
STANISLAUS FOOD PRODUCTS COMPANY TO CONSTRUCT  
TRUCK LOADING SLABS ON 12TH STREET BETWEEN  
"B" STREET AND "D" STREET.**

WHEREAS, the Stanislaus Food Products Company has filed a request for permission to construct truck loading slabs on 12th Street between "B" Street and "D" Street, and

WHEREAS, the Director of Public Works of the City of Modesto has recommended approval of the request under certain conditions,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a revocable permit be granted to Stanislaus Food Products Company to construct truck loading slabs on 12th Street between "B" Street and "D" Street, which slabs will encroach into the public right of way eighteen (18') feet measured from the building line, subject to the following conditions:

1. That the company agree to indemnify and hold City harmless against any damage to property and persons resulting from the construction and use of truck loading slabs;
2. That the permit can be revoked by the Council on a sixty (60) days' notice;
3. That the truck loading slabs be removed by the company when no longer needed; and
4. That the concrete truck loading slabs conform to the lines and grades shown on the plan prepared by R. B. Welty, Civil Engineer, dated February, 1964, and entitled "Truck Loading Slabs, Stanislaus Food Products," a copy of which is on file in the Public Works office.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of March, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Tabbert

ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By

  
ALLEN GRIMES, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-105

A RESOLUTION ACCEPTING THE BID OF WALTER SPOON FOR THE CONSTRUCTION OF A FIRE STATION ON NORTHERN BOULEVARD

WHEREAS, Resolution No. 64-59, adopted by the Council of the City of Modesto on 2/10, 1964, approved the plans and specifications for the construction of a fire station on Northern Boulevard

and authorized the calling for bids, and

WHEREAS, the bids received for the construction of a fire station on Northern Boulevard were opened at 2:00 P.M., March, 3, 1964, and later tabulated by the Public Works Department for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Walter Spoon in the amount of \$51,957 for construction of the Northern Boulevard Fire Station be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Walter Spoon for the construction of a fire station on Northern Boulevard 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 March, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Tabbert

ATTEST:

  
CITY CLERK

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-106

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$4,364 -  
ADDITIONAL FUNDS FOR NEW FIRE STATION ON NORTHERN BOULEVARD

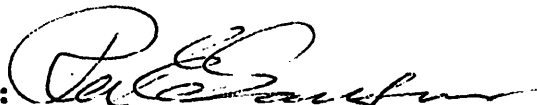
BE IT HEREBY RESOLVED by the Council of the City of  
Modesto that the following appropriation transfer(s) be  
approved:

FROM:	Special Fund for Capital Outlays (321)	
	General Reserve (600)	\$4,364
TO:	Fire Station, Northern Boulevard (5202)	\$4,364

The foregoing resolution was introduced at a regular  
meeting of the Council of the City of Modesto held on the  
9th day of March, 19 64, by Councilman  
Mitchell, who moved its adoption, which motion  
being duly seconded by Councilman VanderWall  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES:	Councilmen:	Hughes, Mitchell, Patton, Shastid, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Tabbert

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-107

A RESOLUTION DESIGNATING CERTAIN AREAS AS MUNICIPAL OFF-STREET PARKING LOTS, PROVIDING FOR CONTROL OF VEHICULAR PARKING THEREON BY MEANS OF PARKING ATTENDANTS, ESTABLISHING THE DAYS AND HOURS DURING WHICH CONTROL BY PARKING ATTENDANTS SHALL BE EFFECTIVE, FIXING THE RATES TO BE CHARGED, AND RESCINDING RESOLUTION NO. 63-515.

WHEREAS, Section 3-2.1601(c) of the Modesto Municipal Code provides that certain municipal off-street parking lots shall be established as attendant parking lots, and

WHEREAS, Section 3-2.1603 of said Code provides that the Council, by resolution, shall determine the hours and days of operation on said lots and establish the rates to be charged,

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

SECTION 1. The following areas are hereby designated as municipal off-street parking lots:

- (a) 9th Street between I and J Street parking lot (PAL-2)
- (b) 11th Street between H and I Street (street level) parking lot (PAL-4a)
- (c) 10th Street between K and L Street parking lot (PAL-5)
- (d) 9th Street between J and K Street parking lot (Modesto Plymouth Parking Lot) (PAL-12)

SECTION 2. That vehicular parking on said municipal off-street parking lots, PAL-2, PAL-4a, PAL-5, and PAL-12, shall be controlled and regulated by parking attendants from 9:00 a.m. to 9:00 p.m., Monday through Saturday. Attendant parking may be used on such additional special occasions as may be deemed appropriate by the City Manager.

SECTION 3. The rate of fifteen (15¢) 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, PAL-4a, PAL-5 and PAL-12.

SECTION 4. Resolution No. 63-515 adopted by the Council of the City of Modesto on November 18, 1963, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of March, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Tabbert

ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM: 

By   
ALLEN GRIMES, City Attorney

A RESOLUTION ESTABLISHING THE COST OF VALIDATION  
STAMPS FOR PARKING ON ATTENDANT PARKING LOTS.

WHEREAS, Section 3-2.1604 of the Modesto Municipal Code establishes a procedure for the validation of the cost of parking on attendant parking lots and provides that the Council, by resolution, shall determine the price for purchase of validation stamps for use on attendant parking lots,

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

SECTION 1. 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 Municipal Code shall be twelve and one half (12½¢) cents per stamp.

SECTION 2. This resolution shall not become effective unless and until Ordinance No. 644-C.S., amending Section 3-2.1604 of Article 16 of Chapter 2 of Title III of the Modesto Municipal Code, relating to off-street parking, becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of March, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Tabbert

ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

BY   
ALLEN GRIMES, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-109

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$4,420 TO PROVIDE FUNDS FOR SALARIES - VALIDATED PARKING PROGRAM

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

Fund No. 209 - Parking

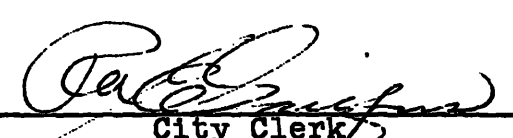
From:	General Reserve Parking Fund (600)	\$4,420
To:	Salaries (57) (110)	\$4,420

To provide funds for salaries for validated parking program.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of March, 19 64, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: ~~Abner~~ Tabbert

ATTEST:

  
City Clerk

A RESOLUTION OF THE CITY OF MODESTO ESTABLISH-  
ING WATER RATE CHARGES TO DWELLING UNITS IN  
NORTH STAR ESTATES SUBDIVISION LOCATED OUTSIDE  
THE CORPORATE LIMITS OF THE CITY.

WHEREAS, on June 5, 1961, Alfred L. Flory, James B.

Johnston and Joe H. Tidwell, as subdividers, entered into an agree-  
ment with the City of Modesto whereby City agreed to furnish water  
facilities and services to subdividers for North Star Estates Sub-  
division on the same terms and conditions as if subdividers were  
within the City, and

WHEREAS, Paragraph 2 of said agreement provided that  
City would be willing to furnish such water facilities and ser-  
vices to subdividers on the condition subdividers would take what-  
ever action was necessary to cause said subdivision to be annexed  
to City within one year from the date of said agreement, and

WHEREAS, Paragraph 4 of said agreement provided that  
City reserved the right to charge the property owners and/or  
users of water services in said subdivision at a higher rate than  
charged for those services furnished within the City until said  
subdivision was annexed to City, and

WHEREAS, said subdivision has not been annexed to the  
City within one year after the date of the aforesaid agreement,  
and

WHEREAS, Section 11-1.08 of Chapter 1 of Title XI of the  
Modesto Municipal Code authorizes the Council to establish by reso-  
lution the rates to be charged for providing water services to any  
person outside the corporate limits of the City at rates different  
from those otherwise set forth in said Code on a basis that is fair  
and equitable to all parties concerned,

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

SECTION 1. That it finds it is fair and equitable to all the parties concerned to establish the rates for furnishing water services to said subdivision at a higher rate than those charged for services furnished within the City until such subdivision is annexed to the City.

SECTION 2. That the following rates are established for water service by City to all properties in the North Star Estates Subdivision:

<u>Lot Size</u>	<u>Bi-Monthly Water Rate</u>
7,001 to 10,500 square feet	\$ 8.10
10,501 to 14,000 square feet	\$ 9.00

SECTION 3. That the charges established by this resolution shall go into effect on the 1st day of April, 1964, and shall remain in full force and effect until such time as North Star Estates Subdivision is annexed to the City.

SECTION 4. That the Director of Finance shall notify the present owners of property in said subdivision of said rate increase in writing, which notice is to be given at least fifteen (15) days prior to the effective date of said rate increase.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of March, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Tabbert

ATTEST:   
City Clerk

(SEAL)

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-111

A RESOLUTION TERMINATING PROCEEDINGS FOR THE DEMOLITION OF THE SHEDS LOCATED AT 136 ALMOND STREET IN THE CITY OF MODESTO INITIATED IN ACCORDANCE WITH THE PROVISIONS OF SECTION 203(a) OF THE UNIFORM BUILDING CODE. (JOHN A. SANDERS, JR.)

WHEREAS, Resolution No. 64-93, adopted by the Council of the City of Modesto on February 24, 1964, fixed the time and place for hearing protests with respect to the proposed demolition of sheds located at 136 Almond Street in the City of Modesto in accordance with the provisions of Section 203(a) of the Uniform Building Code, 1961 Edition, and

WHEREAS, the matter was set for public hearing before the Council of the City of Modesto in the Council Chambers, located in the City Hall, 801 - 11th Street, Modesto, California, at 8:15 o'clock P.M., on the 9th day of March, 1964, and

WHEREAS, said hearing was held before the City Council at said time and place and the Council found and determined that the said sheds theretofore have been voluntarily demolished by the owner thereof,

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

SECTION 1. The proceedings initiated to cause the demolition of the sheds located at 136 Almond Street in the City of Modesto in accordance with the provisions of the Uniform Building Code, 1961 Edition, are hereby terminated.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of March, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Tabbert

(SEAL)

  
ATTEST: Rex E. Gallus /   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-112

A RESOLUTION AUTHORIZING THE SALE OF SURPLUS TREES TO BIBENS  
NURSERY COMPANY

WHEREAS, Resolution No. 64-49 of the Council of the City of Modesto authorizes the sale of surplus street trees accumulated at the city nursery, and


WHEREAS, the Bibens Nursery Company has submitted an offer of \$53.75 to purchase twenty (20) street trees from the City of Modesto;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Parks and Recreation Department is hereby authorized to sell twenty (20) surplus street trees to the Bibens Nursery Company for the sum of \$53.75.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of March, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Mitchell, Patton, Shastid, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Tabbert

ATTEST: \_\_\_\_\_

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-113

A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN AN APPLICATION  
TO THE FEDERAL AVIATION AGENCY FOR FUNDS UNDER THE FEDERAL AID  
AIRPORT PROGRAM

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the submission of an application to the Federal Aviation Agency for federal funds in the amount of \$7,200 to defray part of the total cost of relocation of runway and taxiway lighting controls to new control tower site, and construction of new rotating beacon and extension of controls to new control tower site, at the Modesto City-County Airport be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of the application by the City's designated official, John Keefe, City Manager, be and it is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of March, 1964 by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Tabbert

ATTEST   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-114

REVISED LEASE

A RESOLUTION APPROVING/AGREEMENTS BETWEEN THE CITY OF MODESTO AND  
FEDERAL AVIATION AGENCY

BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that the agreement between the City of Modesto and Federal Aviation  
Agency

for ATCT Site, Lease No. FA-64-WE20003; RTR Site, Lease No.  
FA-64-WE-20004; RTR R/W, Lease No. FA-64-WE-20005, Modesto  
City-County Airport

they are  
be, and ~~it is~~ hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement  
by the designated 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  
March, 1964 by Councilman VanderWall, who moved its adopt-  
ion, which motion being duly seconded by Councilman Shastid,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Tabbert

ATTEST:

  
City Clerk

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

WHEREAS, a Position Classification Plan was adopted by Resolution No. 62-9 pursuant to Rule 2 of the Personnel Rules and Regulations of the City of Modesto, and

WHEREAS, the Personnel Commission has recommended to the Council the revision of two (2) classes included in the Position Classification Plan, and

WHEREAS, Rule 2.2 of the City of Modesto Personnel Rules provides that major revisions to the classification plan shall be effective upon adoption by resolution of the 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, as amended, is hereby further amended to revise the classifications of Laboratory Technician and Sewage Plant Operator.

SECTION 2. The specifications for these classifications as shown on the attached Exhibit No. 1 and Exhibit No. 2, which are hereby made a part of this resolution by reference, are hereby approved and made a part of the Position Classification Plan.

SECTION 3. In determining the allocation of incumbent employees to specific positions, the following shall apply:

Any incumbent employee occupying the position of Sewage Plant Operator on the effective date of this resolution shall continue to occupy the same position until such time as administrative determinations are made involving allocations of incumbent personnel.

SECTION 4. Any employee who has previously acquired status in the Classified Service as a Sewage Plant Operator shall have an opportunity to qualify for this classification at the revised level. If he is not then appointed to a position in this classification and is allocated to a position at another level, he will be granted the same status in the class to which his position is reallocated as he had in his former class.

SECTION 5. This resolution shall become effective on and after April 1, 1964.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of March, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Tabbert

ATTEST:

  
\_\_\_\_\_  
City Clerk

(SEAL)

Definition

Under direction, to collect, prepare and analyze samples to determine effectiveness of sewage treatment; to supervise the operation and maintenance of the sewage treatment plant in the absence of the plant superintendent; to act as relief sewage plant operator; and to do related work as required.

Typical Tasks

Sets up routines for collection of samples within the treatment plant, at major industries, at points within the collecting system and at the outfall point; conducts standard chemical tests and interprets and records test results; makes recommendations for changes in plant and laboratory operation; prepares standard solutions; cleans laboratory equipment; makes calculations to arrive at results of analyses; prepares reports; maintains files of records; as required, performs duties of shift sewage plant operator or maintenance man; inspects pre-treatment facilities of industrial plants.

Employment Standards

Any combination of training and experience equivalent to completion of the twelfth grade, and three years' sewage treatment plant experience including at least one year of laboratory experience.

Desirable Qualifications

Knowledge of principles and methods of physical and chemical analyses; ability to make accurate computations of moderate difficulty; ability to read and interpret gauges and recording devices; knowledge of sampling and dilution principles and techniques; ability to make standard laboratory tests of sewage; knowledge of methods and techniques of sewage disposal and equipment used in such work; ability to make minor repairs and adjustments to sewage treatment equipment; ability to keep records and prepare reports.

# SEWAGE PLANT OPERATOR

## Definition

Under direction, to operate a sewage treatment plant; to do maintenance and repair work on plant and equipment; and to do related work as required.

## Typical Tasks

Operates and checks the operation of pumping plant equipment such as electric pumps, automatic switches, gauges, and tanks, pumps, valves, electric motors and filters; takes samples and makes simple standardized tests; reads meters and gauges and regulates the flow of sewage; maintains operating logs; oils and cleans motor and similar equipment; paints and makes minor repairs and adjustments to operating equipment; maintains building and adjacent area; assists in making major repairs and in special maintenance jobs.

## Employment Standards

Any combination of training and experience equivalent to completion of the twelfth grade and two years of experience in sewage treatment plant operations.

## Desirable Qualifications

Knowledge of the operation, care, and maintenance of mechanical equipment; knowledge of the tools and equipment used in the operation and maintenance of motors, pumps and other equipment in a pumping or sewage plant; ability to follow oral and written directions; ability to do heavy manual work; mechanical aptitude.

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-116

A RESOLUTION AMENDING RESOLUTION NO. 64-37 ENTITLED "A RESOLUTION ESTABLISHING SALARY SCHEDULES AND FIXING THE COMPENSATION FOR POSITIONS IN THE CITY SERVICE. (GENERAL EMPLOYEES)".

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

SECTION 1. AMENDMENT TO RESOLUTION NO. 64-37.

Exhibit "E" entitled "City of Modesto Salary Ranges and Rates for Classes of Positions in the City Service" attached to Resolution No. 64-37 entitled "A Resolution Establishing Salary Schedules and Fixing the Compensation for Positions in the City Service. (General Employees)", is hereby amended to delete the position of Sewage Plant Superintendent in Range 26.5; Laboratory Technician in Range 20; and Sewage Plant Operator in Range 18.

SECTION 2. SALARIES FOR CLASSES OF POSITIONS.

Salary Ranges 27.5, 23 and 21 of Exhibit "E" established by Section 2 of Resolution No. 64-37 are hereby amended to read as follows:

RANGE 27.5                    \$616-647-680-714-749

Civil Engineering Assistant  
Construction and Maintenance Superintendent  
Personnel Officer  
Sewage Plant Superintendent

RANGE 23                    \$495-520-546-573-602

Electrician  
Laboratory Technician  
Senior Planning Aide  
Shop Foreman  
Supervising Tabulating Equipment Operator

RANGE 21                    \$449-472-495-520-546

Equipment Mechanic  
Junior Accountant  
Librarian II  
Parks Leadman  
Public Works Leadman  
Sewage Plant Operator  
Traffic Engineering Aide  
Tree Leadman

SECTION 3. EXCEPTIONS. In establishing salaries for specific classifications, the following shall apply:

Any incumbent employee now occupying the position of Sewage Plant Operator, the salary range for which is being increased by the salary schedules hereby adopted, shall continue to receive his present salary until such time as administrative determinations are made involving allocations of incumbent personnel. Such present salaries shall be designated as a "Y" Rate.

Any employee who is subsequently allocated to a position in a class, the salary rate or range of which is at a lower level than that which he now occupies, shall continue to receive his present salary until such time as the salary rates in question fall within the range established for this classification or until the range itself is increased. Such present salaries shall be designated as a "Y" Rate.

If an employee vacates his position, subsequent appointments to that position shall be made in accordance with the provisions of the salary schedules hereby or hereafter established for the class.

SECTION 4. EFFECTIVE DATE. This resolution shall become effective on and after April 1, 1964.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of March, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Tabbert

ATTEST: \_\_\_\_\_

  
City Clerk

(SEAL)

CLASSES OF POSITIONS IN THE CITY SERVICE

Exhibit "E"  
(General Classifications)

RANGE 9.5      \$256-269-282-297-311

Junior Clerk  
Junior Typist Clerk

RANGE 10.5     \$269-282-297-311-327

Junior Stenographer Clerk

RANGE 11.5     \$282-297-311-327-343

Telephone Operator-Receptionist

RANGE 12.5     \$297-311-327-343-359

Intermediate Clerk  
Intermediate Typist Clerk

RANGE 14       \$319-335-351-369-387

Janitor

RANGE 14.5     \$327-343-359-378-397

Account Clerk  
Intermediate Stenographer Clerk  
Office Machine Operator

RANGE 16       \$351-369-387-407-427

Laborer  
Parking Meter Serviceman

RANGE 17       \$369-387-407-427-449

Junior Engineering Aide  
Junior Planning Aide  
Pump Operator

RANGE 17.5     \$378-397-417-438-460

Police Property Clerk

RANGE 18       \$387-407-427-449-472

Equipment Service Man  
Parks Maintenance Man  
Public Works Maintenance Man  
Tree Trainer

RANGE 18.5     \$397-417-438-460-483

Office Machine Supervisor  
Senior Account Clerk  
Senior Stenographer Clerk  
Tabulating Equipment Operator

RANGE 19       \$407-427-449-472-495

Building Maintenance Foreman  
Librarian I  
Maintenance Mechanic  
Nurseryman

RANGE 19.5     \$417-438-460-483-508

Stores and Equipment Clerk

RANGE 20       \$427-449-472-495-520

Engineering Aide  
Heavy Equipment Operator  
Planning Aide  
Poundmaster  
Traffic Painter  
Tree Trimmer

RANGE 20.5     \$438-460-483-508-533

Administrative Aide  
Assistant City Clerk  
Senior Legal Stenographer

Effective 1-1-64 (Adopted 1-27-64)  
Amended 4-1-64

Exhibit "E"

RANGE 21      \$449-472-495-520-546

Equipment Mechanic  
Junior Accountant  
Librarian II  
Parks Leadman  
Public Works Leadman  
Sewage Plant Operator\*\*  
Traffic Engineering Aide  
Tree Leadman

RANGE 21.5      \$460-483-508-533-559

Secretary to City Manager  
Supervisor Central Office Services

RANGE 22.5      \$483-508-533-559-587

Administrative Assistant  
Recreation Supervisor I

RANGE 23      \$495-520-546-573-602

Electrician  
Laboratory Technician\*\*  
Senior Engineering Aide  
Senior Planning Aide  
Shop Foreman  
Supervising Tab. Equip. Operator

RANGE 24.5      \$533-559-587-616-647

Building Inspector  
Chief Pump Maintenance Man  
Construction Inspector  
Golf Course Maintenance Foreman  
Parks Foreman  
Public Works Foreman  
Recreation Supervisor II  
Tree Foreman

RANGE 25      \$546-573-602-631-663

Accountant  
Purchasing Officer

RANGE 25.5      \$559-587-616-647-680

Assistant Planner  
Junior Civil Engineer  
Principal Engineering Aide

RANGE 26      \$573-602-631-663-696

Airport Manager

RANGE 26.5      \$587-616-647-680-714

Chief Electrician  
Service Division Superintendent

RANGE 27.5      \$616-647-680-714-749

Civil Engineering Assistant  
Construction & Maintenance Supt.  
Personnel Officer  
Sewage Plant Superintendent\*\*

RANGE 28      \$631-663-696-731-767

Senior Accountant

RANGE 28.5      \$647-680-714-749-786

Assistant to Public Works Director  
Associate Planner  
Chief Building Official  
Land Agent Project Assistant  
Parks Superintendent\*

RANGE 31.5      \$749-786-825-866-909

Associate Civil Engineer  
Senior Planner

RANGE 33.5      \$825-866-909-955-1003

Assistant City Engineer  
Assistant Public Works Director

Effective 1-1-64 (Adopted 1-27-64)  
\*Added 2-17-64  
\*\*Amended 4-1-64

Exhibit "E"

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-117

A RESOLUTION APPROVING APPROPRIATION TRANSFER of \$1,334 TO PROVIDE SALARY INCREASES FOR SEWAGE TREATMENT PLANT PERSONNEL

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

FROM: General Fund (101)  
Public Works, Engineering & Administration,  
Salaries & Wages, Extra Help 120-41 \$1,334

TO: Public Works, Sewage Disposal, Salaries  
& Wages, 110-53 \$1,334

(To provide a 5% increase effective March 1 for Sewage Plant Superintendent and Lab Technician; a 5% increase for two maintenance mechanics effective April 1; a 10% increase effective April 1, 1964 for four sewage plant operators; filling of vacancy with Maintenance Man at Step C effective April 1, 1964)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of March, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Mitchell was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
VanderWall, Mayor Jhansen

NOES: Councilmen: None

ABSENT: Councilmen: Tabbert

ATTEST:

  
City Clerk

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND J. E. FULFORD, ET AL, PROVIDING FOR AN EXCHANGE OF PROPERTIES BETWEEN PARTIES - WIDENING OF BRIGGSMORE AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and J. E. Fulford, et al, providing for an exchange of properties between parties - ~~for~~ City to acquire a parcel of property needed for widening of Briggsmore Avenue, with a payment of \$558 to second parties authorized be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 March, 1964 by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Tabbert

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64- 119

A RESOLUTION APPROVING THE SALE OF CERTAIN  
REAL PROPERTY BELONGING TO THE CITY OF MODESTO  
TO JOE MINENI, JR., AN INDIVIDUAL.

WHEREAS, the City of Modesto owns that certain parcel of real property situated in the City of Modesto, County of Stanislaus, State of California, delineated as Parcel 1191-4 as shown on the drawing entitled, "Land Disposition 64-A at Block 1191, Portion of Lot 8 of the Coolidge Colony, File No. 4-A-270", dated January 30, 1964, on file in the Office of the Director of Public Works, and

WHEREAS, JOE MINENI, JR., an individual, desires to purchase said parcel of real property from the City of Modesto,

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

SECTION 1. APPROVAL OF AGREEMENT. That certain agreement between the City of Modesto and JOE MINENI, JR., an individual, relating to the sale of that certain real property hereinabove referred to, a copy of which is on file in the Office of the City Clerk of the City of Modesto, is hereby approved and the City Manager and City Clerk are hereby authorized to execute and attest said agreement respectively, on behalf of the City of Modesto and do all things necessary to carry out the terms of said agreement.

SECTION 2. EXECUTION OF DEED. The Mayor and the City Clerk are hereby authorized on behalf of the City to execute and attest respectively a deed granting the aforesaid parcel of property to JOE MINENI, JR., an individual.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of March, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Shastid

was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Tabbert

ATTEST:   
City Clerk

(SEAL)

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-120

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND  
STATE OF CALIFORNIA DEPARTMENT OF FINANCE FOR SPECIAL CENSUS


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 Finance  
for estimate of increase of population in City of Modesto since  
last federal census  
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement  
by the designated 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  
March , 19 64 by Councilman VanderWall, who moved it adopt-  
ion, which motion being duly seconded by Councilman Shastid ,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: . Councilmen: Hughes, Mitchell, Patton, Shastid,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Tabbert

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-121

A RESOLUTION APPROVING AGREEMENTS BETWEEN THE CITY OF MODESTO AND  
VARIOUS LESSEES FOR RENTAL OF CITY OWNED PROPERTY

BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that the agreements between the City of Modesto and lessess listed  
below for rental of city-owned property:  
Ila Breaux, 202, Laurel, \$75 per month, effective 1/10/64;  
Leroy and Helen M. Eames, 206 Laurel, \$70 per month, effective  
~~for~~ 10/1/63;  
Willie T. Steens, 221 Elm \$40 per month, effective 3/1/64;  
Earline L. Moore, 207-209 Elm, \$60 per month, effective 2/18/64.  
they  
be, and it ~~is~~ hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreements  
by the designated 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  
March , 19 , by Councilman Shastid , who moved it adopt-  
ion, which motion being duly seconded by Councilman VanderWall ,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Tabbert

ATTEST:

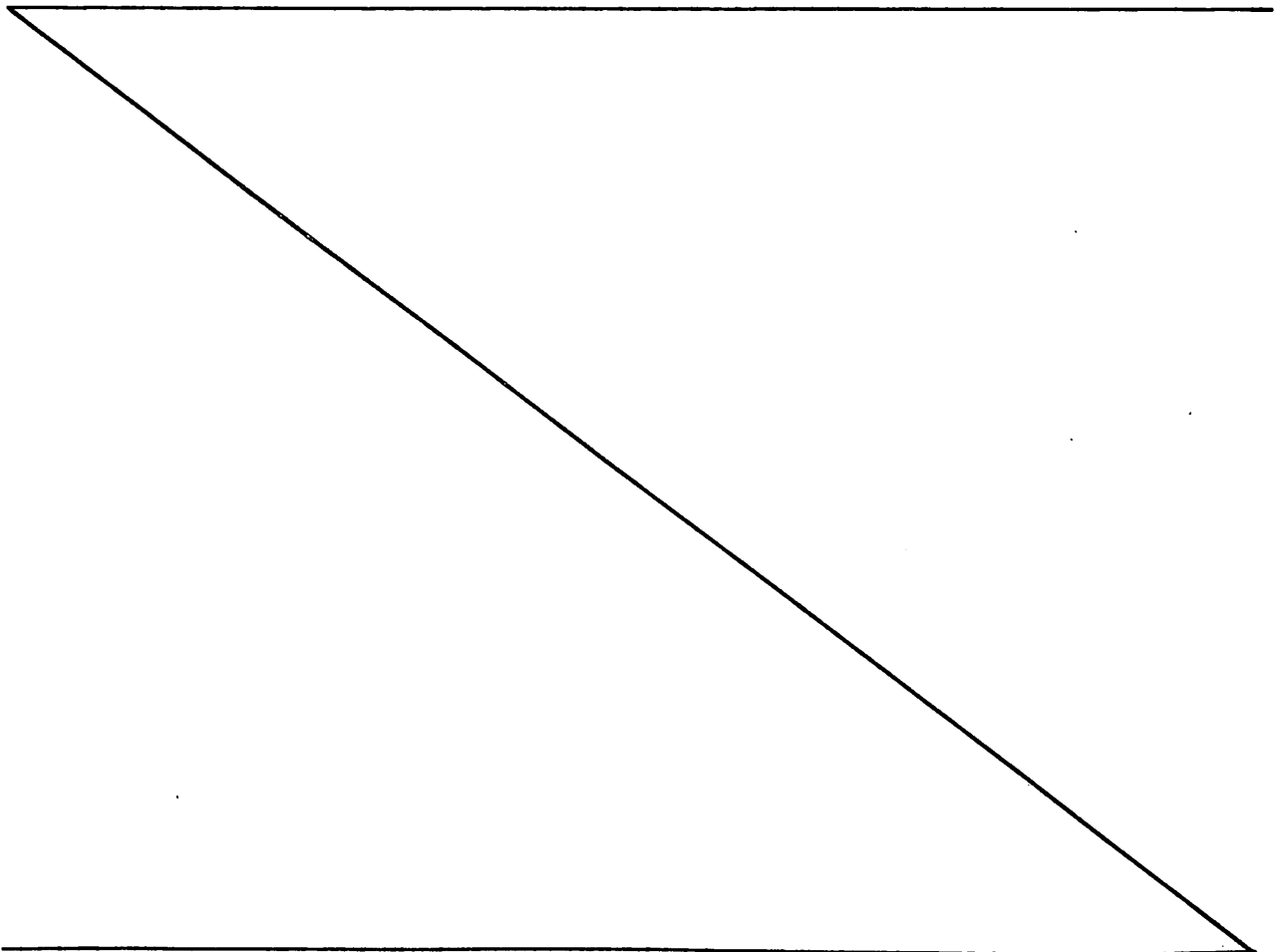
  
City Clerk

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION TO THE CITY OF MODESTO OF UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED AS YOSEMITE LANES 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 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 February 20, 1964, 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 YOSEMITE LANES \_\_\_\_\_ ADDITION, and described as follows:



All that real property in the State of California, County of Stanislaus, Sections 26, 27, 34 and 35, 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 corner of the La Loma-Yosemite Addition as per description filed December 4, 1953, as Instrument 30045, Stanislaus County Records, said point being on the Northern line of a 20 foot alley in Block 2264 at the Southeastern corner of Lot 1 in Block 2264, as said Block is shown on the map of Alta Vista Tract No. 2, filed in Volume 16 of Maps, at Page 43, Stanislaus County Records; thence along the Easterly extension of the Northern line of the 20 foot alley in Block 2264 and the Northern line of a 20 foot alley in Block 2322, as shown on said Alta Vista Tract No. 2, South  $89^{\circ} 54' 15''$  East, 526.55 feet, to the Southeastern corner of Lot 1 in Block 2322; thence along the Eastern line of said Lot 1 and the Western line of a 20 foot alley, North  $0^{\circ} 35' 55''$  West, 100.00 feet, to the Northeastern corner of said Lot 1 and the Southern Line of Glendale Avenue; thence along the Southern line of Glendale Avenue, South  $89^{\circ} 54' 15''$  East, 125.18 feet; thence on a tangent curve concave to the Southwest, having a radius of 15 feet, a Central Angle of  $89^{\circ} 18' 20''$ , an Arc Length of 23.38 feet; thence South  $0^{\circ} 35' 55''$  East, 85.18 feet, to the intersection of the Westerly extension of the Northern line of a ~~30~~ foot alley in Block 2265; thence along said extension and the Northern line of said alley, as shown on the map of Yosemite Villa, as per map filed in Volume 17 of Maps, at Page 1, Stanislaus County Records, South  $89^{\circ} 54' 15''$  East, 656.55 feet, to the Western line of Trask Lane; thence along the Western line of Trask Lane and its Southerly extension across Yosemite Boulevard, South  $0^{\circ} 35' 20''$  East, 301.00 feet, to the Northern line of the Modesto and Empire Traction Company Railroad Right of Way; thence along the Northern line of the Modesto and Empire Traction Company Railroad Right of Way, North  $89^{\circ} 54' 15''$  West, 1323.02 feet, to a point on the existing City Limits as established by the La Loma-Yosemite Addition; thence along the existing City Limits, North  $0^{\circ} 36' 30''$  West, 301.00 feet, to the point of beginning, containing 9.461 Acres, more or less.

3. That the County Boundary Commission of Stanislaus County, California, did in session duly assembled on July 16, 1964, consider the proposed annexation boundaries of said YOSEMITE LANES ADDITION, as above described, and as submitted to said Commission by the proponents of said annexation.

4. No change in school district boundaries shall be effected by reason of the annexation of the hereinabove described area to the City of Modesto.

5. NOTICE IS HEREBY GIVEN that the 20th day of April, 1964, at the hour of 4:30 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 Tribune, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto. 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 county 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 9th day of March, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Tabbert

APPROVED AS TO FORM

Allen Grimes  
CITY ATTORNEY

ATTEST:

[Signature]  
City Clerk

(SEAL)

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING  
BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED REVISION  
OF THE RIGHT OF WAY WIDTH AND ESTABLISHMENT OF SETBACK LINE FOR  
McHENRY AVENUE

WHEREAS, the Modesto City Planning Commission held a public hearing on January 29, 1964 in the Council Chambers for the purpose of considering a revision of the right of way width for McHenry Avenue to 128 feet from Lateral No. 3 to the north city limits line, and a building setback line of 79 feet from the centerline of McHenry Avenue for the same area of the street; and

WHEREAS, the said Planning Commission of the City of Modesto, after hearing evidence both oral and documentary on the proposed revisions, adopted Resolution No. 64-18 recommending to the Council that the revision in width and the setback for McHenry Avenue be approved as outlined above;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed revisions be set for April 6, 1964 at 4:15 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed revisions 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 March, 1964 by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, VanderWall  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Tabbert

ATTEST:   
City Clerk

*Rescinded by 64-124*

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-124

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED REVISION OF THE RIGHT OF WAY WIDTH AND ESTABLISHMENT OF SETBACK LINE FOR McHENRY AVENUE, AND RESCINDING RESOLUTION NO. 64-123

WHEREAS, the Modesto City Planning Commission held a public hearing on January 29, 1964 in the Council Chambers for the purpose of considering a revision of the right of way width for McHenry Avenue to 128 feet from Lateral No. 3 to the north city limits line, and a building setback line of 79 feet from the centerline of McHenry Avenue for the same area of the street; and

WHEREAS, the said Planning Commission of the City of Modesto, after hearing evidence both oral and documentary of the proposed revisions, adopted Resolution No. 64-18 recommending to the Council that the revision in width and the setback for McHenry Avenue be approved as outlined above;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY of Modesto that a public hearing on the proposed revisions be set for March 23, 1964 at 8:15 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed revisions as recommended by the Modesto City Planning Commission.

BE IT FURTHER RESOLVED that Resolution No. 64-123 is rescinded in its entirety.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of March, 1964 by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Tabbert

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-125

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$2,000 TO PROVIDE FUNDS FOR SUBSTITUTING TABLES AND CHAIRS FOR TABLET ARMED CHAIRS - POLICE-COMMUNICATIONS BUILDING


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

FROM:	SPECIAL FUND FOR CAPITAL OUTLAYS (321) Police Building and Communications Center (5201)	\$2,000
TO:	Police Building Furnishings (5501)	\$2,000

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of March, 19 64, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Tabbert

ATTEST:

  
City Clerk

A RESOLUTION FIXING THE TIME AND PLACE FOR A PUBLIC HEARING IN THE  
MATTER OF A REQUEST FROM RED TOP TAXI FOR ADDITIONAL TAXICAB

WHEREAS, Lois L. Lane, owner and operator of the Red Top Taxi, has filed application with the City Clerk for a Certificate of Public Convenience and Necessity to operate one taxicab, in addition to the eleven already in operation in the City of Modesto, and


WHEREAS, Section 4-6.215 of the Modesto Municipal Code provides that any person holding a license to operate one or more taxicabs who desires to add to the number of such vehicles, shall do so only after a public hearing and determination by the Council that the public convenience and necessity require the proposed additional taxi service;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that Monday, April 6, 1964, at 4:30 P.M. in the Council Chambers of the City Hall is hereby fixed as the time and place for a public hearing upon said application for a certificate to operate one additional taxicab 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 16th day of March, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes

ATTEST:

  
City Clerk

A RESOLUTION AMENDING SECTION 2 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. 62-527.

BE IT RESOLVED by the Council of the City of Modesto that Section 2 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:

SECTION 2. ANGLE PARKING. Angle parking is hereby established at the following locations:

6th Street, between F and G Streets (northeast side)  
(diagonal)

6th Street, between J and K Streets (east side) (diagonal)

15th Street, between F and H Streets (southwesterly side) on Sundays and 6 p.m. to midnight all other days (45° angle). At other times parallel to curb.

F Street, between 10th and 11th Streets (south side)  
(diagonal)

G Street, between 14th and 16th Streets (northwesterly side) on Sundays and 6 p.m. to midnight all other days (45° angle). At other times parallel to curb.

I Street, between 9th and 13th Streets (both sides)  
(diagonal)

P Street, between 9th and Needham Streets (both sides)  
(perpendicular)

Orangeburg Avenue, on the south side beginning at a point one hundred fifteen (115') feet west of the westerly curb line of McHenry Avenue and continuing westerly a distance of one hundred twenty-seven (127') feet. (45° angle)

BE IT FURTHER RESOLVED that Resolution No. 62-527 adopted by the Council on November 13, 1962, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of March, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Hughes

ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By ALLEN GRIMES, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-128

A RESOLUTION ACCEPTING THE BID OF A. P. RASMUSSEN FOR THE CONSTRUCTION OF A SUBTRUNK SEWER ON NORWEGIAN AVENUE EAST OF POTTER AVENUE

WHEREAS, Resolution No. 64-81, adopted by the Council of the City of Modesto on Feb. 24, 1964, approved the plans and specifications for the construction of a subtrunk sewer on Norwegian Avenue east of Potter Avenue and authorized the calling for bids, and

WHEREAS, the bids received for the construction of a subtrunk sewer on Norwegian Avenue east of Potter Avenue were opened at 2:00 P.M., March 10, 1964, and later tabulated by the Public Works Department for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of A. P. Rasmussen in the amount of \$9,412

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. P. Rasmussen

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 March, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:

  
CITY CLERK

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-129

A RESOLUTION AUTHORIZING WORK TO BE PERFORMED BY CITY FORCES FOR THE INSTALLATION OF WATER MAINS IN BROOKDALE PARK NO. 3 SUBDIVISION

WHEREAS, the Council of the City of Modesto adopted Resolution No. 64-90, on Feb. 24, 1964, approving the plans and specifications for the installation of water mains in Brookdale Park No. 3 Subdivision

and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on the 10th day of March, 1964, and

WHEREAS, the City Clerk, in accordance with said Resolution, thereafter duly and regularly caused a notice to be published in the manner and for the time prescribed by law, and

WHEREAS, no bids were received pursuant to said notice, and

WHEREAS, the Director of Public Works estimates that the cost of such work to be performed by city forces for the sum of \$18,586, which cost estimate has been approved by the City Manager, and

WHEREAS, the Council declares and determines that, in its opinion, based upon the estimate approved by the City Manager, the work in question may be performed better and more economically by the City with its own employees,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that, in accordance with the provisions of Section 1307 of the Charter of the City of Modesto, the City Manager is hereby authorized to proceed to have the work in question performed by the City by its own employees.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of March, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	None

ATTEST:

  
CITY CLERK

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-130

A RESOLUTION ACCEPTING THE BID OF GEORGE REED FOR THE FURNISHING  
OF THE CITY'S ANNUAL NEEDS FOR CRUSHED ROCK SCREENINGS

WHEREAS, the Purchasing Officer of the City of Modesto has called for written and sealed bids for the furnishing of crushed rock screenings for the period beginning May 15, 1964, and ending May 14, 1965, and

WHEREAS, the bids received for the crushed rock screenings were opened at 2:00 P.M., March 6, 1964, and later tabulated by the Purchasing Officer for the consideration of the Council, and

WHEREAS, the Purchasing Officer has recommended that the bid of George Reed of \$3.40 per ton, less 10 cents per ton, 10th prox., be accepted as the lowest responsible bid;

NOW, THEREFORE, BE IT RESOLVED that the bid of George Reed in the sum of \$3.40 per ton, less 10 cents per ton, 10th prox., be accepted and the Purchasing Officer instructed to purchase the annual needs at the rate specified.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of March, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-131

A RESOLUTION ACCEPTING THE BID OF GEORGE REED FOR THE FURNISHING  
OF THE CITY'S ANNUAL NEEDS FOR LIQUID ASPHALT

WHEREAS, the Purchasing Officer of the City of Modesto has called for written and sealed bids for the furnishing of liquid asphalt for the period beginning May 15, 1964, and ending May 14, 1965, and

WHEREAS, the bids received for the liquid asphalt were opened at 2:00 P.M., March 6, 1964, and later tabulated by the Purchasing Officer for the consideration of the Council, and

WHEREAS, the Purchasing Officer has recommended that the bid of George Reed, on file in the office of the Purchasing Officer, be accepted as the lowest responsible bid;

NOW, THEREFORE, BE IT RESOLVED that the bid of George Reed be accepted and the Purchasing Officer instructed to purchase the annual needs at the rates on file in the office of the Purchasing Officer.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of March, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF  
SIDEWALK, CURB AND GUTTER ALONG CERTAIN STREETS  
IN THE CITY OF MODESTO. (BLOCK 2061-1, LOTS 5 AND 6)

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 sidewalk, curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalk, curb and gutter have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along the west side of North Santa Cruz Avenue

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WHEREAS, the Council, did, on February 24, 19 64, adopt its Resolution No. 64-94, directing the Superintendent of Streets to give notice requiring the construction of sidewalk, curb and gutter along certain streets in the city of Modesto, as provided therein, and

WHEREAS, the Council, did by said resolution, set the 16th day of March, 19 64, at 4:30 o'clock P.M. in the Council Chambers, as the time and place for a hearing for the purpose of passing upon objections or protests, if any, which may be raised by the property owners or other interested persons relating to the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be given as directed by said Resolution No. 64-94, 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 and no protests having been received,


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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 64-94 and 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 16th day of March, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:   
City Clerk

(SEAL)

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-133

A RESOLUTION GRANTING DRIVEWAY VARIANCES TO ORBIT STATIONS (PROPERTY LOCATED AT 1312 LA LOMA - INTERSECTION OF LA LOMA AND NORTH SANTA CRUZ AVENUE)

WHEREAS, Lewis Long, Construction Manager, Orbit Stations, has requested a variance to the provisions of Sections 7-1.104(a), 7-1.104(b) and 7-1.104(c) of the Modesto Municipal Code to permit the installation of five driveways - three thirty-six (36') foot driveways, one thirty-two (32') foot driveway and one twenty-five (25') foot driveway with a five-foot space between two driveways, as per plan on file in the office of the Director of Public Works, on property located at 1312 LaLoma, intersection of LaLoma and North Santa Cruz Avenue, on which a new service station facility is proposed, and

WHEREAS, Orbit Stations has filed with the Director of Public Works a plot plan designating the precise dimensions and location of the five driveways, and

WHEREAS, Section 7-1.104(a) of the Modesto Municipal Code provides that driveways shall not exceed thirty (30') feet in width unless a variance is approved by the Council, and

WHEREAS, Section 7-1.104(b) of the Modesto Municipal Code provides that the minimum distance between driveways serving the same lot or parcel of land shall be not less than eighteen (18') feet, as measured at the top of the curbing, and

WHEREAS, Section 7-1.104(c) of the Modesto Municipal Code provides that driveways shall not exceed forty (40%) percent of the frontage of any street, of the lot or parcel of land to be served thereby, and

WHEREAS, after investigation and study of the property, the Director of Public Works has recommended that the request be granted on the basis that the property development plan requires the curb and cuts for full utilization of the service station facilities proposed to be installed;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of Orbit Stations for a variance to Sections 7-1.104(a), 7-1.104(b) and 7-1.104(c) of the Modesto Municipal Code to permit installation of five driveways on property located at 1312 LaLoma, intersection of LaLoma and North Santa Cruz Avenue, in accordance with dimensions and locations indicated on the plot plan on file in the office of the Director of Public Works 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 16th day of March, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: Shastid  
ABSENT: Councilmen: None

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-134

A RESOLUTION ACCEPTING THE CONSTRUCTION OF SPRINKLER SYSTEM -  
CALIFORNIA-FRANKLIN PARK

WHEREAS, a report has been filed by the Director of Public Works that the construction of the sprinkler system - California-Franklin Park

has been completed by Albert M. Biehl

in accordance with the contract agreement, dated December 9, 1963.

NOW, THEREFORE, BE IT RESOLVED that the construction of the sprinkler system - California-Franklin Park

be accepted from said contractor Albert M. Biehl

that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due, as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of March, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
\_\_\_\_\_  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-135

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$530 FOR PERIMETER STREET LIGHTS IN BRENTWOOD ESTATES NO. 1

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

Special Capital Outlay  
Fund No. 321

From:	General Reserve (600)	\$530
To:	Perimeter Street Lights (5322)	\$530

For perimeter street lights in Brentwood Estates No. 1 (one-half share on two lights)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of March, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Patton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-136

A RESOLUTION AUTHORIZING SUBMISSION OF OFFER TO THE STATE DIVISION OF HIGHWAYS IN THE AMOUNT OF \$5,250 FOR VACUUM-TYPE LITTER AND LEAF COLLECTOR

WHEREAS, the State Division of Highways has offered for sale to political subdivisions a vacuum-type litter and leaf collector at a minimum bid of \$5,240 on a "first-come, first-served" basis, and


WHEREAS, the Director of Public Works recommends that consideration be given to submitting an offer for this equipment;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Director of Public Works be and he is hereby authorized to submit an offer to the State Division of Highways of \$5,250 for the purchase of a vacuum-type litter and leaf collector.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of March, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-137

A RESOLUTION APPROVING ADDITIONAL ESTIMATED COST OF \$2,200 TO CITY OF MODESTO - X-STA-MOD COOPERATIVE AGREEMENT, P, KANSAS AND TULLY

WHEREAS, a Cooperative agreement executed August 7, 1961, by the City of Modesto and State of California Department of Public Works, Division of Highways, District X, for the proposed installation of traffic signals and safety lighting on State Highway Route 4 at its intersections with P Street, Kansas Avenue and Tully Road in Modesto, California, establishes the City's estimated share of the costs at \$19,500, and

WHEREAS, a change in the plans to include walk-wait signals, and inflation, has increased the City of Modesto's share of the costs to about \$21,700;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the increased cost to the City of Modesto from about \$19,500 to about \$21,700 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 16th day of March, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST: \_\_\_\_\_

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-138

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$2,200 FOR TRAFFIC SIGNALS - 9TH AND P, KANSAS AND TULLY - (SUPPLEMENTAL APPROPRIATION)

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

Special Fund for Capital Outlay  
Fund No. 321

From:	General Reserve (600)	\$2,200
To:	9th, Needham, Kansas Traffic Signals (5313)	\$2,200

Bids received were \$2,200 over the engineers' estimate; however, walk-wait signals were added and the estimate was not adjusted to include their cost.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of March, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Shastid was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-139

A RESOLUTION COMMENDING VERNON G. LARSEN FOR SERVICES RENDERED  
TO THE CITY OF MODESTO

WHEREAS, Vernon G. Larsen was appointed a member of the  
Modesto City Planning Commission on May 20, 1963, and

WHEREAS, Mr. Larsen has served this community in an out-  
standing manner, and has been a devoted and sincere public  
servant;

NOW, THEREFORE, BE IT RESOLVED that this Council of the  
City of Modesto, on its own behalf and in behalf of the citizens  
of this City, hereby expresses its sincere appreciation to  
Vernon G. Larsen for his outstanding services to the community;

BE IT FURTHER RESOLVED that the City Clerk be, and he is  
hereby, directed to furnish a suitably inscribed certified copy  
of this resolution to Mr. Larsen in recognition of his outstand-  
ing services.

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 23rd day  
of March, 1964, by Councilman Shastid, who moved its adoption,  
which motion being duly seconded by Councilman VanderWall, was  
upon roll call carried and the resolution adopted by the follow-  
ing vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

A RESOLUTION AUTHORIZING WORK TO BE PERFORMED BY CITY FORCES FOR  
THE INSTALLATION OF WATER LINES IN COLONIAL MANOR NO. 1 SUBDIVISION

WHEREAS, the Council of the City of Modesto adopted Resolution  
No. 64-101, on March 2, 1964, approving the plans and speci-  
fications for installation of water lines in Colonial Manor No. 1  
Subdivision

and directed the City Clerk to advertise for sealed proposals for  
doing said work, and providing that bids be submitted on the 17th  
day of March, 1964, and

WHEREAS, the City Clerk, in accordance with said Resolution,  
thereafter duly and regularly caused a notice to be published in the  
manner and for the time prescribed by law, and

WHEREAS, no bids were received pursuant to said notice, and

WHEREAS, the Director of Public Works estimates that the cost  
of such work to be performed by city forces for the sum of \$8,626,  
which cost estimate has been approved by the City Manager, and

WHEREAS, the Council declares and determines that, in its  
opinion, based upon the estimate approved by the City Manager, the  
work in question may be performed better and more economically by  
the City with its own employees,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of  
Modesto that, in accordance with the provisions of Section 1307 of  
the Charter of the City of Modesto, the City Manager is hereby  
authorized to proceed to have the work in question performed by the  
City by its own employees.

The foregoing resolution was introduced at a regular meeting of  
the Council of the City of Modesto held on the 23rd day of March,  
1964, by Councilman VanderWall, who moved its adoption, which  
motion being duly seconded by Councilman Mitchell, was upon roll  
call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Mitchell, Patton, Shatid, Tabbert,
NOES:	Councilmen:	VanderWall, Mayor Johansen
ABSENT:	Councilmen:	None

ATTEST:

  
CITY CLERK

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-141

A RESOLUTION AUTHORIZING WORK TO BE PERFORMED BY CITY FORCES FOR  
INSTALLATION OF WATER LINE EXTENSION ON NORWEGIAN AVENUE TO SERVE  
FELLOWSHIP HOMES

WHEREAS, the Council of the City of Modesto adopted Resolution  
No. 64-96, on March 2, 1964, approving the plans and specifi-  
cations for the installation of water line extension on Norwegian  
Avenue to serve Fellowship Homes  
and directed the City Clerk to advertise for sealed proposals for  
doing said work, and providing that bids be submitted on the 17th  
day of March, 1964, and

WHEREAS, the City Clerk, in accordance with said Resolution,  
thereafter duly and regularly caused a notice to be published in the  
manner and for the time prescribed by law, and

WHEREAS, no bids were received pursuant to said notice, and

WHEREAS, the Director of Public Works estimates that the cost  
of such work to be performed by city forces for the sum of \$3,100,  
which cost estimate has been approved by the City Manager, and

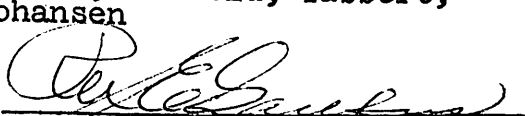
WHEREAS, the Council declares and determines that, in its  
opinion, based upon the estimate approved by the City Manager, the  
work in question may be performed better and more economically by  
the City with its own employees,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of  
Modesto that, in accordance with the provisions of Section 1307 of  
the Charter of the City of Modesto, the City Manager is hereby  
authorized to proceed to have the work in question performed by the  
City by its own employees.

The foregoing resolution was introduced at a regular meeting of  
the Council of the City of Modesto held on the 23rd day of March,  
1964, by Councilman VanderWall, who moved its adoption, which  
motion being duly seconded by Councilman Mitchell, was upon roll  
call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	None

ATTEST:

  
CITY CLERK

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-142

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR GASOLINE GOLF COURSE TRACTOR TO REPLACE FAIRWAY  
MOWING TRACTOR

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

Section 1. The plans and specifications for gasoline golf  
course tractor to replace fairway mowing tractor

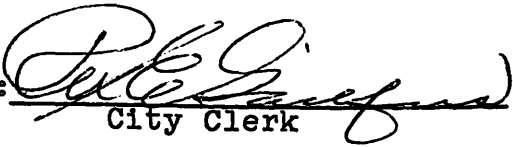
copies of which are on file, are hereby accepted and approved.

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 7, 1964, 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 March, 1964, by Councilman Shastid,  
who moved its adoption, which motion being duly seconded by  
Councilman VanderWall, was upon roll call carried and  
the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	None

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-143

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR THE INSTALLATION OF A BY-PASS LINE AND APPURT-  
ENANCES AT THE SEWAGE TREATMENT PLANT

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

Section 1. The plans and specifications for the installa-  
tion of a by-pass line and appurtenances at the Sewage Treatment  
Plant

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

Section 2. The City Clerk is hereby authorized to call  
for public competitive sealed bids for the above named project,  
to be opened in the office of the City Clerk, 801 11th Street,  
in the City of Modesto, on April 7, 1964, 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 March, 1964, by Councilman VanderWall,  
who moved its adoption, which motion being duly seconded by  
Councilman Tabbert, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

A RESOLUTION APPROVING USE OF ENSLEN PARK FOR BOY SCOUT CAMPOREE

WHEREAS, the Yosemite Area Council, Inc., Boy Scouts of America, Chief Tenaya District, has requested the use of Enslén Park from 12:00 P.M. (noon) June 5, 1964, through June 7, 1964, at 4:00 P.M. for a District Camporee, and

WHEREAS, the camporee will involve about 700 Boy Scouts and Leaders registered in thirty Boy Scout Troops serving the Modesto Area, and

WHEREAS, the purpose of the Camporee is to give the Boy Scouts an opportunity to exercise the Scout skills worked on during the winter months, and to help promote and sell the program to non-scouts by giving them an opportunity to see scouting in action;

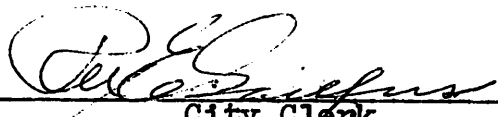
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the use of Enslén Park for a Boy Scout Camporee during the period from 12:00 P.M. (noon) June 5, 1964, through June 7, 1964, at 4:00 P.M. be, and it is hereby approved, subject to the following conditions:

1. That the City be held harmless from and against any and all costs, damages and liability arising out of the use of the field;
2. That the Permittee assume the responsibility of cleaning Enslén Park after its use;
3. That arrangements be cleared by the Parks and Recreation Department.

BE IT FURTHER RESOLVED that the City Clerk shall furnish Permittee with a copy of this resolution. Permittee shall have ten (10) days from and after the adoption of this resolution within which to file written acceptance of this permit with the City Clerk, and no right shall be conferred hereby until said acceptance is filed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of March, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:   
City Clerk

A RESOLUTION APPROVING THE FINAL MAP OF THE  
CRESTWOOD TERRACE NO. 3 SUBDIVISION  
OF THE CITY OF MODESTO.

WHEREAS, Kenneth F. Duffin and Helen T. Duffin, husband  
and wife, individuals,  
are possessed of a tract of land situate in the City of Modesto,  
County of Stanislaus, consisting of 3.85 acres, known as the  
Crestwood Terrace No. 3 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the  
City Planning Commission on the 5th day of November,  
1963, 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 cer-  
tified that the final map of said Crestwood Terrace 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 that said final map of the  
Crestwood Terrace No. 3 Subdivision  
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 in the amount of Five Hundred Seventy-One and 20/100ths  
(\$571.20) Dollars, as required by the  
Modesto Municipal Code, for checking, copies of maps, recording and  
parks and playgrounds have been paid, and subdividers have furnished  
a bond acceptable to the City Attorney, or, in lieu thereof, have  
posted a cash deposit with the City Clerk in the sum of Nine  
Thousand Four Hundred and No/100ths (\$9,400.00) Dollars.

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.

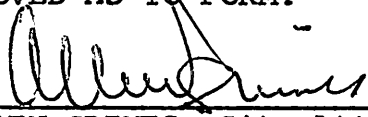
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of March, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ELLEN GRIMES, City Attorney

A RESOLUTION APPROVING AMENDMENT NO. 1 TO GRANT AGREEMENT FOR  
AIRPORT DEVELOPMENT (Project 9-04-027-C307)

WHEREAS, the United States of America, acting through the Federal Aviation Agency, has submitted Amendment No. 1 to Grant Agreement relating to Project 9-04-027-C307, Contract No. FA-WE-2838 at Modesto City-County Airport, which was accepted by the Sponsor on June 25, 1963; and

WHEREAS, the Federal Aviation Agency has determined that, in the interest of the United States of America, said Grant Agreement should be amended to increase the maximum obligation of the United States payable under said Grant Agreement from \$11,027 to \$11,537.65;


NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Amendment No. 1 to the Grant Offer made by the United States of America, acting through the Federal Aviation Agency in connection with the installation of taxiway lights at the Modesto City-County Airport, Project No. 9-04-027-C307, Contract No. FA-WE-2838, be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 March, 1964 by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-147

A RESOLUTION AMENDING SECTION 13.5 OF THE  
PERSONNEL RULES RELATING TO SICK LEAVE.

WHEREAS, Section 1202 of Article XII of the Charter of the City of Modesto provides that the Personnel System provided by said Article shall be implemented by such rules and regulations governing the administration thereof as are adopted by the City Council upon recommendation of the City Manager, and

WHEREAS, Section 1109 of Article XI of the City Charter provides that the Personnel Commission shall have the power and be required to recommend to the City Council after a public hearing thereon, the adoption, amendment, or repeal of personnel rules and regulations, and

WHEREAS, the Personnel Commission, after a public hearing thereon, has recommended that Section 13.5 of the Personnel Rules be amended as hereinafter set forth, and

WHEREAS, the City Manager has reviewed the proposed amendment to the Personnel Rules as recommended by the Personnel Commission, and

WHEREAS, the City Council has reviewed said amendment to the Personnel Rules as recommended by the Personnel Commission and 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 13.5 of the Personnel Rules be amended to read as follows:

13.5 Sick Leave

After completing three months of continuous service, an employee shall be entitled to paid sick leave at the rate of one working day for each completed calendar month of service, counted from the original

appointment. Sick leave credit shall not continue to accrue to an employee absent from duty on any leave other than vacation leave or temporary military leave. Unused sick leave time may be accrued not to exceed one hundred twenty days. Sick leave shall be considered a privilege to be allowed only in case of sickness, disability or quarantine. Paid sick leave shall not be given for any absence from duty due to an injury or illness arising out of or incurred in connection with outside employment. In order to receive sick leave pay, an employee must notify his supervisor or the Personnel Office not later than four hours after the start of the work day. When absent more than three work days, the employee shall file a physician's certificate or a personal affidavit with the Director of Personnel, stating the cause of the absence. He may be required to file such certificate in cases of less than three work days' absence.

Leave for disability covered by workmen's compensation shall be charged against the employee's accrued sick leave and the employee shall receive full pay to the extent of his sick leave credit. Compensation insurance checks shall be endorsed to the City while full salary is paid. When sick leave is exhausted, the employee shall receive the compensation insurance check. Sick leave shall be charged at a rate proportional to the City's actual contribution to the full salary. This provision shall be modified for police and fire personnel to the extent necessary to conform to the provisions of Section 4850 of the State Labor Code.

Employees terminating their City employment or being terminated shall forfeit all unused sick leave benefits, as of the terminal date. Former employees re-employed by the City shall receive no credit for prior service in determination of sick leave or vacation benefits.

SECTION 2. This resolution shall become effective on and after April 1, 1964.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of March, 1964, by Councilman Tabbert, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ALLEN GRIMES, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-148

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND PIONEER MEAT PLANT, MODESTO TALLOW CO., JACK ARNOPOLE AND MORRIS ARNOPOLE, B. ZEFF, AND B. ZEFF AND CO.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Pioneer Meat Plant, a corporation, Modesto Tallow Co., a corporation, Jack Arnopole and Morris Arnopole, individuals, B. Zeff, an individual, B. Zeff and Co., a copartnership, ~~XXXX~~ for installation of a municipal water system to serve their area (West side of Crows Landing Road between Blankenberg and El Paso 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 23rd day of March by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Patton, Mitchell, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: Shastid  
ABSENT: Councilmen: None

ATTEST:   
City Clerk

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND RUBY J. SMITH - REAL PROPERTY FOR WIDENING OF BRIGGSMORE AVENUE.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Ruby J. Smith for real property to be used for widening of Briggsmore Avenue, purchase price \$3,890, plus escrow and recording fees be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 March, 1964 by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST: \_\_\_\_\_

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-150

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND  
FLORINE JOHNSON - RESIDENCE, 217 #LM STREET

BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that the agreement between the City of Modesto and Florine Johnson  
for rental of residence at 217 Elm Street, \$60 per month, effective  
March 14, 1964  
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement  
by the designated 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  
March, 1964 by Councilman Hughes , who moved its adopt-  
ion, which motion being duly seconded by Councilman Shastid ,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
\_\_\_\_\_  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-151

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$150 FOR EXPENSES - CITY ATTORNEYS' SPRING CONFERENCE MEETING IN MONTEREY

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

General Fund No. 101

From:	General Reserve (600)	\$150
To:	City Attorney, Conference Expense (13/207)	\$150

Funds needed to cover expenses - City Attorneys' Spring Conference, League of California Cities, in Monterey, April 1 through 3, 1964.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of March, 1964, by Councilman Patton, who moved its adoption, which motion being duly seconded by Councilman VanderWall was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

A RESOLUTION APPROVING REQUEST OF FEDERAL SIGN AND SIGNAL CORPORATION TO PLACE A SIGN ON PRESENT PROPERTY LINE ON PROPERTY ON NORTHEAST CORNER OF NEEDHAM AND NELLIE AVENUES

WHEREAS, Resolution No. 187 adopted by the Board of Zoning Adjustment on September 27, 1962, granted a conditional use permit to Elmo Wilson for the construction of an Imperial 400 Motel on the northeast corner of Needham and Nellie Avenues (Lots 11 and 12, Block 506, City of Modesto); and

WHEREAS, one of the conditions imposed in granting the conditional use permit provides that all buildings be placed in compliance with a 45-foot setback area from the center line of Needham Avenue; and

WHEREAS, the applicant, Imperial 400 Motel, has agreed to dedicate  $12\frac{1}{2}$  feet along Needham Avenue at no cost to the City at such time as the City initiates action to widen Needham Avenue; and

WHEREAS, the Federal Sign and Signal Corporation, on behalf of Imperial 400 Motel, has requested permission to install an advertising sign on the present property line; and

WHEREAS, the sign would be permitted in the location requested if there were no plans for the widening of Needham Avenue; and

WHEREAS, no definite date has been set for the widening of Needham Avenue;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of Federal Sign and Signal Corporation on behalf of Imperial 400 Motel to construct a sign on the present property line of property located on the northeast corner of Needham and Nellie Avenues (Lots 11 and 12, Block 506, City of Modesto) be, and it is hereby approved, subject to the following conditions:

1. That the sign erected comply with all requirements of the sign regulations of the City of Modesto;
2. That at such time as the City initiates proceedings to widen Needham Avenue, the Imperial 400 Motel, or its successors

in interest, will remove and relocate the sign at no cost to the City within 30 days after written notice by the City to the Imperial 400 Motel, or its successors in interest, so to do;

3. That this resolution be recorded to guarantee that these conditions will remain with the property and bind any and all successors in interest;

BE IT FURTHER RESOLVED that the City Clerk shall furnish permittee with a copy of this resolution. Permittee shall have twenty (20) days from and after the adoption of this resolution within which to file written acceptance of the conditions imposed by this resolution, and no right shall be conferred hereby until said acceptance is filed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of March, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	None

ATTEST:   
REX E. GAILFUS, City Clerk

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND  
HARRY KULLIJIAN - LOT SPLIT, 1121 Yosemite Boulevard

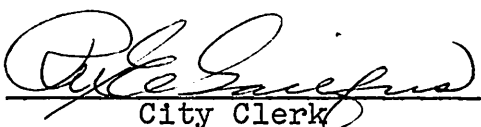
BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that the agreement between the City of Modesto and Harry Kullijian  
covering conditions imposed in connection with a lot split approved  
by the Planning Commission  
for property located at 1121 Yosemite Boulevard

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting  
of the Council of the City of Modesto held on the 23rd day of  
March, 1964 by Councilman Tabbert, who moved its adopt-  
ion, which motion being duly seconded by Councilman VanderWall,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-154

A RESOLUTION APPOINTING DAROL CARLSON A MEMBER OF THE MODESTO CITY PERSONNEL COMMISSION (For a term ending January 1, 1965)

WHEREAS, Section 1100 of the Charter of the City of Modesto requires 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 Darol Carlson be, and he is hereby appointed a member of the Modesto City Personnel Commission for a term ending January 1, 1965.

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the Modesto City 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 23rd day of March, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-155

A RESOLUTION APPOINTING GEORGE GAGOS, JR., A MEMBER OF THE MODESTO CITY PLANNING COMMISSION (For a term ending January 1, 1966)

WHEREAS, Section 1100 of the Charter of the City of Modesto requires 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 George Gagos, Jr., be, and he is hereby appointed a member of the Modesto City Planning Commission for a term ending January 1, 1966.

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the Modesto City 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 23rd day of March, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
\_\_\_\_\_  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-156

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND  
EAST MODESTO INDUSTRIAL WASTE COMPANY - INDUSTRIAL WASTE TREATMENT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and East Modesto Industrial Waste Company for the acceptance and treatment of industrial ~~for~~ waste during the months of September and October, 1964,

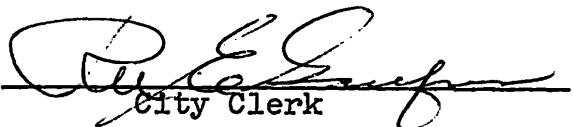
be, and it is hereby approved.

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

The foregoing resolution was introduced at <sup>an adjourned</sup> ~~a~~/regular meeting of the Council of the City of Modesto held on the 30th day of March, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Patton, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	Shastid
ABSENT:	Councilmen:	Mitchell

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-157

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$5450 FOR PURCHASE OF VACUUM TYPE LITTER AND LEAF COLLECTOR FROM STATE DIVISION OF HIGHWAYS

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

General Fund No. 512

From:	Reserve (600)	\$5000
	Service (48)	
	Sedan Repl. (6) (5403)	450

To:	Leaf Collector and Truck (5429)	\$5450
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The foregoing resolution was introduced at ~~an~~ an adjourned regular meeting of the Council of the City of Modesto held on the 30th day of March, 19 64, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Hughes was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell

ATTEST:   
City Clerk

RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST OF  
HUGH E. GALLAGHER, M.D., TO REPAIR BLACKTOP AREA

BE IT HEREBY RESOLVED by the Council of the City of Modesto that April 13, 1964 at 8:10 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, is hereby set as the time and place for consideration of the request of Hugh E. Gallagher, M.D. to repair blacktop area on property located at Griswold and McHenry Avenues.

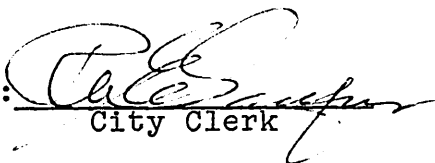
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of April, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Tabbert, VanderWall,  
Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Patton, Shastid

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-159

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR CONSTRUCTION OF PARKING LOT #12, 9TH STREET  
BETWEEN J AND K STREETS

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

Section 1. The plans and specifications for the construct-  
ion of parking lot #12, 9th Street between J and K Streets,  
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 19, 1964, 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 April, 1964, by Councilman Mitchell,  
who moved its adoption, which motion being duly seconded by  
Councilman VanderWall, was upon roll call carried and  
the resolution adopted by the following vote:

AYES:	Councilmen:	<del>HUGHES</del> Mitchell, <del>SHASTID</del> Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Shastid, Hughes, Patton

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-160

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR FURNISHING ONE SAND TRAP FOR PUMP STATION NO. 27

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

Section 1. The plans and specifications for furnishing  
one sand trap for Pump Station No. 27

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 21, 1964, 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 April, 1964, by Councilman VanderWall,  
who moved its adoption, which motion being duly seconded by  
Councilman Tabbert, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes, Patton, Shastid

ATTEST:   
City Clerk

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED  
TERRITORY FROM THE McHENRY DRY CREEK COUNTY  
FIRE PROTECTION DISTRICT BY REASON OF ITS  
ANNEXATION TO THE CITY OF MODESTO.  
(CRESTWOOD TERRACE NO. 2 ADDITION)

WHEREAS, a portion of the McHenry Dry Creek County  
Fire Protection District was annexed to the City of Modesto by  
Ordinance No. 645 -C.S. adopted on March 9, 1964,  
and

WHEREAS, said territory officially became a part of the  
City on March 11, 1964, 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 State  
Board of Equalization, the governing body of the District, and  
the County Assessor of copies 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 District which has been annexed to the  
City that the area be withdrawn from said Fire 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, be withdrawn from the boundaries of the  
McHenry Dry Creek County Fire Protection District.

BE IT FURTHER RESOLVED that the City Clerk be, and  
he is hereby directed to file a certified copy of this resolu-  
tion with the State Board of Equalization, the governing body  
of said Fire Protection District, and the Assessor of Stanis-  
laus County.

The foregoing resolution was introduced at a regular  
meeting of the Council of the City of Modesto held on the 6th  
day of April, 1964, by Councilman Tabbert,

who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Patton, Shastid

ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By 

ALLEN GRIMES, City Attorney

All that real property in the State of California, County of Stanislaus, 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 Southwestern corner of the Crestwood Terrace Addition as per description filed August 22, 1962, as Instrument 31905, Stanislaus County Records, said point also being on the Northern line of the Sherwood Manor Addition as per description filed July 15, 1959, as Instrument 20526 Stanislaus County Records; thence along said Northern line, North 89° 30' West, 659.05 feet, to the Southwestern corner of property conveyed to the Sylvan Union School District as per deed recorded December 18, 1962, as Instrument 47213, Stanislaus County Records; thence along the Western line of said School property, North 00° 45' 30" West, 719.34 feet, to the Northwestern corner of said School property, said point being the Southwestern corner of property conveyed to the City of Modesto as per deed recorded February 14, 1963, as Instrument 6030, Stanislaus County Records; thence along the Western line of said City property, North 00° 45' 30" West, 441.23 feet, to the Northwestern corner of said City property; thence along the Northern line of said City property, South 89° 30' East, 659.21 feet, to the Northeastern corner of said City property; thence along the Eastern line of said City property South 00° 45' East, 240.57 feet; thence South 89° 30' East, 659.29 feet, to a point on the existing City Limits as established by the Walnut Acres Addition as per description filed May 14, 1963, as Instrument 18496, Stanislaus County Records; thence along the City Limits the following bearings and distances, South 00° 44' 30" East, 260.00 feet; thence North 89° 30' West, 659.25 feet; thence South 00° 45' East, 240.00 feet, to the Northwestern corner of the Crestwood Terrace Addition as per description filed August 22, 1962 as Instrument 31905, Stanislaus County Records; thence South 00° 45' East, 420.00 feet to the point of beginning and containing 21.497 Acres more or less.

A RESOLUTION AUTHORIZING AN APPLICATION FOR STATE AID FOR  
GRADE CROSSING PROTECTION IMPROVEMENT (H STREET CROSSING)

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 presented to this legislative body for consideration, 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 \$191, 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 to be paid for the construction of protection for railroad crossing No. B-113.1 and H Street, which the City of Modesto is making under said act, is \$381.99.

BE IF FURTHER RESOLVED that for the purpose of this request, Peter W. Johansen, Mayor of the City of Modesto, 801 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 6th day of April, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Patton, Shastid

ATTEST:

  
REX E. GAILFUS, City Clerk

A RESOLUTION APPROVING AGREEMENTS BETWEEN THE CITY OF MODESTO AND  
VARIOUS LESSEES FOR RENTAL OF CITY-OWNED PROPERTY

BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that the agreements between the City of Modesto and lessees listed  
below for rental of city-owned property:

~~for~~ John O'Bryant, 215 Elm, \$45.00 per month, effective 3/1/64;  
Willie Williams, 213 Elm, \$45.00 per month, effective 2/1/64,  
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreements  
by the designated 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  
April, 1964 by Councilman VanderWall , who moved its adopt-  
ion, which motion being duly seconded by Councilman Mitchell ,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Mitchell, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Patton, Shastid

ATTEST:

  
\_\_\_\_\_  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-164

A RESOLUTION AUTHORIZING THE RELEASE OF CASH DEPOSIT FILED TO  
GUARANTEE IMPROVEMENTS IN WALTER HEIGHTS SUBDIVISION

WHEREAS, Western Title Guaranty Company has deposited with the City of Modesto a cash deposit of \$14,800 to guarantee the improvements in Walter Heights Subdivision, and

WHEREAS, the Director of Public Works has reported that the improvements have been completed in the aforesaid subdivision to his satisfaction, and has recommended the release of the cash deposit in the amount of \$14,800;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that the cash deposit in the amount of \$14,800 deposited by Western Title Guaranty Company to guarantee improvements in Walter Heights Subdivision be, and it is hereby released.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of April, 1964, by Councilman Tabbert, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes, Patton, Shastid

ATTEST:

  
City Clerk

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."

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:

(b) One-way Alleys:

Between 9th and 10th Streets, from H Street to K Street, southeasterly direction

Between 10th and 11th Streets, from I 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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of April, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and

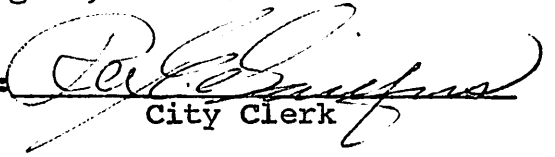
the resolution adopted by the following vote:

AYES: Councilmen: ~~Hughes~~ Mitchell, Patton, Tabbert,  
VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Shastid, Hughes, Patton

ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By \_\_\_\_\_  
ALLEN GRIMES, City Attorney

A RESOLUTION GIVING NOTICE OF PROPOSED DEMOLITION OF THE BUILDING~~(s)~~ LOCATED AT 109 PLEASANT STREET IN THE CITY OF MODESTO IN ACCORDANCE WITH THE PROVISIONS OF SECTION 203 (a) OF THE UNIFORM BUILDING CODE AND FIXING THE TIME AND PLACE FOR HEARING PROTESTS THERETO. (KENNETH DIEHL)

WHEREAS, the Uniform Building Code, <sup>1961</sup>~~1958~~ Edition, has been adopted by reference by Section 9-1.01 of Chapter 1 of Title IX of the Modesto Municipal Code on the 6th day of October, 1954, as amended, and

WHEREAS, Section 203 (a) of the Uniform Building Code, <sup>1961</sup>~~1958~~ Edition, provides that a building which is structurally unsafe, or which constitutes a fire hazard, or is otherwise dangerous to human life and is declared to be a public nuisance, shall be abated by repair, rehabilitation, demolition, or removal in accordance with the procedure specified in said Uniform Building Code, <sup>1961</sup>~~1958~~ Edition, and

WHEREAS, the Chief Building Official, after examining the building~~(s)~~ at 109 Pleasant Street, found it ~~(them)~~ to be unsafe and dangerous, and gave to Kenneth Diehl the owner~~(s)~~ thereof, written notice stating the defects thereof, and requiring commencement of work to make required repairs within forty-eight (48) hours from such notice or to demolish and remove the building~~(s)~~, and

WHEREAS, the owner~~(s)~~, Kenneth Diehl, was ~~(was)~~ advised by ~~registered mail~~ (personal service) on March 10, 1964, in accordance with Section 203 (b) of the Uniform Building Code, <sup>1961</sup>~~1958~~ Edition, to comply with the order of the Building Official, and

WHEREAS, in accordance with Section 203 (c) of said Building Code, the Building Official caused signs to be posted at the hereinabove referred to property, declaring the building~~(s)~~ unsafe, and

WHEREAS, the owner~~(s)~~ of the above referred to property has ~~(has)~~ failed and neglected to comply with the notice to commence the required repairs or demolish and remove the building~~(s)~~ located thereon,

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

SECTION 1. DECLARATION OF INTENTION. The Council hereby declares its intention to proceed in accordance with the provisions of Section 203 (d) of the Uniform Building Code, <sup>1961</sup>~~1950~~ Edition, to authorize and direct the Chief Building Official to demolish and remove the aforesaid described building~~(s)~~ as constituting an unsafe building~~(s)~~ and a public nuisance, the owner~~(s)~~ having failed and neglected to comply with the aforementioned notice to commence the required repairs or to demolish and remove the aforesaid building~~(s)~~.

SECTION 2. NOTICE OF TIME AND PLACE FOR HEARING. Notice is hereby given that the 20th day of April, 1964, at the hour of 4:40 o'clock P.M. of said day, in the Council Chambers at the City Hall located at 801 Eleventh Street in the City of Modesto, be and the same is hereby fixed as the time and place for considering said matter, at which time and place any person owning such real or personal property and having any objections to the proposed removal or demolition of said building~~(s)~~ may appear before the Council of the City of Modesto and show cause why said building~~(s)~~ should not be ordered demolished and removed.

SECTION 3. MAILING OF NOTICE TO OWNER OR OWNERS. The City Clerk shall cause a copy of this resolution to be mailed by registered mail to the owner or owners of the property affected at least ten (10) days prior to the date set for the hearing.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of April, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: ~~HUGHES~~ Mitchell, ~~WALKER~~ Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Shastid, Hughes, Patton

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

BY

  
ALLEN GRIMES, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-167

A RESOLUTION GIVING NOTICE OF PROPOSED DEMOLITION OF THE BUILDINGS LOCATED AT 510 WEST FAIRMONT AVENUE IN THE CITY OF MODESTO IN ACCORDANCE WITH THE PROVISIONS OF SECTION 203(a) OF THE UNIFORM BUILDING CODE AND FIXING THE TIME AND PLACE FOR HEARING PROTESTS THERETO. (DOROTHY PENFIELD)

WHEREAS, the Uniform Building Code, 1961 Edition, has been adopted by reference by Section 9-1.01 of Chapter 1 of Title IX of the Modesto Municipal Code on the 6th day of October, 1954, as amended, and

WHEREAS, Section 203(a) of the Uniform Building Code, 1961 Edition, provides that a building which is structurally unsafe, or which constitutes a fire hazard, or is otherwise dangerous to human life and is declared to be a public nuisance, shall be abated by repair, rehabilitation, demolition, or removal in accordance with the procedure specified in said Uniform Building Code, 1961 Edition, and

WHEREAS, the Chief Building Official, after examining the buildings at 510 West Fairmont Avenue, to wit, the leanto shed at the rear of the stucco garage, all sheds on the west side of said garage, and a lath structure to the west of the stuccoed tank house, found them to be unsafe and dangerous, and gave to Dorothy Penfield, the owner thereof, written notice stating the defects thereof, and requiring commencement of work to make required repairs within ten (10) days from such notice or to demolish and remove the buildings, and

WHEREAS, the owner, Dorothy Penfield, was advised by personal service on March 12, 1964, in accordance with Section 203(b) of the Uniform Building Code, 1961 Edition, to comply with the order of the Building Official, and

WHEREAS, in accordance with Section 203(c) of said Building Code, the Building Official caused signs to be posted at the hereinabove referred to property, declaring the buildings unsafe, and

WHEREAS, the owner of the above referred to property has failed and neglected to comply with the notice to commence the required repairs or demolish and remove the buildings located thereon,

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

SECTION 1. DECLARATION OF INTENTION. The Council hereby declares its intention to proceed in accordance with the provisions of Section 203(d) of the Uniform Building Code, 1961 Edition, to authorize and direct the Chief Building Official to demolish and remove the aforesaid described buildings as constituting an unsafe buildings and a public nuisance, the owner having failed and neglected to comply with the aforementioned notice to commence the required repairs or to demolish and remove the aforesaid buildings, to wit, the leanto shed at the rear of the stucco garage, all sheds on the west side of said garage, and a lath structure to the west of the stuccoed tank house.

SECTION 2. NOTICE OF TIME AND PLACE FOR HEARING. Notice is hereby given that the 20th day of April, 1964, at the hour of 4:45 P.M. of said day, in the Council Chambers at the City Hall located at 801 Eleventh Street in the City of Modesto, be and the same is hereby fixed as the time and place for considering said matter, at which time and place any person owning such real or personal property and having any objections to the proposed removal or demolition of said buildings may appear before the Council of the City of Modesto and show cause why said buildings should not be ordered demolished and removed.

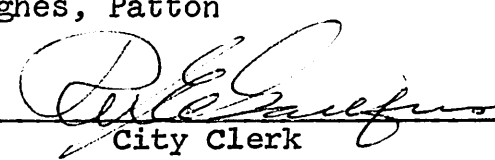
SECTION 3. MAILING OF NOTICE TO OWNER OR OWNERS. The City Clerk shall cause a copy of this resolution to be mailed by registered mail to the owner or owners of the property affected at least ten (10) days prior to the date set for the hearing.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of April, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: ~~Hughes~~, Mitchell, ~~Reilly~~, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Shastid, Hughes, Patton

ATTEST: 

City Clerk

(SEAL)

APPROVED AS TO FORM:

By 

ALLEN GRIMES, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-168

A RESOLUTION GRANTING THE REQUEST OF LOIS L. LANE, DOING BUSINESS AS RED TOP TAXI, FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO OPERATE ONE ADDITIONAL TAXICAB IN THE CITY OF MODESTO

WHEREAS, Lois L. Lane, doing business as Red Top Taxi, filed an application, dated March 10, 1964, with the City Clerk requesting the granting of a Certificate of Public Convenience and Necessity to operate one additional taxicab in the City of Modesto, pursuant to Section 4-6.215 of the Modesto Municipal Code, and

WHEREAS, the Council of the City of Modesto, at a regular meeting held on the 16th day of March, 1964, adopted Resolution No. 64-126 fixing 4:30 P.M., April 6, 1964, at its regular place of meeting as the time and place for a public hearing on said application, and

WHEREAS, said application was investigated by the Director of Parking and Traffic who has reported his findings in connection therewith, and

WHEREAS, the Council of the City of Modesto has conducted a public hearing upon said application, and

WHEREAS, at said time and place, said City Council found and determined that the public convenience and necessity require the requested additional taxicab service.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the application of Lois L. Lane for a Certificate of Public Convenience and Necessity to operate one additional taxicab is hereby granted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of April, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Patton, Shastid

ATTEST:   
City Clerk

**A RESOLUTION GRANTING AN UNCLASSIFIED USE PERMIT  
TO MODESTO HIGH SCHOOL DISTRICT FOR CONSTRUCTION  
OF BLEACHERS AND INSTALLATION OF LIGHTING  
FACILITIES AT DOWNEY HIGH SCHOOL.**

WHEREAS, a verified application for an unclassified use permit for construction of bleachers (two thousand twenty-four (2024) seats) and installation of lighting facilities at Downey High School was filed by Modesto High School District on January 20, 1964, 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, at 2:30 P.M. on February 4, 1964, and

WHEREAS, said hearing was held at the above time and place and evidence, both oral and documentary, was taken and introduced, and

WHEREAS, thereafter, the Planning Commission adopted Resolution No. 64-23, recommending to the Council that an unclassified use permit be granted in accordance with the provisions of said resolution, and

WHEREAS, said matter was set for public hearing before the Council in the Council Chambers located in the City Hall, 801 - 11th Street in the City of Modesto, at 8:10 P.M. on March 9, 1964, and

WHEREAS, said hearing was held before the Council at the above time and place and evidence, both oral and documentary, was taken and introduced and the Council found and determined that the proposed improvements are facilities normally associated with high school activities,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that an unclassified use permit be granted to Modesto High School District for construction of two thousand

twenty-four (2024) bleacher seats and installation of outdoor lighting facilities on the existing athletic field at Downey High School, subject to the following conditions:

1. That the pedestrian gates on Brighton Avenue be kept closed during the times the stadium is in use, to discourage parking on Brighton Avenue and the neighboring residential streets.

2. That the two (2) areas immediately south of the bleachers be planted with rapid growing, dense trees to shield the residences from light emanating from the stadium.

3. That placement of lights be such that glare into residential areas be kept to a minimum.

4. That the City Schools dedicate forty-five (45') feet for Brighton Avenue right of way along the northerly eight hundred twenty-five and 45/100ths (825.45') feet of the Downey High School property and install curb, gutter and sidewalk to city standards along the entire length of the Downey High School property on or before February 4, 1967, or concurrent with the development of subdivisions adjacent to the east side of Brighton Avenue. In addition, it is understood that the City Schools does not presently contemplate the need for access from Brighton Avenue to the School District property. In the event that in the future the City Schools should desire such access, it is the intention of the City Schools and the City to discuss joint financial participation in the cost of improving that portion of Brighton Avenue adjacent to the school property. Any such participation, if made, shall be related to the cost of construction, whether before or after actual construction.

5. That one off-street parking space be provided for every five (5) seats in the bleachers as required by Section 10-2.1802 of the Municipal Code.

Failure to comply with the conditions set forth above shall constitute grounds for revocation of this unclassified use permit.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of April, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Shastid, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Patton

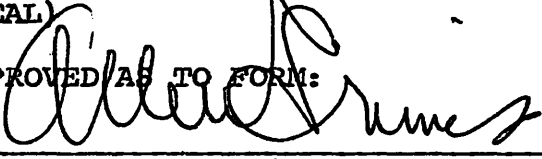
ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By

  
ALLEN GRIMES, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-170

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$1,200 for  
AIR CONDITIONING UNITS, McHENRY PUBLIC LIBRARY

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

FROM: McHenry Public Library Capital Outlay (301)	\$1,200
TO: Air Conditioning Units (5) (5302)	\$1,200

(Installation costs for the 5 air conditioning units  
approved by Council in 1963-64 budget - underestimated costs)

The foregoing resolution was introduced at a regular  
meeting of the Council of the City of Modesto held on the  
6th day of April, 19 64, by Councilman  
Shastid, who moved its adoption, which motion  
being duly seconded by Councilman VanderWall  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES:	Councilmen:	Mitchell, Shastid, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Hughes, Patton

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-171

A RESOLUTION APPOINTING ADDITIONAL MEMBERS TO THE HUMAN RIGHTS  
COMMITTEE OF THE CITY OF MODESTO (AMENDING RESOLUTION NO. 63-508)

BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that the following persons are hereby appointed members of the  
Human Rights Committee:

Herbert Baum  
321 North Morton Boulevard  
Modesto, California

Sidney E. Kordell  
1426 Locke Road  
Modesto, California

Raul Garcia  
409 Ribier Avenue  
Modesto, California

S. Rudy Martin  
1526 Victor Way  
Modesto, California


Galen Hartwich  
3231 Young Road  
Modesto, California

Charles W. Mitchell  
Route 8, 1100 Pauline Avenue  
Modesto, California

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 6th day of  
April, 1964, by Councilman VanderWall, who moved its adoption,  
which motion being duly seconded by Councilman Mitchell, was upon  
roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Shastid, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes, Patton

ATTEST:

  
\_\_\_\_\_  
REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-172

A RESOLUTION COMMENDING ALLEN GRIMES FOR HIS SERVICE TO THE CITY  
AS CITY ATTORNEY OF THE CITY OF MODESTO

WHEREAS, Allen Grimes has served the City of Modesto for  
twelve and one-half years as City Attorney, and

WHEREAS, he is now leaving Modesto to become City Attorney  
for the City of Beverly Hills, California;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the  
City of Modesto that this Council does express to Allen Grimes its  
appreciation for his work in Modesto and for his spirit of coopera-  
tion and helpfulness, and extends to him its sincere best wishes  
for success and happiness in his new assignment.

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 6th day of  
April, 1964, by Councilman Shastid, who moved its adoption, which  
motion being duly seconded by Councilman VanderWall, was upon  
roll call carried and the resolution adopted by the following  
vote:

AYES: Councilmen: Mitchell, Shastid, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes, Patton

ATTEST:

  
\_\_\_\_\_  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-173

A RESOLUTION ACCEPTING THE BID OF GEORGE REED, INC., FOR CONSTRUCTION OF A BY-PASS LINE AND APPURTENANCES - SEWAGE TREATMENT PLANT

WHEREAS, Resolution No. 64-143, adopted by the Council of the City of Modesto on March 23, 1964, approved the plans and specifications for the construction of a by-pass line and appurtenances - Sewage Treatment Plant and authorized the calling for bids, and

WHEREAS, the bids received for the construction of a by-pass line and appurtenances - Sewage Treatment Plant were opened at 2:00 P.M., April 7, 1964, and later tabulated by the Public Works Department 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 \$9,750.00

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.,

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 April, 1964, by Councilman Tabbert, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, ~~Shastid~~, Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid

ATTEST:

  
CITY CLERK

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-174

A RESOLUTION ACCEPTING THE BID OF H. V. CARTER CO., INC.,  
FOR GASOLINE GOLF COURSE TRACTOR TO REPLACE FAIRWAY MOWING  
TRACTOR

WHEREAS, Resolution No. 64-142, adopted by the Council  
of the City of Modesto on March 23, 1964, approved the plans  
and specifications for the gasoline golf course tractor to  
replace fairway mowing tractor  
and authorized the calling for bids, and

WHEREAS, the bids received for the gasoline golf course  
tractor  
were opened at 2:00 P.M., April 7, 1964, and later tabulated  
by the Public Works Department for the consideration of the  
Council, and

WHEREAS, the Director of Public Works has recommended that  
the bid of H. V. Carter, Co., Inc., in the amount of \$2,318.17  
be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City  
of Modesto that the bid of H. V. Carter Co., Inc.,  
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  
April, 1964, by Councilman Patton, who moved its  
adoption, which motion being duly seconded by Councilman Mitchell  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:   
CITY CLERK

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-175

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND  
PETER DOUMA, ET UX COVERING PURCHASE AND SALE OF REAL PROPERTY -  
GRACE DAVIS HIGH SCHOOL COMMUNITY PARK SITE

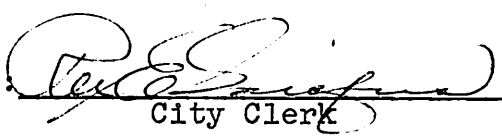
BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that the agreement between the City of Modesto and Peter Douma et ux  
by the City  
for the purchase/of 4.749 acres of property for the sum of \$19,028, and  
~~XXXX~~ sale of property by the City to Peter Douma et ux - 2.841 acres  
more or less, for \$11,364  
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement  
by the designated 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  
April, 1964 by Councilman VanderWall, who moved its adopt-  
ion, which motion being duly seconded by Councilman Mitchell,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST.

  
\_\_\_\_\_  
City Clerk

A RESOLUTION REVISING THE APPROVED RIGHT OF  
WAY WIDTH OF MCHENRY AVENUE IN THE CITY OF  
MODESTO.

WHEREAS, McHenry Avenue has historically served as the main entry into the City from the north, and its function as an intercity highway becomes more important as the communities it links grow in size, and

WHEREAS, McHenry Avenue also is a major carrier of local traffic that is growing increasingly heavy as frontage development intensifies and additional land in the northern part of the urban area undergoes residential subdivision, and

WHEREAS, the projected local and intercity traffic load on McHenry Avenue will require three (3) moving lanes in each direction, where feasible, to provide reasonably unimpeded through traffic movement and satisfactory access to existing and future valuable frontage development, and

WHEREAS, at the direction of the City and County Planning Commissions, a joint City-County Public Works Departments study was made of right of way possibilities for McHenry Avenue, and

WHEREAS, it appears, assuming present acquisition procedures and policies remain unchanged, that a symmetrical alignment utilizing the existing center line of McHenry Avenue would allow for the most equitable, efficient and economical means of acquiring additional right of way, and

WHEREAS, by Resolution No. 64-3, adopted on January 7, 1964, the Planning Commission initiated proceedings to consider revision in the approved right of way width for McHenry Avenue, and

WHEREAS, by said Resolution No. 64-3 said matter 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 at 7:30 P.M. on January 29, 1964, and

WHEREAS, thereafter, the Planning Commission adopted Resolution No. 64-18 recommending to the Council a revision in the approved right of way width of McHenry Avenue in accordance with the provisions of said resolution,

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

SECTION 1. The approved right of way width on McHenry Avenue from the southern boundary of Modesto Irrigation District Lateral No. 3 to the northern city limits is hereby established at one hundred ten (110') feet.

SECTION 2. The right of way width hereby established shall be symmetrical on the existing McHenry Avenue center line.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of April, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ALLEN GRIMES, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-177

A RESOLUTION ACCEPTING THE CONSTRUCTION OF SPRINKLER SYSTEM -  
GARRISON PARK

WHEREAS, a report has been filed by the Director of Public Works  
that the construction of sprinkler system - Garrison Park

has been completed by Albert M. Biehl

in accordance with the contract agreement, dated February 17, 1964.


NOW, THEREFORE, BE IT RESOLVED that the construction of  
the sprinkler system - Garrison Park  
be accepted from said contractor Albert M. Biehl

that Notice of Completion be filed with the Recorder of Stanislaus  
County and that payment of amounts due, as provided in the contract,  
be authorized.

The foregoing resolution was introduced at a regular meeting of  
the Council of the City of Modesto held on the 13th day of April,  
1964, by Councilman Shastid, who moved its adoption, which motion  
being duly seconded by Councilman VanderWall, was upon roll call  
carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert, Shastid,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

A RESOLUTION APPROVING THE FINAL MAP OF THE  
JONI MANOR NO. 3 SUBDIVISION  
OF THE CITY OF MODESTO.

WHEREAS, Lance E. Ellis and Carol L. Ellis

are possessed of a tract of land situate in the City of Modesto,  
County of Stanislaus, consisting of 5.84 acres, known as the  
Joni Manor No. 3 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the  
City Planning Commission on the 20th day of August,  
1963, 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 cer-  
tified that the final map of said Joni Manor 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 that said final map of the  
Joni Manor No. 3 Subdivision  
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 in the amount of One Thousand One Hundred Thirty-Six and  
72/100ths Dollars, as required by the  
Modesto Municipal Code, for checking, copies of maps, recording and  
parks and playgrounds have been paid, and subdividers have furnished  
a bond acceptable to the City Attorney, or, in lieu thereof, have  
posted a cash deposit with the City Clerk in the sum of Eight  
Thousand Six Hundred and No/100ths (\$8,600.00) Dollars.

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 13th day of April, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By

  
ALLEN GRIMES, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO.64-179

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR INSTALLATION OF WATER LINES IN JONI MANOR NO. 3  
SUBDIVISION

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

Section 1. The plans and specifications for installation  
of water lines in Joni Manor No. 3 Subdivision  
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 28, 1964, 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 April, 1964, by Councilman Mitchell,  
who moved its adoption, which motion being duly seconded by  
Councilman Tabbert, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

A RESOLUTION OF POLICY OF THE CITY COUNCIL  
RELATING TO SALARIES FOR CITY EMPLOYEES.

WHEREAS, the City Council Public Relations Committee has recommended the City Council review its policy on the procedures to be followed in establishing City salaries for the guidance of the Personnel Commission and the staff, and

WHEREAS, the City Council has adopted the following policy statement as a principle to guide the Personnel Commission and the staff in establishing salaries for City employees:

"It is not the responsibility of tax supported organizations such as the City, to set the wage scale for the community in which they exist. It is the duty of the City for its wage scale to be comparable with those paid in the community, with due consideration for fringe benefits and stability of employment, but it is not the duty of the City to set a wage standard that private employers have to compete with. Those people who perform the same activities should enjoy the same hours, working conditions and pay scale as that paid by private industry."

NOW, THEREFORE, BE IT RESOLVED that the following "Suggested Guides for Implementing Council Policy on Establishing Salaries" be used to guide the staff and the Personnel Commission in assembling information and in making recommendations for Council consideration in establishing salaries, although the guides listed below are not necessarily listed in order of importance nor is each guide necessarily of equal importance.

1. Compare the ratio of salary expenditures to total operating expenditures with previous years and with other specified cities.

2. Compare the value of fringe benefits for City employees and for others in the community (e.g. holidays, vacation, retirement plan, sick leave, insurance, etc.)
3. Consider cost of living.
4. Continue the local salary survey comparisons, recognizing that the City is in wider competition for professional and technical help than for certain other classes and make appropriate comparisons. For purposes of comparison consideration should be given to weighted averages of City employees when weighted averages are used from the salary survey.
5. In considering major salary changes take action in time so that if any change is made it would be effective as of July 1 of each year.

BE IT FURTHER RESOLVED that a copy of this resolution be transmitted to the Personnel Commission by the City Clerk.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of April, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen

ABSENT: Councilmen: None

NOES: Councilmen: None

ATTEST: *Ray C. Simpson*  
City Clerk

APPROVED AS TO FORM:

BY *Allen Grimes*  
Allen Grimes, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-181

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND COOPERATIVE PERSONNEL SERVICES (A STATE AGENCY) FOR STUDY OF INTER-CLASS SALARY RELATIONSHIPS AND A SALARY SURVEY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Cooperative Personnel Services (a State Agency) for a study of inter-class salary relationships and a salary survey be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the <sup>13th</sup> ~~6th~~ day of April, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

A RESOLUTION PETITIONING THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS TO EXCLUDE ALL PROPERTY WITHIN THE INCORPORATED LIMITS OF THE CITY OF MODESTO FROM COUNTY TAX LEVY FOR SUPPORT OF FIRE PROTECTION IN THE COUNTY PURSUANT TO THE PROVISIONS OF GOVERNMENT CODE SECTION 25643.

WHEREAS, the County of Stanislaus does now, and for many years prior hereto has levied a County tax each fiscal year upon property within the County, including property within the corporate limits of the City of Modesto, assessed for tax purposes, to provide county funds for structural fire protection of areas in the County, and

WHEREAS, Government Code Section 25643 provides that the Board of Supervisors shall exclude from such tax levy property within the incorporated limits of an incorporated city having an organized fire department in operation and existence and providing adequate structural fire protection within such incorporated city, and

WHEREAS, this Council finds that the City of Modesto does now, and for many years prior hereto has had an organized fire department in operation and existence, which is providing adequate fire protection to all property within the incorporated limits of said city, and no additional benefit in fire protection is received or required by such property from structural fire protection given by the County of Stanislaus,

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

1. That this Council does hereby petition the Board of Supervisors of the County of Stanislaus, pursuant to the provisions of Section 25643 of the Government Code of the State of California, to exclude all property within the incorporated limits of the City of Modesto, including all property which may hereafter be annexed

to said city prior to a tax levy being made thereupon, from a tax levy to provide county funds for structural fire protection of areas in the County of Stanislaus.

2. The City Clerk is hereby directed to certify and forward to the Clerk of the Board of Supervisors of Stanislaus County, a copy of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of April, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	None

ATTEST: *[Signature]*  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By *[Signature]*  
ALLEN GRIMES, City Attorney

A RESOLUTION ACCEPTING THE BID OF UNITED MAINTENANCE COMPANY FOR THE FURNISHING OF JANITORIAL SERVICE FOR THE POLICE-COMMUNICATIONS BUILDING

WHEREAS, the Purchasing Officer of the City of Modesto has called for written and sealed bids for the furnishing of janitorial service for the Police-Communications building for the period of one year commencing May 1, 1964, and

WHEREAS, bids received for the furnishing of janitorial service for the Police-Communications buildings were opened at 2:00 P.M., March 26, 1964 and later tabulated by the Purchasing Officer for the consideration of the Council, and

WHEREAS, after consideration of the bids received the Council has determined that the bid of United Maintenance Company in the amount of \$898 per month is the lowest responsible bid;

NOW, THEREFORE, BE IT RESOLVED that the bid of United Maintenance Company in the amount of \$898 per month for janitorial service for the Police-Communications building be, and it is hereby accepted as the lowest responsible bid, and the execution of a contract for the services by the City's designated officials authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of April, 1964 by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Patton, ~~was~~ upon roll call failed to carry by the following vote:

AYES: Councilmen: Hughes, Patton, Shastid

NOES: Councilmen: Mitchell, Tabbert, VanderWall, Mayor Johansen

ABSENT: Councilmen: None

ATTEST:   
Rex E. Gailfus, City Clerk

RESOLUTION FAILED TO CARRY

A RESOLUTION ACCEPTING THE BID OF UNITED MAINTENANCE COMPANY FOR THE FURNISHING OF JANITORIAL SERVICE FOR THE POLICE-COMMUNICATIONS BUILDING

WHEREAS, the Purchasing Officer of the City of Modesto has called for written and sealed bids for the furnishing of janitorial service for the Police-Communications building for the period of one year commencing May 1, 1964, and

WHEREAS, bids received for the furnishing of janitorial service for the Police-Communications building were opened at 2:00 P.M., March 26, 1964 and later tabulated by the Purchasing Officer for the consideration of the Council, and

WHEREAS, after consideration of the bids received the Council has determined that the bid of United Maintenance Company in the amount of \$898 per month is the lowest responsible bid;

NOW, THEREFORE, BE IT RESOLVED that the bid of United Maintenance Company in the amount of \$898 per month for janitorial service for the Police-Communications building be, and it is hereby accepted as the lowest responsible bid, and the execution of a contract for the services by the City's designated officials authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of April, 1964 by Councilman Patton, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert,  
Mayor Johansen

NOES: Councilmen: Mitchell, VanderWall  
ABSENT: Councilmen: None

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-185

A RESOLUTION REJECTING THE CLAIM OF CALIFORNIA STATE AUTOMOBILE INTER-INSURANCE BUREAU FOR DAMAGES AGAINST THE CITY OF MODESTO

WHEREAS, California State Automobile Association Inter-Insurance Bureau as insurers of the 1963 Ford Thunderbird owned by Norman or Elaine B. Sherr, 2244 Hedding Street, San Jose, California, has filed a claim against the City of Modesto on the 7th day of April, 1964, a copy of which claim is on file in the office of the City Clerk, and

WHEREAS, the claim is in the amount of \$160 for damages to said Thunderbird automobile as the result of a collision which occurred on Magnolia Avenue and West Morris Avenue on January 25, 1964, and

WHEREAS, the City Attorney has recommended that the claim be rejected by reason of the fact that the City has no liability in this matter;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the claim filed against the City of Modesto by the California State Automobile Inter-Insurance Bureau as insurers of the 1963 Ford Thunderbird owned by Norman or Elaine B. Sherr be, and it is hereby rejected in its entirety, both as to the City of Modesto and the officials therein.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of April, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Mayor Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST: \_\_\_\_\_

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-186

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND FRED A. SEELY, INC., FOR USE OF PARKING AREA ADJACENT TO SEELY TOWER LOCATED AT 12TH AND J STREETS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Fred A. Seely, Inc. for use of parking area adjacent to Seely Tower, located at 12th and ~~for~~ J Streets for the purpose of operating off-street parking facilities on Saturdays at no charge to the City of Modesto be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of April, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-187

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND BANK OF CALIFORNIA FOR USE OF PARKING AREA ADJACENT TO BANK OF CALIFORNIA AT 12TH AND J STREETS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Bank of California for use of parking area adjacent to Bank of California, ~~for~~ located at 12th and J Streets for the purpose of operating off-street parking facilities on Saturdays/<sup>and bank holidays</sup> at no charge to the City of Modesto be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of April, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shasid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-188

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$315 FOR OPERATION OF VALIDATED PARKING LOTS AT BANK OF CALIFORNIA AND SEELY TOWER

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

General Fund No. 209

From:	General Reserve (600/209)	\$315
To:	Salaries and Wages (57/110)	\$210
	Validating Lots (57/322)	\$105

The Bank of California and Seely Tower parking lots will be operated as City validated parking lots on Saturdays. (Bank of California lot to be operated by City on bank holidays also)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of April, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Patton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

A RESOLUTION INSTRUCTING THE SUPERINTENDENT  
OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION  
OF SIDEWALK ALONG  
CERTAIN STREETS IN THE CITY OF MODESTO. (WEST SIDE  
OF MORTON BOULEVARD; STATE STREET)

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 sidewalk  
\_\_\_\_\_ may be required, and

WHEREAS, in accordance with Section 5876 of the Streets  
and Highways Code, the Superintendent of Streets finds that  
sidewalk \_\_\_\_\_ ~~have~~ <sup>has</sup> been constructed in  
front of the properties constituting more than fifty per cent  
(50%) of the street frontage of the west side of Morton  
Boulevard and State Street

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

SECTION 1. The Superintendent of Streets is hereby  
directed to notify the owners of record of the properties  
described as follows:

- (a) Block 209, Lots 6 and 7 (west side of Morton  
Boulevard).

Lots 6 and 7 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.

- (b) North 37 feet of Lot 5, Block 207 (west side of  
Morton Boulevard).

Lot 5, Block 207 of the City of Modesto as per  
map filed December 21, 1942 in Volume 15 of  
Maps, Page 207, Stanislaus County Records.

- (c) Block 207, Portion Lots 10 and 11 (State Street).

Lot 11 and the West 25.00 feet of Lot 10 of  
Block 207 of the City of Modesto, as per map  
filed December 21, 1942 in Volume 15 of Maps,  
Page 207, Stanislaus County Records.

to construct or cause to be constructed sidewalk  
along the street frontage of the ~~property~~/properties hereinabove  
described, all of said construction to be in accordance with City  
of Modesto standards for such construction work. (

SECTION 2. The 27th day of April,  
1964, at 8:00 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 persons relating to the pro-  
posed work.


SECTION 3. 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 13th  
day of April, 1964, by Councilman Patton,  
who moved its adoption, which motion being duly seconded by  
Councilman Hughes, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen

NOES: Councilmen: None

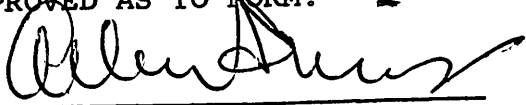
ABSENT: Councilmen: None

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM: -

By

  
ALLEN GRIMES, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-190

RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST OF FEDERAL  
SIGN AND SIGNAL CORPORATION/TO INSTALL SIGN AT 722 "I" STREET  
FOR VARIANCE

BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that April 20, 1964, at 4:50 P.M., in the Council Chambers, City  
Hall, 801 11th Street, Modesto, California, is hereby set as the  
time and place for consideration of the request of Federal Sign  
and Signal Corporation to install sign on property located at  
722 "I" Street.

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 13th day  
of April, 1964, by Councilman VanderWall, who moved its adoption,  
which motion being duly seconded by Councilman Tabbert, was upon  
roll call carried and the resolution adopted by the following  
vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST: \_\_\_\_\_

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-191

A RESOLUTION COMMENDING MRS. ALMA ROSSEL BADENHAUSEN FOR HER COMPLETION OF FIFTY YEARS OF SERVICE IN THE MC HENRY LIBRARY AND EXPRESSING COMMUNITY APPRECIATION FOR THIS PUBLIC SERVICE

WHEREAS, on April 15, 1964, Alma Rossel Badenhausen completed fifty years of service with the McHenry Library; and

WHEREAS, this City Council believes that the completion of so long a service in any single field is a noteworthy achievement, but that the rendering of fifty years of dedicated and unselfish assistance to the public is especially deserving of recognition;

NOW, THEREFORE, BE IT RESOLVED that the Modesto City Council does hereby express to Mrs. Alma Badenhausen its commendation for her long and devoted service, and does extend to her, on behalf of all Modestans, this community's grateful appreciation.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April, 1964, by Mayor Johansen, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Tabbert, VanderWall,  
Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Patton, Shastid

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-192

A RESOLUTION COMMENDING ELDON L. HELM FOR SERVICES RENDERED  
TO THE CITY OF MODESTO

WHEREAS, Eldon L. Helm was appointed a member of the Modesto  
City Board of Electrician Examiners on February 26, 1958, and

WHEREAS, Mr. Helm has served this community in an outstand-  
ing manner, and has been a devoted and sincere public servant  
for approximately six years;

NOW, THEREFORE, BE IT RESOLVED that this Council of the  
City of Modesto, on its own behalf and in behalf of the citizens  
of this City, hereby expresses its sincere appreciation to  
Eldon L. Helm for his outstanding services to the community;

BE IT FURTHER RESOLVED that the City Clerk be, and he is  
hereby, directed to furnish a suitably inscribed certified copy  
of this resolution to Mr. Helm in recognition of his outstanding  
services.

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 20th day  
of April, 1964, by Councilman VanderWall, who moved its adoption,  
which motion being duly seconded by Councilman Mitchell, was upon  
roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Patton, Shastid

ATTEST: \_\_\_\_\_

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-193

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$6,146 FOR PURCHASE OF FURNISHINGS FOR FIRE STATION #5 AND FOR AUXILIARY EQUIPMENT FOR FIRE PUMPER TO BE STATIONED AT FIRE STATION #5

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

General Fund No. 321


From:	Police and Communications Building (5201)	\$6,146
To:	Pumper, Station No. 5 (5402)	4,222
	Fire Station No. 5 (5502)	1,924

For purchase of furnishings for Fire Station #5 and for auxiliary equipment for fire pumper to be stationed at Fire Station #5

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Patton, Shastid

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-194

A RESOLUTION ORDERING THE BUILDING OFFICIAL OF THE CITY OF MODESTO TO DEMOLISH THE BUILDINGS LOCATED AT 510 WEST FAIRMONT AVENUE IN THE CITY OF MODESTO IN ACCORDANCE WITH THE PROVISIONS OF SECTION 203(a) OF THE UNIFORM BUILDING CODE. (DOROTHY PENFIELD)

WHEREAS, the Uniform Building Code, 1961 Edition, has been adopted by reference by Section 9-1.01 of Chapter 1 of Title IX of the Modesto Municipal Code on the 6th day of October, 1954, as amended, and

WHEREAS, Section 203(a) of the Uniform Building Code, 1961 Edition, provides that a building which is structurally unsafe, or which constitutes a fire hazard, or is otherwise dangerous to human life and is declared to be a public nuisance, shall be abated by repair, rehabilitation, demolition, or removal in accordance with the procedure specified in said Uniform Building Code, 1961 Edition, and

WHEREAS, the Chief Building Official after examining the buildings at 510 West Fairmont Avenue, to wit, the leanto shed at the rear of the stucco garage, all sheds on the west side of said garage, and a lath structure to the west of the stuccoed tank house, found them to be unsafe and dangerous, and gave to the owner thereof written notice stating the defects thereof, and requiring commencement of work to make required repairs or to demolish and remove the buildings, and

WHEREAS, the owner, Dorothy Penfield, was advised by personal service on March 12, 1964, in accordance with Section 203(b) of the Uniform Building Code, 1961 Edition, to comply with the order of the Building Official, and

WHEREAS, in accordance with Section 203(c) of said Building Code, the Building Official caused signs to be posted at the hereinabove referred to property, declaring the buildings unsafe, and

WHEREAS, the owner of the above referred to property has failed and neglected to comply with the notice to commence the work of repair or to remove the buildings located thereon, and

WHEREAS, the matter was set for public hearing before the Council of the City of Modesto in the Council Chambers, located in the City Hall, 801 - 11th Street, Modesto, California, at 4:45 P.M., on the 20th day of April, 1964, and

WHEREAS, said hearing was held before the Council at the above time and place, and evidence, both oral and documentary, was taken and introduced and the Council found and determined that:

1. All of the provisions of Section 203(b) of the Uniform Building Code, 1961 Edition, adopted by reference by Section 9-1.01 of the Modesto Municipal Code, have been complied with; and

2. The buildings referred to above are structurally unsafe, constitute a fire hazard, are otherwise dangerous to human life and are declared to be a public nuisance; and

3. A notice was given to the owner of said property in accordance with Section 3 of Resolution No. 64-167, adopted by the Council of the City of Modesto on April 6, 1964,

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

SECTION 1. DEMOLITION. In accordance with Section 203(d) of the Uniform Building Code, 1961 Edition, the owner having failed and neglected to comply with the notice to repair or demolish and remove said buildings, the Building Official is hereby authorized and directed to proceed with the work specified in the notice referred to above.

SECTION 2. COSTS. The costs incurred in the demolishing and removal of said buildings shall be paid out of the

City Treasury. Such costs shall be charged and assessed against the premises involved as a special assessment lien on the land on which the buildings are located, and shall be collected in the manner provided for the collection of general property taxes of the City.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Patton, Shastid

ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By

  
ALLEN GRIMES, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-195

A RESOLUTION AMENDING SECTION 1(a) 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. 63-438.

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

SECTION 1. Section 1(a) 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" is hereby amended to read as follows:

(a) One-Way Streets:

10th Street, from D Street to Needham Street  
(southeasterly direction)

11th Street, from D Street to Needham Street  
(northwesterly direction)

14th Street, from L Street to Needham Street  
(southeasterly direction)

17th Street, from H Street to J Street  
(southeasterly direction)

19th Street, from Burney Street to Downey Avenue  
(northwesterly direction)

California Street, from Jefferson Street to  
Paradise Road (Westerly direction)

Downey Avenue, from Burney Street to McHenry  
Avenue (westerly direction)

H Street, from Washington to Burney Street  
(northeasterly direction)

Haddon Avenue, from La Loma Avenue to Santa  
Barbara Avenue (easterly direction)

I Street, from Washington Street to Downey  
Avenue (southwesterly direction)

Sycamore Avenue (east portion), from Griswold  
Avenue to north side of Block 724  
(northerly direction)

Sycamore Avenue (west portion), from Griswold  
Avenue to north side of Block 724  
(southerly direction)

SECTION 2. Resolution No. 63-438 adopted by the Council  
on September 16, 1963 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 April, 1964, by Councilman Mitchell,  
who moved its adoption, which motion being duly seconded by Coun-  
cilman VanderWall, was upon roll call carried and the  
resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Tabbert, VanderWall,  
Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Patton, Shatid

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By ALLEN GRIMES, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-196

A RESOLUTION ACCEPTING THE CONSTRUCTION OF LANDSCAPING -  
CALIFORNIA-FRANKLIN PARK


WHEREAS, a report has been filed by the Director of Public Works that the construction of landscaping at California-Franklin Park has been completed by Harry O. Kline

in accordance with the contract agreement, dated December 16 , 1963.

NOW, THEREFORE, BE IT RESOLVED that the construction of landscaping at California-Franklin Park be accepted from said contractor Harry O. Kline, 1109 Kansas Avenue, Modesto, California that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due, as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Patton, Shastid

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-197

A RESOLUTION REFERRING TO THE MODESTO CITY PLANNING COMMISSION A PETITION FOR ANNEXATION OF CERTAIN UNINHABITED TERRITORY TO THE CITY OF MODESTO KNOWN AS EARLMAR ADDITION.

WHEREAS, a petition has been filed in the office of the City Clerk requesting the annexation of certain uninhabited territory to the City of Modesto, which territory is more specifically described hereinafter, and

WHEREAS, the County Boundary Commission has certified to the definiteness and accuracy of the boundaries of said territory,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said petition for the annexation of the following described uninhabited territory be referred to the Planning Commission for its report and recommendation.

The territory herein referred to is situated in the County of Stanislaus, State of California, and more particularly described as attached hereto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Tabbert, VanderWall,  
Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Patton, Shastid

ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM

BY   
ALLEN GRIMES, City Attorney

EARLMAR ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of Section 18, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits, as established by the Northwestern corner of the CATHERINE EVERETT SCHOOL ADDITION, as per description filed May 20, 1963, as Instrument 1907~~8~~<sup>4</sup> Stanislaus County Records, and by the Eastern line of the CORNWELL ADDITION, as per description filed December 29, 1960, as Instrument 36792, Stanislaus County Records, said point being 20.00 feet, at right angles, West of the center line of Carver Road and on the Northern line of Mount Vernon Drive, as shown on the map of WYLDEWOOD PARK NO. 1, as per map filed in Volume 20 of Maps, at Page 17, Stanislaus County Records; thence along the existing City Limits and the Eastern line of said Cornwell Addition, North  $0^{\circ} 46' 30''$  West, 659.73 feet, to a point on the Northern line of the South half of the North half of said Section 18; thence along said North line, South  $89^{\circ} 07' 45''$  East, 783.29 feet; thence South  $0^{\circ} 40' 45''$  East, 523.83 feet, to a point on the Northerly line of Mount Vernon Drive, said point being on a curve concave to the South, from which a radial line bears South  $10^{\circ} 53' 11''$  East; thence along said Northerly line of Mount Vernon Drive, on said curve, having a Radius of 930.00 feet a Central Angle of  $0^{\circ} 18' 46''$ , and an Arc Length of 5.08 feet, to its point of tangency; thence continuing along the Northerly line of Mount Vernon Drive, South  $78^{\circ} 48' 03''$  West, 527.19 feet; thence on a tangent curve concave to the North, having a Radius of 1070.00 feet, a Central Angle of  $10^{\circ} 25' 27''$ , and an Arc Length of 194.67 feet; thence South  $89^{\circ} 13' 30''$  West, 45.00 feet, to the center line of Carver Road; thence North  $89^{\circ} 12' 09''$  West, 20.01 feet, to the point of beginning, containing 10.828 Acres, more or less.

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-198

A RESOLUTION APPROVING ASSIGNMENT OF AGREEMENT BETWEEN THE CITY OF MODESTO AND CHARLES WARNER TO DR. AND MRS. RICHARD A. GAARD - T HANGAR NO. 3, UNIT NO. 1, MODESTO CITY-COUNTY AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the assignment of the agreement between the City of Modesto and Charles Warner for T Hangar No. 3, Unit No. 1, City-County Airport, to Dr. and Mrs. Richard A. Gaard be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Tabbert, VanderWall,  
Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Patton, Shastid

Attest;

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-199

RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST  
OF RUTH AND GOING ASSOCIATES FOR VARIANCE TO INSTALL  
ONE 42-FOOT AND SEVEN 36-FOOT DRIVEWAYS TO SERVE THE  
MODESTO SHOPPING CENTER (BRIGGS PROPERTY)

BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that April 27, 1964, at 8:15 P.M., in the Council Chambers, City  
Hall, 801 11th Street, Modesto, California, is hereby set as the  
time and place for consideration of the request of Ruth and Going  
Associates for variance to install one 42-foot and seven 36-foot  
driveways to serve the Modesto Shopping Center (Briggs property).

The foregoing resolution was introduced at a regular meeting  
of the Council of the City of Modesto held on the 20th day of  
April, 1964, by Councilman Hughes, who moved its adoption, which  
motion being duly seconded by Councilman Mitchell, was upon roll  
call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Tabbert, VanderWall,  
Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Patton, Shastid

ATTEST:   
City Clerk

RENEWAL

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND HOUSING AUTHORITY OF THE COUNTY OF STANISLAUS FOR SEWER SERVICE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the <sup>renewal</sup> agreement between the City of Modesto and Housing Authority of the County of Stanislaus

for sewer service to the Robertson Homes Tract, for additional period of five (5) years, extending term of said agreement to and including June 30, 1967, be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 April, 1964 by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Patton, Shastid

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-201

A RESOLUTION APPROVING VARIOUS APPROPRIATION TRANSFERS PERMITTING  
CAPITAL EXPENDITURES FOR NEEDED EQUIPMENT - FISCAL YEAR 1963-64

BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that the following appropriation transfers be, and they are hereby  
approved:

GENERAL FUND (101)

From: Salaries & Wages, Regular (110-15)	\$ 65
To: Control Panel Cabinet (5502-15)	65
From: Salaries & Wages, Regular (110-18)	\$ 864
To: Horizontal Map Files (5502-18)	864
From: Salaries & Wages, Regular (110-21)	\$ 5,198
To: M & R, Auto Equipment (222-21)	\$ 150
M & R, Bldgs. & Grounds (224-21)	1,350
Tools, Shop & Field Supplies (308-21)	850
Air Masks (2) (5401-21)	508
Piezometers (3) (5410-21)	256
Air Conditioners (2) (5411-21)	624
Hose Washer (5412-21)	130
Air Compressor (Repl.) (5413-21)	456
Wall Beds (12) (5502-21)	874
From: Salaries & Wages, Regular(110-31)	\$ 229
To: Folding Tables (4) (5501-34)	229
From: Salaries & Wages, Regular (110-31)	\$ 166
To: Drill Press and Motor (5407-35)	166
From: Salaries & Wages, Regular (110-31)	\$ 2,286
To: Equipment Rental Charges (218-37)	209
M & R, Buildings & Grounds (224-37)	1,150
Services, Prof. & Other (235-37)	300
Gardening Supplies (310-37)	627
From: Salaries & Wages, Regular (110-42)	\$ 130
To: Air Meter (5401-42)	130
From: Salaries & Wages, Regular (110-41)	\$ 5,874
To: M & R, Buildings & Grounds (224-46)	4,200
Realign Dirt Runway, Extend Pipeline (5303-46)	580
Barbed Wire Fence (5304-46)	1,094

GENERAL FUND (101)

From: Salaries & Wages, Regular (110-41)	\$ 1,626
Construction Materials (321-51)	3,597
To: M & R, Equipment Other (223-50)	\$ 4,500
Electric Impact Drill (5406-50)	364
Stabilizer Weights (5407-50)	94
Meter Chamber Cleaning Unit (5408-50)	185
Dip Needle (2) (5409-50)	80
From: Construction Materials (321-51)	\$ 120
To: Gate for Bowen Ave. Storm Sewer Lift Station (5201-52)	120
From: Construction Materials (321-51)	\$ 2,738
To: Hopper (5201-53)	850
Dissolved Oxygen Analyzer (5404-53)	500
Electric Centrifuge (5405-53)	85
Automatic Oil Level Supply Unit (5406-53)	235
Shaft Aligning Indicator (5407-53)	50
Gasoline Operated Gate Tool (5408-53)	390
Bearing and Gear Puller (5409-53)	55
Impact Wrench (5410-53)	75
Pipe Vise (5411-53)	48
Chlorine Repair Kit (5412-53)	450
From: Traffic Signs (5301-56)	\$ 1,150
Gas, oil, lubricants (330-56)	200
Traffic signal, misc. parts (5401-56)	600
Services, Prof. & Other (235-56)	50
Construction materials (321-56)	250
To: Hose Reel (5404-56)	250
Parking Meters (5402-56)	2,000

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April, 1964 by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Patton, Shastid

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-202

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$2,450 FOR ODOR CONTROL FACILITIES AT SEWAGE TREATMENT PLANT

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

From: 1953 Sewer Improvement Fund (404)  
Chlorine Station, Emerald Ave. (5201) \$2,450

To: Odor Control Facilities (5301) \$2,450

(Additional cost involved to provide for direct recirculation of 200' biofilter. (See memo from Director of Public Works to City Manager dated January 9, 1964)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman VanderWall was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Patton, Shastid

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-203

RESOLUTION APPROVING REFUND OF PARK FEES IN THE AMOUNT OF \$280 TO KENNETH F. DUFFIN (CRESTWOOD TERRACE NO. 3 SUBDIVISION)

WHEREAS, the sum of \$280 was paid to the City of Modesto by Kenneth F. Duffin on March 24, 1964, which sum covered park fees required as a condition for the filing of the final map for Crestwood Terrace No. 3 Subdivision, and

WHEREAS, Ordinance No. 647-C.S. repealed Section 4-4.803 of the Modesto Municipal Code, which required the payment of said park fees, and

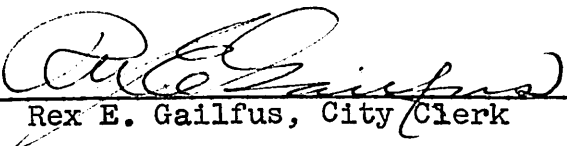
WHEREAS, the final map of Crestwood Terrace No. 3 Subdivision was filed on March 23, 1964, and

WHEREAS, Ordinance No. 647-C.S. provides that the final map of any subdivision approved after March 9, 1964, shall not be subject to the payment of park fees;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that refund of \$280 to Kenneth F. Duffin covering <sup>park</sup> fees deposited with the City of Modesto for Crestwood Terrace No. 3 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 27th day of April, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Patton, Shastid

ATTEST:   
Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-204


A RESOLUTION SETTING TIME AND PLACE FOR HEARING OF REQUEST OF BEARD LAND AND INVESTMENT COMPANY FOR ENCROACHMENT PERMIT FOR CONVEYOR BRIDGE OVER 10TH STREET

BE IT HEREBY RESOLVED by the Council of the City of Modesto that May 4, 1964, at 4:50 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, is hereby set as the time and place for consideration for the request of Beard Land and Investment Company for an encroachment permit to construct a conveyor bridge over 10th Street, as indicated on plans on file in the office of the Director of Public Works.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of April, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Patton, Shastid

ATTEST:

  
Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-205

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR REALIGNMENT AND IMPROVEMENT - TUOLUMNE BOULEVARD  
AT 7TH AND "B" STREETS

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

Section 1. The plans and specifications for the realign-  
ment and improvement of Tuolumne Boulevard at 7th and "B" Streets  
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 12, 1964, 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 April, 19 64, by Councilman VanderWall,  
who moved its adoption, which motion being duly seconded by  
Councilman Tabbert, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, ~~Shastid~~ Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Patton, Shastid

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-206

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR IMPROVEMENT OF BRIGGSMORE AVENUE BETWEEN CARVER  
ROAD AND TULLY ROAD

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

Section 1. The plans and specifications for the improve-  
ment of Briggsmore Avenue between Carver Road and Tully 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 May 12, 1964, 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 April, 1964, by Councilman Tabbert,  
who moved its adoption, which motion being duly seconded by  
Councilman VanderWall, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Patton, Shastid

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-207

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$250 FOR PAINTING  
OF USED OFFICE EQUIPMENT - POLICE-COMMUNICATIONS BUILDING

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

Fund No. 321

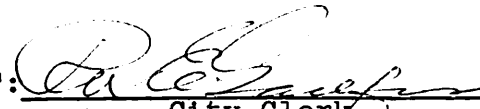
From:	Police and Communications Building (5201)	\$250
To:	Police Building Furnishings (5501)	\$250

Costs to paint files and other used equipment for  
Police Building Furnishings

The foregoing resolution was introduced at a regular  
meeting of the Council of the City of Modesto held on the  
27th day of April, 19 64, by Councilman  
VanderWall, who moved its adoption, which motion  
being duly seconded by Councilman Tabbert  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Mitchell, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Patton, Shastid

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-208

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO ~~AND~~  
INCORPORATED CITIES OF STANISLAUS COUNTY AND COUNTY OF STANISLAUS  
RELATING TO THE ACQUISITION OF OPEN-SPACE LANDS WITHIN THE STANIS-  
LAUS URBAN REGION

BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that the agreement between the City of Modesto ~~and~~ incorporated cities  
of Stanislaus County and County of Stanislaus for the acquisition of  
~~for~~ open-space lands within the Stanislaus Urban Region

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement  
by the designated 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  
April, 1964, by Councilman Mitchell, who moved its adopt-  
ion, which motion being duly seconded by Councilman VanderWall,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Mitchell, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: Hughes

ABSENT: Councilmen: Patton, Shastid

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-209

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND  
JENKS AND JENKS, CONSULTING SANITARY ENGINEERS - STUDY AND REPORT,  
SEWAGE TREATMENT PLANT

BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that the agreement between the City of Modesto and Jenks and Jenks,  
Consulting Sanitary Engineers, for study and report on the operation  
~~for~~ of the Sewage 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 27th day of  
April, 1964, by Councilman VanderWall, who moved its adopt-  
ion, which motion being duly seconded by Councilman Tabbert,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Mitchell, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Patton, Shastid.

ATTEST:

  
\_\_\_\_\_  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-210

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$9,500 - STUDY AND REPORT, SEWAGE TREATMENT PLANT - JENKS AND JENKS, CONSULTING SANITARY ENGINEERS

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

Fund No. 212, Sewer Service Fund


From:	General Reserve (600)	\$9,500
To:	Consulting Engineer (5303)	9,500

For an engineering study and report on the Sewage Treatment Plant by Jenks and Jenks, Consulting Sanitary Engineers.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of April, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman VanderWall was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Patton, Shastid

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-211

A RESOLUTION ACCEPTING THE ~~CONSTRUCTION~~ OR REPAINTING OF SUBMERGED METAL AND CONCRETE SURFACES AT THE MODESTO SEWAGE TREATMENT PLANT


WHEREAS, a report has been filed by the Director of Public Works that the construction of repainting of submerged metal and concrete surfaces at the Modesto Sewage Treatment Plant has been completed by Peterson and Harris Company, 448 North Broadway, Fresno, California in accordance with the contract agreement, dated January 20 , 1964.

NOW, THEREFORE, BE IT RESOLVED that the construction of repainting of submerged metal and concrete surfaces at the Modesto Sewage Treatment Plant be accepted from said contractor Peterson and Harris Company, 448 North Broadway, Fresno, California, that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due, as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of April, 1964, by Councilman Tabbert , who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Patton, Shastid

ATTEST: \_\_\_\_\_

  
City Clerk

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION TO THE CITY OF MODESTO OF UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED AS EARLMAR 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 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 April 17, 1964, 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 EARLMAR ADDITION, and described as follows:

EARLMAR ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of Section 18, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits, as established by the Northwestern corner of the CATHERINE EVERETT SCHOOL ADDITION, as per description filed May 20, 1963, as Instrument 1907~~8~~<sup>4</sup>, Stanislaus County Records, and by the Eastern line of the CORNWELL ADDITION, as per description filed December 29, 1960, as Instrument 36792, Stanislaus County Records, said point being 20.00 feet, at right angles, West of the center line of Carver Road and on the Northern line of Mount Vernon Drive, as shown on the map of WYLDEWOOD PARK NO. 1, as per map filed in Volume 20 of Maps, at Page 17, Stanislaus County Records; thence along the existing City Limits and the Eastern line of said Cornwell Addition, North  $0^{\circ} 46' 30''$  West, 659.73 feet, to a point on the Northern line of the South half of the North half of said Section 18; thence along said North line, South  $89^{\circ} 07' 45''$  East, 783.29 feet; thence South  $0^{\circ} 40' 45''$  East, 523.83 feet, to a point on the Northerly line of Mount Vernon Drive, said point being on a curve concave to the South, from which a radial line bears South  $10^{\circ} 53' 11''$  East; thence along said Northerly line of Mount Vernon Drive, on said curve, having a Radius of 930.00 feet a Central Angle of  $0^{\circ} 18' 46''$ , and an Arc Length of 5.08 feet, to its point of tangency; thence continuing along the Northerly line of Mount Vernon Drive, South  $78^{\circ} 48' 03''$  West, 527.19 feet; thence on a tangent curve concave to the North, having a Radius of 1070.00 feet, a Central Angle of  $10^{\circ} 25' 27''$ , and an Arc Length of 194.67 feet; thence South  $89^{\circ} 13' 30''$  West, 45.00 feet, to the center line of Carver Road; thence North  $89^{\circ} 12' 09''$  West, 20.01 feet, to the point of beginning, containing 10.828 Acres, more or less.

3. That the County Boundary Commission of Stanislaus County, California, did in session duly assembled on March 31, 1964, consider the proposed annexation boundaries of said EARLMAR ADDITION, as above described, and as submitted to said Commission by the proponents of said annexation.

4. The area hereinabove described shall become a part of the Modesto City School District of Stanislaus County upon its annexation to the City of Modesto.

5. NOTICE IS HEREBY GIVEN that the 8th day of June, 1964, at the hour of 8:00 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 Tribune, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto, 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 county 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 27th day of April, 1964, by Councilman Tabbert, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Tabbert, VanderWall,  
Mayor Johansen

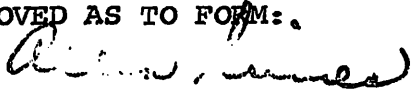
NOES: Councilmen: None

ABSENT: Councilmen: Patton, Shastid

ATTEST:

  
City Clerk

(SEAL)  
APPROVED AS TO FORM:

By   
ALLEN GRIMES, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-213

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 OF THE ZONING MAP

WHEREAS, the Modesto City Planning Commission held a public hearing on April 21, 1964, in the Council Chambers for the purpose of considering an amendment to Section 28 of the Zoning Map, to reclassify from Planned Development Zone, P-D(11) to One-Family Zone, R-1

the following described property:

Located at the southeast corner of  
Lucern and El Vecino Avenues

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 64-38 recommending to the Council that 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 of the Zoning Map be set for 4:30 P.M., May 18, 1964, 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 27th day of April, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Patton, Shastid

ATTEST:

  
\_\_\_\_\_  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-214

A RESOLUTION GRANTING DRIVEWAY VARIANCES TO RUTH AND GOING ASSOCIATES, REPRESENTING DEVELOPERS OF THE BRIGGS PROPERTY (MODESTO SHOPPING CENTER), FOR PROPERTY LOCATED ON MC HENRY AVENUE BETWEEN BRIGGSMORE AND BOWEN AVENUES

WHEREAS, Ruth and Going Associates, representing the developers of the Briggs property (Modesto Shopping Center) has requested a variance to the provisions of Section 7-1.104(a) of the Modesto Municipal Code to permit the installation of one 42-foot driveway and seven 36-foot driveways, as per plan on file in the office of the Director of Public Works, on property located on McHenry Avenue between Briggsmore and Bowen Avenues, and

WHEREAS, Ruth and Going Associates has filed with the Director of Public Works a plot plan designating the precise dimensions and location of the eight driveways, and

WHEREAS, Section 7-1.104(a) of the Modesto Municipal Code provides that driveways shall not exceed thirty (30') feet in width unless a variance is approved by the Council, and

WHEREAS, after investigation and study of the property, the Director of Public Works has recommended that the request be granted with the exception of the most westerly of the proposed 36-foot driveways on Bowen Avenue, in front of a new single-family dwelling on the north side of Bowen Avenue;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of Ruth and Going Associates, representing the developers of the Briggs property (Modesto Shopping Center), for a variance to Section 7-1.104(a) of the Modesto Municipal Code to permit installation of certain driveways on property located on McHenry Avenue between Briggsmore and Bowen Avenues, be and it is hereby approved, as follows:

Bowen Avenue

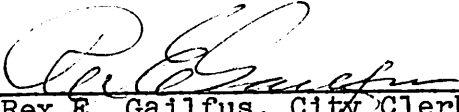
One 36' curb cut 241.79' west of McHenry Avenue centerline.  
One 36' curb cut 442.79' west of McHenry Avenue centerline.  
One 36' curb cut, the west edge of which shall be 99.00'  
east of the west property line of the Briggs property

McHenry Avenue

One 36' curb cut 229.00' south of the centerline of Bowen Avenue  
One 42' curb cut 660.00' south of the centerline of Bowen Avenue  
One 36' curb cut 928.00' south of the centerline of Bowen Avenue  
One 36' curb cut 1,064.50' south of the centerline of Bowen Avenue  
One 36' curb cut 1,186.00' south of the centerline of Bowen Avenue

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of April, 1964, by Councilman Tabbert, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Patton, Shastid

ATTEST:   
Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-215

A RESOLUTION APPROVING GRANT DEED FROM PETER AND FANNIE  
DOUMA TO CITY OF MODESTO AND AUTHORIZING RECORDATION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Council hereby accepts grant deed from Peter Douma and Fannie Douma, husband and wife, to the City of Modesto, covering the following real property situate in the County of Stanislaus, State of California:

All that portion of the South one-half of the Northeast quarter of the Northwest quarter of Section 17, 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:

BEGINNING at the Southwesterly corner of the South one-half of the Northeast quarter of the Northwest quarter of said Section 17, said point being on the Northerly end of College Avenue as it now exists;

THENCE along the Southerly line of said Northeast quarter of the Northwest quarter South  $88^{\circ} 54'$  East 10.00 feet to the centerline of College Avenue;

THENCE along the proposed centerline of College Avenue along a curve to the right having a radius of 450.00 feet, the center of which bears North  $89^{\circ} 15'$  East, through a central angle of  $82^{\circ} 06'$  a distance of 644.81 feet to a point of tangency;

THENCE along said tangent North  $81^{\circ} 21'$  East 302.97 feet to the point of tangency of a curve to the left;

THENCE along said curve having a radius of 450.00 feet through a central angle of  $39^{\circ} 31' 48''$  a distance of 310.47 feet to a point on the Northerly line of the South one-half of the Northeast quarter of the Northwest quarter;

THENCE along said Northerly line North  $88^{\circ} 55' 45''$  West 969.16 feet to the Northwest corner of the South one-half of the Northeast quarter of the Northwest quarter;

THENCE ALONG THE WESTERLY line of the Northeast quarter of the Northwest quarter South  $0^{\circ} 49' 30''$  East 659.14 feet to the true point of beginning.

BE IT FURTHER RESOLVED that the Stanislaus ~~Agency~~ Title

Company is hereby authorized to record said deed upon close of escrow.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of April, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Tabbert, VanderWall,  
Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Patton, Shastid

ATTEST:



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Rex E. Gailfus City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-216

RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST OF RIVERS MFG. CORP. FOR VARIANCE TO INSTALL SIGN AT CORNER OF MC HENRY AND DOWNEY AVENUES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that May 11, 1964, at 8:10 P.M., in the Council Chambers, City Hall, 801 11th Street, Modesto, California, is hereby set as the time and place for consideration of the request of Rivers Mfg. Corp. for variance to install sign on property located at the corner of McHenry and Downey Avenues.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of May, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-217

A RESOLUTION ACCEPTING THE BID OF GRINNELL COMPANY FOR FURNISHING ONE SAND TRAP, PUMP NO. 27

WHEREAS, Resolution No. 64-160, adopted by the Council of the City of Modesto on April 6, 1964, approved the plans and specifications for the furnishing of one sand trap for Pump No. 27 and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of one sand trap were opened at 2:00 P.M., April 21, 1964, and later tabulated by the Public Works Department for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Grinnell Company in the amount of \$2,698.80

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Grinnell Company in the amount of \$2,698.80 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of May, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert,  
VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Shastid

ATTEST:

  
CITY CLERK

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-218

A RESOLUTION REJECTING ALL BIDS AND AUTHORIZING THE WORK TO BE PERFORMED BY THE CITY FOR THE INSTALLATION OF WATER MAINS IN JONI MANOR NO. 3 SUBDIVISION

WHEREAS, the Council of the City of Modesto adopted Resolution No. 64-179, on April 13, 1964, approving the plans and specifications for the installation of water mains in Joni Manor No. 3 Subdivision

and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on the 28th day of April, 1964, and

WHEREAS, the City Clerk, in accordance with said Resolution, thereafter duly and regularly caused a notice to be published in the manner and for the time prescribed by law, and

WHEREAS, <sup>the bid</sup> ~~no bids~~ received pursuant to said notice ~~was~~ was opened, examined and publicly declared at the time specified in said advertisement for bids, and

WHEREAS, the <sup>only bid received</sup> ~~lowest responsible bid~~ was submitted by Gaines Backhoe Service, in the sum of \$1,903.49, and

WHEREAS, the Director of Public Works estimates that the cost of such work to be performed by city forces for the sum of \$1,692.80, thus effecting a savings to the taxpayers of approximately \$210.69, which cost estimate has been approved by the City Manager, and

WHEREAS, the Council declares and determines that, in its opinion, based upon the estimate approved by the City Manager, the work in question may be performed better and more economically by the City with its own employees,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that, in accordance with the provisions of Section 1307 of the Charter of the City of Modesto, <sup>the bid</sup> ~~no bids~~ received pursuant to


the aforesaid notice be, and they are hereby rejected and the City Manager is hereby authorized to proceed to have the work in question performed by the City by its own employees.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of May, 1964, by Councilman Tabbert, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Shastid

ATTEST:   
City Clerk

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED  
TERRITORY FROM THE EMPIRE COUNTY  
FIRE PROTECTION DISTRICT BY REASON OF ITS  
ANNEXATION TO THE CITY OF MODESTO.  
(Yosemite Lanes Addition)

WHEREAS, a portion of the Empire County  
Fire Protection District was annexed to the City of Modesto by  
Ordinance No. 652 -C.S. adopted on April 20, 1964,  
and

WHEREAS, said territory officially became a part of the  
City on April 22, 1964, 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 State  
Board of Equalization, the governing body of the District, and  
the County Assessor of copies 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 District which has been annexed to the  
City that the area be withdrawn from said Fire 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, be withdrawn from the boundaries of the  
Empire County Fire Protection District.

BE IT FURTHER RESOLVED that the City Clerk be, and  
he is hereby directed to file a certified copy of this resolu-  
tion with the State Board of Equalization, the governing body  
of said Fire Protection District, and the Assessor of Stanis-  
laus County.

The foregoing resolution was introduced at a regular  
meeting of the Council of the City of Modesto held on the 4th  
day of May, 1964, by Councilman VanderWall,

who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert, VanderWall, Mayor Johansen

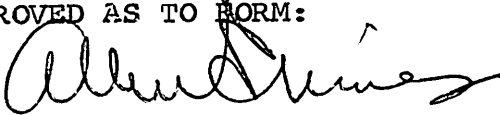
NOES: Councilmen: None

ABSENT: Councilmen: Shastid

ATTEST:   
REX E. GAILFUS, City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ALLEN GRIMES, City Attorney

All that real property in the State of California, County of Stanislaus, Sections 26, 27, 34 and 35, 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 corner of the La Loma-Yosemite Addition as per description filed December 4, 1953, as Instrument 30045, Stanislaus County Records, said point being on the Northern line of a 20 foot alley in Block 2264 at the Southeastern corner of Lot 1 in Block 2264, as said Block is shown on the map of Alta Vista Tract No. 2, filed in Volume 16 of Maps, at Page 43, Stanislaus County Records; thence along the Easterly extension of the Northern line of the 20 foot alley in Block 2264 and the Northern line of a 20 foot alley in Block 2322, as shown on said Alta Vista Tract No. 2, South  $89^{\circ} 54' 15''$  East, 526.55 feet, to the Southeastern corner of Lot 1 in Block 2322; thence along the Eastern line of said Lot 1 and the Western line of a 20 foot alley, North  $0^{\circ} 35' 55''$  West, 100.00 feet, to the Northeastern corner of said Lot 1 and the Southern Line of Glendale Avenue; thence along the Southern line of Glendale Avenue, South  $89^{\circ} 54' 15''$  East, 125.18 feet; thence on a tangent curve concave to the Southwest, having a radius of 15 feet, a Central Angle of  $89^{\circ} 18' 20''$ , an Arc Length of 23.38 feet; thence South  $0^{\circ} 35' 55''$  East, 85.18 feet, to the intersection of the Westerly extension of the Northern line of a 20 foot alley in Block 2265; thence along said extension and the Northern line of said alley, as shown on the map of Yosemite Villa, as per map filed in Volume 17 of Maps, at Page 1, Stanislaus County Records, South  $89^{\circ} 54' 15''$  East, 656.55 feet, to the Western line of Trask Lane; thence along the Western line of Trask Lane and its Southerly extension across Yosemite Boulevard, South  $0^{\circ} 35' 20''$  East, 301.00 feet, to the Northern line of the Modesto and Empire Traction Company Railroad Right of Way; thence along the Northern line of the Modesto and Empire Traction Company Railroad Right of Way, North  $89^{\circ} 54' 15''$  West, 1323.02 feet, to a point on the existing City Limits as established by the La Loma-Yosemite Addition; thence along the existing City Limits, North  $0^{\circ} 36' 30''$  West, 301.00 feet, to the point of beginning, containing 9.461 Acres, more or less.

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-220

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MR. KENNETH KIRKPATRICK AND MRS. ROBERT HUGHES FOR INSTALLATION OF A BLOCK WALL ON PUBLIC RIGHT OF WAY.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Mr. Kenneth Kirkpatrick and Mrs. Robert Hughes for installation of a block wall on public right of way along their respective property frontages at 201 Lane Street, Modesto, and 207 Lane Street, 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 4th day of May, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-221

A RESOLUTION ORDERING THE BUILDING OFFICIAL  
OF THE CITY OF MODESTO TO DEMOLISH THE BUILDING~~(S)~~  
LOCATED AT 109 PLEASANT STREET  
IN THE CITY OF MODESTO IN ACCORDANCE WITH THE  
PROVISIONS OF SECTION 203(a) OF THE UNIFORM  
BUILDING CODE. (KENNETH DIEHL)

WHEREAS, the Uniform Building Code, <sup>1961</sup>/~~1958~~ Edition, has  
been adopted by reference by Section 9-1.01 of Chapter 1 of  
Title IX of the Modesto Municipal Code on the 6th day of October,  
1954, as amended, and

WHEREAS, Section 203(a) of the Uniform Building Code,  
<sup>1961</sup>/~~1958~~ Edition, provides that a building which is structurally  
unsafe, or which constitutes a fire hazard, or is otherwise  
dangerous to human life and is declared to be a public nuisance,  
shall be abated by repair, rehabilitation, demolition, or removal  
in accordance with the procedure specified in said Uniform  
Building Code, <sup>1961</sup>/~~1958~~ Edition, and

WHEREAS, the Chief Building Official after examining  
the building~~(S)~~ at 109 Pleasant Street, found it ~~(S)~~ to  
be unsafe and dangerous, and gave to the owner thereof written  
notice stating the defects thereof, and requiring commencement  
of work to make required repairs or to demolish and remove the  
building~~(S)~~, and

WHEREAS, the owner was advised by ~~registered mark~~  
(personal service) on March 10, 1964, in accordance  
with Section 203(b) of the Uniform Building Code, <sup>1961</sup>/~~1958~~ Edition,  
to comply with the order of the Building Official, and

WHEREAS, in accordance with Section 203(c) of said  
Building Code, the Building Official caused signs to be posted  
at the hereinabove referred to property, declaring the build-  
ing~~(S)~~ unsafe, and

WHEREAS, the owner of the above referred to property  
has failed and neglected to comply with the notice to commence  
the work of repair or remove the building~~(S)~~ located thereon, and

WHEREAS, the matter was set for public hearing before the Council of the City of Modesto in the Council Chambers, located in the City Hall, 801 - 11th Street, Modesto, California, at 4:40 o'clock P.M., on the 20th day of April, 1964, and

WHEREAS, said hearing was held before the Council at the above time and place, and evidence, both oral and documentary, was taken and introduced and the Council found and determined that:

1. All of the provisions of Section 203(b) of the Uniform Building Code, <sup>1961</sup>/~~1958~~ Edition, adopted by reference by Section 9-1.01 of the Modesto Municipal Code, have been complied with; and

2. The building~~(s)~~ referred to above is ~~(are)~~ structurally unsafe, constitute(s) a fire hazard, is ~~(are)~~ otherwise dangerous to human life and is ~~(are)~~ declared to be a public nuisance; and

3. A notice was given to the owner of said property in accordance with Section 3 of Resolution No. 64-166, adopted by the Council of the City of Modesto on April 6, 1964,

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

SECTION 1. DEMOLITION. In accordance with Section 203(d) of the Uniform Building Code, <sup>1961</sup>/~~1958~~ Edition, the owner having failed and neglected to comply with the notice to repair or demolish and remove said building~~(s)~~, the Building Official is hereby authorized and directed to proceed with the work specified in the notice referred to above.

SECTION 2. COSTS. The costs incurred in the demolishing and removal of said building~~(s)~~ shall be paid out of the City Treasury. Such costs shall be charged and assessed against the premises involved as a special assessment lien on the land on which the building~~(s)~~ is ~~(are)~~ located, and shall be collected

in the manner provided for the collection of general property taxes of the City.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of May, 1964, by Councilman Patton, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Shastid

ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM: ✓

By

  
ALLEN GRIMES, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-222

A RESOLUTION GRANTING A REVOCABLE ENCROACHMENT PERMIT TO THE BEARD LAND AND INVESTMENT COMPANY TO CONSTRUCT AN OVERHEAD CONVEYOR ACROSS 10TH STREET BETWEEN B AND C STREETS

WHEREAS, Beard Land and Investment Company has filed a request with the Council of the City of Modesto for permission to construct an overhead conveyer across 10th Street between B and C Streets, in accordance with plans filed with the Director of Public Works, and

WHEREAS, the Director of Public Works has recommended in a memorandum dated April 30, 1964, subject, "Proposed Bridge Across Tenth Street between B and C Streets," that the request of Beard Land and Investment Company to construct an overhead conveyer across 10th Street approximately one-half way between B and C Streets, be approved.

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

SECTION 1. A revocable encroachment permit is hereby granted to Permittee to construct an overhead conveyer bridge across Tenth Street approximately one-half way between B and C Streets, subject to the conditions listed below.

SECTION 2. Said revocable encroachment permit is granted subject to the following conditions, which conditions permittee agrees, by acceptance of this permit, to faithfully perform:

(a) Permittee, its successors and assigns, during the term of this permit, shall indemnify and save the City harmless from any and all damages, costs and charges of any kind or character arising out of, or relating thereto, or in any way connected with the exercise of the rights granted by this resolution;

(b) In the event the area covered by this permit is required for public purposes as determined by the City Council, permittee shall remove at its expense all work covered by this permit;

(c) Automatic heat-activated fire doors shall be provided at the connections of the conveyer bridge to each building to prevent the extension of fire or smoke through the conveyer bridge from one building to the other. The fire doors shall be of the rating required by the Uniform Building Code for the type of walls being penetrated;

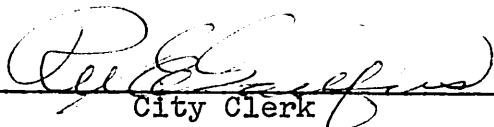
(d) The overhead conveyer bridge shall be adequately maintained during the term of the permit in a manner that the overhead conveyer bridge will not become a hazard nor an eye-sore by reason of inadequate maintenance, dilapidation, obsolescence, or abandonment;

(e) In the event that the use of the overhead conveyer bridge is discontinued at any time during the term of this agreement, permittee shall remove, at its expense, the entire structure from the public right of way.

BE IT FURTHER RESOLVED that the City Clerk shall furnish Permittee with a copy of this resolution. Permittee shall have ten (10) days from and after the adoption of this resolution within which to file written acceptance of this permit with the City Clerk, and no right shall be conferred hereby until said acceptance is filed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of May, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-223

A RESOLUTION ACCEPTING THE CONSTRUCTION OF GENERAL IMPROVEMENTS  
IN CALIFORNIA-FRANKLIN PARK

WHEREAS, a report has been filed by the Director of Public Works  
that the construction of general improvements in California-Franklin  
Park

has been completed by William M. Mineni, Route 2, 7709 McHenry Avenue,  
Modesto, California,

in accordance with the contract agreement, dated December 16, 1963.

NOW, THEREFORE, BE IT RESOLVED that the construction of  
general improvements in California-Franklin Park  
be accepted from said contractor William M. Mineni

that Notice of Completion be filed with the Recorder of Stanislaus  
County and that payment of amounts due, as provided in the contract,  
be authorized.

The foregoing resolution was introduced at a regular meeting of  
the Council of the City of Modesto held on the 4th day of May,  
1964, by Councilman Mitchell , who moved its adoption, which motion  
being duly seconded by Councilman Tabbert , was upon roll call  
carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid

ATTEST:

  
City Clerk

A RESOLUTION AUTHORIZING REFUND OF BUSINESS LICENSE TAX IN THE AMOUNT OF \$346.93 FOR QUARTER ENDING DECEMBER 31, 1963, ERRONEOUSLY PAID BY THE PEP BOYS

WHEREAS, Section 6-1.130 of the Modesto Municipal Code authorizes the City Council to refund any charges and payments when the Council finds and declares that the money paid was not required by law, or, was erroneously or illegally collected or received by the City through mistake, inadvertence or error of law, and

WHEREAS, it has been brought to the attention of the City Council that an erroneous payment in the amount of \$346.93 has been made by The Pep Boys for the quarter ending December 31, 1963;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Finance be, and he is hereby authorized to refund the erroneous payment in the amount of \$346.93 to The Pep Boys.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of May, 1964 by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Shastid

ATTEST:

  
Rex E. Gallfus, City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-225

A RESOLUTION SETTING THE DATE FOR PUBLIC HEARING ON PROPOSED  
BUDGET FOR THE CITY OF MODESTO FOR FISCAL YEAR 1964-65

WHEREAS, Section 1303 of the Charter of the City of Modesto requires that the Council shall determine the time for holding a public hearing on the annual budget;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Monday, June 8, 1964 at 8:10 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, be set as the time and place for a public hearing on the proposed budget for fiscal year 1964-65, at which time and place all persons interested in said budget will be given an opportunity to be heard, and

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to publish a notice of the public hearing in the official newspaper of the City of Modesto, The Modesto Tribune, according to the provisions of Section 1303 of the Charter.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto, held on the 4th day of May, 1964 by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert,  
VanderWall, Mayor Jhansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid

ATTEST:

  
REX E. GAILFUS, City Clerk

A RESOLUTION APPROVING THE FINAL MAP OF THE  
BRENTWOOD ESTATES UNIT NO. 2 SUBDIVISION  
OF THE CITY OF MODESTO.

WHEREAS, George Klemm, Helyn Soderlund, Richard C. Smith  
and David O. Hannah

are possessed of a tract of land situate in the City of Modesto,  
County of Stanislaus, consisting of 20.72 acres, known as the  
BRENTWOOD ESTATES UNIT NO. 2 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the  
City Planning Commission on the 21st day of January,  
1964, 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 cer-  
tified that the final map of said BRENTWOOD ESTATES UNIT 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 that said final map of the  
BRENTWOOD ESTATES UNIT NO. 2 Subdivision  
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 in the amount of One Thousand Nine Hundred Ninety-two and  
70/100ths (\$1,992.70) Dollars, as required by the  
Modesto Municipal Code, for checking, copies of maps, recording and  
parks and playgrounds have been paid, and subdividers have furnished  
a bond acceptable to the City Attorney, or, in lieu thereof, have  
posted a cash deposit with the City Clerk in the sum of Ninety-Three  
Thousand, Three Hundred and No/100ths (\$93,300.00) Dollars.

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 May, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid

ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By \_\_\_\_\_  
ALLEN GRIMES, City Attorney

A RESOLUTION APPROVING REPORT OF THE CITY OF MODESTO'S ROAD OR STREET NEEDS FOR NEXT FIVE YEARS AND NEXT TEN YEARS, AND AUTHORIZING TRANSMITTAL TO STATE OF CALIFORNIA DEPARTMENT OF PUBLIC WORKS

WHEREAS, Section 2156 of the Streets and Highways Code provides that each county and city shall transmit to the State of California Department of Public Works a report setting forth the progress which has been made in its road or street system and estimate of road or street needs for the next five years and the next ten years, and

WHEREAS, this report has been prepared by the City of Modesto's Public Works Department for submission to the State of California Department of Public Works;

NOW, THEREFORE, BE IT HEREBY RESOLVED that the report prepared by the City of Modesto Public Works Department setting forth the progress which has been made in the City of Modesto's road or street system, and estimate of its road or street needs for the next five years and the next ten years be, and it is hereby approved.

BE IT FURTHER RESOLVED that the Director of Public Works is hereby authorized to transmit the report to the State of California Department of Public Works.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of May, 1964 by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Mitchell, Patton, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Shastid

ATTEST:   
REX E. GAILFUS, City Clerk

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND  
FRED A. SEELY, INC., FOR LEASE OF PARKING AREA ADJACENT TO  
BUILDING KNOWN AS SEELY TOWER


BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Fred A. Seely, Inc., a California corporation, for lease of parking area adjacent to the building known as the Seely Tower, located at Twelfth and J Streets in the City of Modesto, six days a week, Monday through Saturday each week, be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 May, 1964 by Councilman Patton, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid

ATTEST:

  
Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-229

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$322 FOR SALARIES AND EXPENSES, SEELY TOWER PARKING LOT

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

FROM:	Parking Fund 209	
	Parking General Reserve (600)	\$322
TO:	Salaries and Wages (110-57)	\$308
	Validation Lots (322-57)	14

(Seely Tower parking lot will be operated as City validated parking lot Monday through Saturdays for 30 days. These funds will be used to cover salaries and operating expenses)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of May, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Patton was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Mitchell, Patton, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Shastid

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-230

A RESOLUTION SETTING THE TIME AND PLACE FOR THE HEARING ON THE APPEAL TO THE DECISION OF THE MODESTO CITY PLANNING COMMISSION FILED BY SYBIL LENGYEL ON THE REZONING OF PROPERTY LOCATED AT 1220 LA LOMA AVENUE

WHEREAS, the Modesto City Planning Commission held a public hearing in the Council Chambers, located in the City Hall, 801 11th Street, in the City of Modesto, on April 21, 1964, for the purpose of considering an application for an amendment to Section 27 of the Zoning Map, filed by Sybil Lengyel, 1220 LaLoma Avenue, Modesto, California, on March 30, 1964, to reclassify from One-Family Zone, R-1, to Neighborhood Commercial Zone, C-1, the following described property:

Beginning at a point on the center line of LaLoma and Santa Barbara Avenues; thence southeasterly along the center line of La Loma to its intersection with the center line of Miller Avenue; thence Westerly along the center line of Miller Avenue to the center line of Santa Barbara Avenue; thence North along the center line of Santa Barbara Avenue to the point of beginning; said property being the triangle formed by LaLoma, Santa Barbara and Miller Avenues; and

WHEREAS, said Commission, after hearing evidence both oral and documentary, adopted Resolution No. 64-41, denying the request for the amendment to Section 27 of the Zoning Map; and

WHEREAS, on April 30, 1964, Sybil Lengyel filed an appeal with the City Clerk on the decision of the Planning Commission denying the request for rezoning; and

WHEREAS, Section 10-2.2112 of the Municipal Code of the City of Modesto requires that the Council hold a public hearing within a period not to exceed 40 days following the filing of a written appeal from an order of the Commission denying an application for an amendment.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the appeal of the decision of the Modesto City Planning Commission be set for Monday, May 25, 1964, at 8:05 P.M., in the Council Chambers 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 4th day of May, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-231

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 OF THE ZONING MAP (KIRKPATRICK)

WHEREAS, the Modesto City Planning Commission held a public hearing on April 21, 1964, in the Council Chambers for the purpose of considering an amendment to Section 8 of the Zoning Map, to reclassify from One-Family Zone, R-1, to Two-Family Zone, R-2, the following described property:

Commencing at the Northwest corner of Lot 35 of Standiford Colony, said corner being on the Southerly line of Standiford Avenue; thence South  $0^{\circ} 54'$  East along the Westerly line of said Lot 35 a distance of 216.95 feet to the point of beginning of this description; thence continuing South  $0^{\circ} 54'$  East along said Westerly line of Lot 35 a distance of 220.99 feet; thence North  $45^{\circ} 58' 03''$  East 69.98 feet; thence North  $53^{\circ} 10' 20''$  East 60.60 feet; thence North  $44^{\circ} 09' 10''$  East 100.00 feet; thence North  $26^{\circ} 44' 55''$  West 91.61 feet; thence South  $82^{\circ} 21'$  West 131.89 feet to the point of beginning

and from One-Family Zone, R-1, to Multiple-Family Zone, R-3, the following described property:

Beginning at the Northwest corner of Lot 35 of Standiford Colony, said corner being on the Southerly line of Standiford Avenue; thence South  $89^{\circ} 09' 45''$  East along said Southerly line of Standiford Avenue 1223.13 feet to the Northeast corner of Lot 32 of said Standiford Colony; thence South  $0^{\circ} 54' 30''$  East along the Easterly line of said Lot 32 a distance of 160.03 feet; thence North  $89^{\circ} 09' 45''$  West 201.94 feet; thence South  $0^{\circ} 54' 30''$  East 250.20 feet; thence North  $89^{\circ} 05'$  West 266.00 feet; thence North  $22^{\circ} 56' 05''$  West 218.62 feet; thence North  $89^{\circ} 09' 45''$  West 180.00 feet; thence South  $29^{\circ} 10'$  West 182.71 feet; thence North  $67^{\circ} 41'$  West 250.84 feet; thence North  $26^{\circ} 44' 55''$  West 91.61 feet; thence South  $82^{\circ} 21'$  West 131.89 feet to the Westerly line of said Lot 35; thence North  $0^{\circ} 54'$  West along said Westerly line of Lot 35 a distance of 216.95 feet to the point of beginning; and

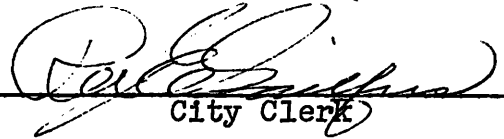
WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 64-39 recommending to the Council that <sup>rezoning of</sup> the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 8 of the Zoning Map be set for 4:35 P.M., May 18, 1964, 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 4th day of May, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid

ATTEST: \_\_\_\_\_

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-232

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 OF THE ZONING MAP (STONE BROS. REAL ESTATE)

WHEREAS, the Modesto City Planning Commission held a public hearing on April 21, 1964, in the Council Chambers for the purpose of considering an amendment to Section 8 of the Zoning Map, to re-classify from One-Family Zone, R-1, to Two-Family Zone, R-2, the following described property:

Commencing at the Northeast corner of Lot 36 of Standiford Colony, said corner being on the Southerly line of Standiford Avenue; thence South  $0^{\circ} 54'$  East along the Easterly line of said Lot 36 a distance of 216.95 feet to the point of beginning; thence continuing South  $0^{\circ} 54'$  East along said Easterly line of lot 36 a distance of 220.99 feet; thence North  $68^{\circ} 15' 42''$  West 143.10 feet; thence North  $79^{\circ} 30' 01''$  West 90.84 feet; thence South  $89^{\circ} 06'$  West 25.00 feet; thence North  $33^{\circ} 51' 38''$  East 157.58 feet; thence North  $82^{\circ} 21'$  East 157.37 feet to the point of beginning; and

from One-Family Zone, R-1, to Multiple-Family Zone, R-3, the following described property:

Beginning at the Northeast corner of Lot 36 of said Standiford Colony, said corner being on the Southerly line of Standiford Avenue; thence South  $0^{\circ} 54'$  East along the Easterly line of said Lot 36 a distance of 216.95 feet; thence South  $82^{\circ} 21'$  West 157.37 feet; thence South  $33^{\circ} 51' 38''$  West 157.58 feet; thence South  $89^{\circ} 06'$  West 153.00 feet; thence North  $0^{\circ} 34'$  West 377.01 feet to said Southerly line of Standiford Avenue; thence South  $89^{\circ} 09' 45''$  East along said Southerly line 399.31 feet to the point of beginning; and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 64-40 recommending to the Council that <sup>rezoning of</sup> 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 of the Zoning Map be set for 4:40 P.M., May 18, 1964, 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 4th day of May, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-233

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 20 OF THE ZONING MAP (GALAS BROS.)

WHEREAS, the Modesto City Planning Commission held a public hearing on April 21, 1964, in the Council Chambers for the purpose of considering an amendment to Section 20 of the Zoning Map, to re-classify from One-Family Zone, R-1, and Multiple-Family Zone, R-3, to General Commercial Zone, C-2, the following described property:

Beginning at a point on the center line of Mensinger Avenue, said point bears North  $89^{\circ} 10' 30''$  West 190 feet from the center line of McHenry Avenue, and running thence North  $1^{\circ} 15'$  West 302.84 feet parallel to the center line of McHenry Avenue; thence North  $89^{\circ} 10' 30''$  West 195.00 feet; thence South  $1^{\circ} 15'$  East 52.84 feet; thence North  $89^{\circ} 10' 30''$  West 10.65 feet; thence South  $1^{\circ} 15'$  East 250 feet to a point on the center line of Mensinger Avenue; thence South  $89^{\circ} 10' 30''$  East 205.65 feet along the center line of Mensinger Avenue to the point of beginning; said property being located on the north side of Mensinger Avenue 190 feet from the center line of McHenry Avenue and continuing westerly therefrom; and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary, on the proposed amendment, adopted Resolution No. 64-44 recommending to the Council that the rezoning of the property described above, with the exception of the westerly 150 feet thereof, is required by public necessity, convenience and general welfare; and

WHEREAS, the said Planning Commission recommends to the Council that the rezoning of the following described property from One-Family Zone, R-1, and Multiple-Family Zone, R-3 be denied:

Beginning at a point on the center line of Mensinger Avenue, said point bears North  $89^{\circ} 10' 30''$  West 245.65 feet from the center line of McHenry Avenue; thence continuing North  $89^{\circ} 10' 30''$  West along the center line of Mensinger Avenue 150 feet; thence North  $1^{\circ} 15'$  West 250.00 feet; thence South  $89^{\circ} 10' 30''$  East, 10.65 feet; thence North  $1^{\circ} 15'$  West, 52.84 feet; thence South  $89^{\circ} 10' 30''$  East, 139.35 feet; thence South  $1^{\circ} 15'$  East 302.84 feet to the point of beginning.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 20 of the Zoning Map be set for 8:10 P.M., May 25, 1964, 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 4th day of May, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid

ATTEST:

  
\_\_\_\_\_  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-234

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 19 OF THE ZONING MAP  
(WOO)

WHEREAS, the Modesto City Planning Commission held a public hearing on April 21, 1964, in the Council Chambers for the purpose of considering an amendment to Section 19 of the Zoning Map, to re-classify from One-Family Zone, R-1, to Multiple-Family Zone, R-3, the following described property:

Beginning at a point at the intersection of the center line of Carver Road and Pearl Street; thence South  $89^{\circ} 03'$  East 185.21 feet to the center line of the north-south alley in Block 6081; thence South  $0^{\circ} 31'$  East along the center line of said alley 157.5 feet; thence North  $89^{\circ} 03'$  West 185.21 feet to the center line of Carver Road; thence North  $0^{\circ} 31'$  West along the center line of Carver Road; 157.5 feet to the point of beginning; said property being located at the southeast corner of Carver Road and Pearl Street; and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 64-43 recommending to the Council that rezoning of the property described above from One-Family Zone, R-1, to Two-Family Zone, R-2 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 19 of the Zoning Map be set for 4:45 P.M., May 18, 1964, 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 4th day of May, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-235

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 OF THE ZONING MAP  
(WILSON)

WHEREAS, the Modesto City Planning Commission held a public-hearing on April 21, 1964, in the Council Chambers for the purpose of considering an amendment to Section 27 of the Zoning Map, to reclassify from Neighborhood Commercial Zone, C-1, to General Commercial Zone, C-2, the following described property:

Beginning at the Southwest corner of Section 27, T3S, R9E, MDB&M, said point being the intersection of the center line of Yosemite Boulevard and the center line of Santa Barbara Avenue; thence North  $0^{\circ} 33'$  West 692.96 feet along the center line of Santa Barbara Avenue to its intersection with the center line of Miller Avenue; thence South  $89^{\circ} 50'$  East 331.73 feet along the center line of Miller Avenue to its intersection with the center line of LaLoma; thence South  $42^{\circ} 38' 15''$  East 838.58 feet along the center line of La Loma to the beginning of a tangent curve concave to the Northeast having a radius of 240.78 feet, a central angle of  $47^{\circ} 13' 30''$ , and an arc length of 198.46 feet to a point being the intersection of the center line of La Loma and the South line of Section 27, being also the center line of Yosemite Boulevard; thence North  $89^{\circ} 50'$  West 1069.12 feet along the South line of said Section 27 to the Southwest corner of said Section 27, the point of beginning. Said property is located on the north side of Yosemite Boulevard, east of Santa Barbara Avenue, west of La Loma, and south of Miller Avenue; and


WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 64-42 recommending to the Council that a portion of the application of Elmo Wilson to amend Section 27 of the zoning map to reclassify the property described below from Neighborhood Commercial Zone, C-1, to General Commercial Zone, C-2, is required by public necessity, convenience and general welfare:

Beginning at a point at the intersection of the center lines of Yosemite Boulevard and Santa Barbara Avenue; thence North  $0^{\circ} 33'$  West 258.00 feet along the center line of Santa Barbara Avenue; thence South  $89^{\circ} 50'$  East 535.52 feet more or less to the center line of the 30-foot north-south alley in Block 2086; thence north along the center line of said alley to its intersection with the center line of LaLoma, a 60-foot street; thence Southeasterly along the center line of La Loma to its intersection with the center line of Yosemite Boulevard; thence North  $89^{\circ} 50'$  West 998.10 feet along the center line of Yosemite Boulevard to the center line of Santa Barbara Avenue and the point of beginning;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 27 of the Zoning Map be set for 8:15 P.M., May 25, 1964, 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 4th day of May, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid

ATTEST:   
City Clerk

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 OF THE ZONING MAP (QUINTANA, INC.)

WHEREAS, the Modesto City Planning Commission held a public hearing on April 21, 1964, in the Council Chambers for the purpose of considering an amendment to Section 16 of the Zoning Map, to reclassify from One-Family Zone, R-1, to General Commercial Zone, C-2

the following described property:

Beginning at a point on the center line of McHenry Avenue and the center line of Tokay Avenue; thence North  $0^{\circ} 47' 40''$  West along the center line of McHenry Avenue a distance of 645.05 feet; thence South  $89^{\circ} 37' 17''$  East a distance of 657.92 feet; thence South  $0^{\circ} 49' 10''$  East a distance of 659.82 feet to the center line of Tokay Avenue; thence North  $89^{\circ} 36' 55''$  West along the center line of Tokay Avenue a distance of 658.48 feet to the point of beginning; said property being and located on the Northeast corner of McHenry and Tokay Avenues;

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 64-45 recommending to the Council that 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 of the Zoning Map be set for 8:20 P.M., Monday, May 25, 1964, 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 4th day of May, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid

ATTEST:

  
\_\_\_\_\_  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-237

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$450 OFFICE  
SUPPLIES - CITY ATTORNEY

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

General Fund No. 101

From:	General Reserve (600)	\$450
To:	City Attorney (13) Office Supplies (301)	\$450

The foregoing resolution was introduced at a regular  
meeting of the Council of the City of Modesto held on the  
4th day of May, 1964, by Councilman  
VanderWall, who moved its adoption, which motion  
being duly seconded by Councilman Mitchell  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid

ATTEST: 

City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-238

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR FURNISHING ONE MECHANICAL STREET SWEEPER  
(REPLACEMENT)

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

Section 1. The plans and specifications for furnishing  
one mechanical street sweeper (replacement)

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


Section 2. The City Clerk is hereby authorized to call  
for public competitive sealed bids for the above named project,  
to be opened in the office of the City Clerk, 801 11th Street,  
in the City of Modesto, on May 25, 1964, 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 11th  
day of May, 1964, by Councilman VanderWall,  
who moved its adoption, which motion being duly seconded by  
Councilman Tabbert, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-239

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR FURNISHING ONE ROTARY AIR COMPRESSOR (REPLACEMENT)

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

Section 1. The plans and specifications for furnishing one  
rotary air compressor (replacement)

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

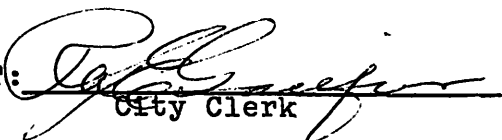
Section 2. The City Clerk is hereby authorized to call  
for public competitive sealed bids for the above named project,  
to be opened in the office of the City Clerk, 801 11th Street,  
in the City of Modesto, on May 25, 1964, 2:00 P.M.  
and the City Clerk is hereby directed to give notice inviting  
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 11th  
day of May, 1964, by Councilman Tabbert,  
who moved its adoption, which motion being duly seconded by  
Councilman Patton, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-240

A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE POLICE-COMMUNICATIONS  
BUILDING BY HARRIS CONSTRUCTION COMPANY

WHEREAS, a report has been filed by the Director of Public Works that the construction of the Police-Communications Building was substantially completed on March 12, 1964, by Harris Construction Company, ~~has been completed by~~ in the amount of \$522,001.82,


in accordance with the contract agreement, dated April 2, 1963.

NOW, THEREFORE, BE IT RESOLVED that the construction of the  
Police-Communications Building  
be accepted from said contractor Harris Construction Company,  
P. O. Box 109, Fresno, California,  
that Notice of Completion be filed with the Recorder of Stanislaus  
County and that payment of amounts due, as provided in the contract,  
be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of May, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid

ATTEST:

  
\_\_\_\_\_  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-241

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$128 FOR  
POLICE BUILDING BOILER INSURANCE

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

General Fund No. 101

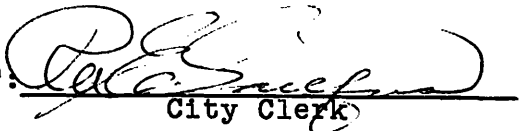
From:	Insurance & Retirement (64)	
	Compensation Insurance (411)	\$128
To:	Insurance & Retirement (64)	
	Boiler & Machinery Insurance (416)	\$128

To provide funds for boiler insurance  
for the new Police Building for nineteen  
months.

The foregoing resolution was introduced at a regular  
meeting of the Council of the City of Modesto held on the  
11th day of May, 1964, by Councilman  
Mitchell, who moved its adoption, which motion  
being duly seconded by Councilman VanderWall  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-242

A RESOLUTION ACCEPTING GIFT OF EQUIPMENT AND  
MATERIALS FROM THE BROADWAY THEATER LEAGUE  
FOR USE AT CHILDREN'S PARK

WHEREAS, the Broadway Theater League has donated playground equipment at a cost of \$1,420.47 and materials to install this equipment in the amount of \$400.00 for installation at the Modesto Children's Park.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the equipment and materials donated by the Broadway Theater League be and they are hereby accepted.

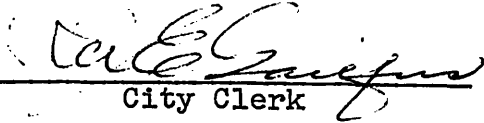
BE IT FURTHER RESOLVED that the donated equipment will be installed by City forces.

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to write a letter to Broadway Theater League expressing appreciation and gratitude of the Council of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of May, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid

ATTEST:

  
City Clerk

**A RESOLUTION APPROVING THE FINAL MAP OF THE  
QUARESMA HOMES UNIT NO. 5 SUBDIVISION  
OF THE CITY OF MODESTO.**

WHEREAS, JOHN QUARESMA and BERNICE QUARESMA, husband  
and wife,

are possessed of a tract of land situate in the City of Modesto,  
County of Stanislaus, consisting of 6.89 acres, known as the  
Quaresma Homes Unit No. 5 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the  
City Planning Commission on the 21st day of April,  
1964, 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 cer-  
tified that the final map of said Quaresma Homes Unit 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 that said final map of the  
Quaresma Homes Unit No. 5 Subdivision  
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 in the amount of Six Hundred Seventy-Nine and 70/100ths  
(\$679.70) Dollars, as required by the  
Modesto Municipal Code, for checking, copies of maps, recording and  
parks and playgrounds have been paid, and subdividers have furnished  
a bond acceptable to the City Attorney, or, in lieu thereof, have  
posted a cash deposit with the City Clerk in the sum of Eight  
Thousand Two Hundred and No/100ths (\$8,200.00) Dollars.

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 May, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Shastid

ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

BY

  
ALLEN GRIMES, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-244

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR INSTALLATION OF WATER LINES IN QUARESMA HOMES  
NO. 5 SUBDIVISION

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

Section 1. The plans and specifications for the  
installation of water lines in Quaresma Homes No. 5 Subdivision  
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 26, 1964, 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 11th  
day of May, 1964, by Councilman Mitchell,  
who moved its adoption, which motion being duly seconded by  
Councilman Tabbert, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert,  
VanderWall, Mayor Johansen.  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid

ATTEST:

  
City Clerk

A RESOLUTION INSTRUCTING THE SUPERINTENDENT  
OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION  
OF CURB AND GUTTER ALONG  
CERTAIN STREETS IN THE CITY OF MODESTO. (EAST  
SIDE OF SEMPLE STREET)

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 curbs and  
gutters may be required, and

WHEREAS, in accordance with Section 5876 of the Streets  
and Highways Code, the Superintendent of Streets finds that  
curb and gutter have been constructed in  
front of the properties constituting more than fifty per cent  
(50%) of the street frontage of the east side of Semple  
Street.

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

SECTION 1. The Superintendent of Streets is hereby  
directed to notify the owners of record of the properties  
described as follows:

All that real property in the State of California,  
County of Stanislaus, City of Modesto, Section 28,  
Township 3 South, Range 9 East, Mount Diablo Base  
and Meridian, described as follows:

All of Lots 26 and 27, Block 577, of the City of  
Modesto, as per map filed December 21, 1942 in  
Volume 15 of Maps, Stanislaus County Records.

(Block 577, Lots 26 and 27, east side of Semple  
Street)

to construct or cause to be constructed curb and gutter  
along the street frontage of the property ~~properties~~ hereinabove  
described, all of said construction to be in accordance with City  
of Modesto standards for such construction work. (

SECTION 2. The 25th day of May,  
1964, at 8:30 o'clock P.M. in the Council Chambers,  
located in the City Hall, 801 Eleventh Street, Modesto, California,  
is set as the time and place where the Council will hear and pass  
upon objections or protests, if any, which may be raised by any  
property owner or other interested persons relating to the pro-  
posed work.

SECTION 3. 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 11th  
day of May, 1964, by Councilman Tabbert,  
who moved its adoption, which motion being duly seconded by  
Councilman Patton, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert,  
VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Shastid

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ALLEN GRIMES, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-246

RIGHT OF WAY

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND  
LAURA MABLE MATTHEWS FOR WIDENING OF ORANGEBURG AVENUE  
(Project No. 55-10-6056-2)

BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that the agreement between the City of Modesto and Laura Mable  
Matthews

for right of way, Orangeburg 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 11th day of  
May by Councilman VanderWall, who moved its adoption,  
which motion being duly seconded by Councilman Patton,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid

ATTEST:

  
City Clerk

A RESOLUTION AUTHORIZING STAFF TO PREPARE PLANS AND SPECIFICATIONS FOR TRAFFIC LIGHTS AT THE INTERSECTIONS OF NEEDHAM AND SYCAMORE AND 12TH AND L STREETS

BE IT HEREBY RESOLVED BY THE COUNCIL of the City of Modesto that the staff is hereby authorized to prepare plans and specifications for the installation of traffic lights at the intersections of Needham and Sycamore Avenues, and 12th and L Streets.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of May, 1964 by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert,  
VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Shastid

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-248

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR CONSTRUCTION OF REST ROOMS AT ENSLEN PARK

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

Section 1. The plans and specifications for the con-  
struction of rest rooms at Enslen 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 9, 1964, 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 18th  
day of May, 1964, by Councilman VanderWall,  
who moved its adoption, which motion being duly seconded by  
Councilman Mitchell, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes, Shastid

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-249

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR THE CONSTRUCTION OF IMPROVEMENTS AND LANDSCAP-  
ING AT GARRISON PARK

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

Section 1. The plans and specifications for the construct-  
ion of improvements and landscaping at Garrison 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 2, 1964, 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 May, 1964, by Councilman Tabbert,  
who moved its adoption, which motion being duly seconded by  
Councilman VanderWall, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes, Shastid

ATTEST

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-250

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR THE INSTALLATION OF WATER LINES IN BRENTWOOD  
ESTATES NO. 2 SUBDIVISION

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

Section 1. The plans and specifications for the installa-  
tion of water lines in Brentwood Estates No. 2 Subdivision  
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 2, 1964, 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 May, 1964, by Councilman Mitchell,  
who moved its adoption, which motion being duly seconded by  
Councilman Patton, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes, Shastid

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-251

A RESOLUTION ACCEPTING THE BID OF M. J. RUDDY & SON FOR THE REALIGNMENT AND IMPROVEMENT OF TUOLUMNE BOULEVARD AT 7TH AND B STREETS

WHEREAS, Resolution No. 64-205, adopted by the Council of the City of Modesto on April 27, 1964, approved the plans and specifications for the realignment and improvement of Tuolumne Boulevard at 7th and B Streets and authorized the calling for bids, and

WHEREAS, the bids received for the realignment and improvement of Tuolumne Boulevard at 7th and B Streets were opened at 2:00 P.M., May 12, 1964, and later tabulated by the Public Works Department for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of M. J. Ruddy & Son in the amount of \$11,004.50

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of M. J. Ruddy & Son

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 May, 1964, by Councilman Tabbert, who moved its adoption, which motion being duly seconded by Councilman Mitchell was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Shastid

ATTEST:

  
CITY CLERK

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-252

A RESOLUTION ACCEPTING THE BID OF M. J. RUDDY AND SON FOR IMPROVEMENT OF BRIGGSMORE AVENUE BETWEEN CARVER ROAD AND TULLY ROAD

WHEREAS, Resolution No. 64-206, adopted by the Council of the City of Modesto on April 27, 1964, approved the plans and specifications for the improvement of Briggsmore Avenue between Carver Road and Tully Road and authorized the calling for bids; and

WHEREAS, the bids received for the improvement of Briggsmore Avenue between Carver Road and Tully Road were opened at 2:15 P.M. on May 12, 1964, and later tabulated by the Public Works Department for the consideration of the Council; and

WHEREAS, the Director of Public Works has recommended that the bid of M. J. Ruddy and Son in the amount of \$26,325.05 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 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 May, 1964, by Councilman Patton, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes, Shastid

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-253

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR DEMOLITION OF BUILDING AND CONSTRUCTION OF A  
PARKING LOT AT FORMER CITY HALL ON 10TH STREET BETWEEN G AND H  
STREETS

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

Section 1. The plans and specifications for demolition of  
building and construction of a parking lot (former city hall on  
10th Street between G and H Streets)  
copies of which are on file, are hereby accepted and approved.

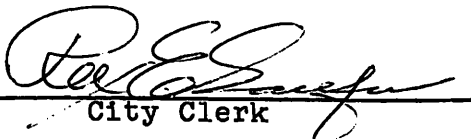
Section 2. The City Clerk is hereby authorized to call  
for public competitive sealed bids for the above named project,  
to be opened in the office of the City Clerk, 801 11th Street,  
in the City of Modesto, on June 24, 1964, at 2:30 P.M.  
and the City Clerk is hereby directed to give notice inviting  
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 18th  
day of May, 1964, by Councilman Mitchell,  
who moved its adoption, which motion being duly seconded by  
Councilman Patton, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Tabbert,           ,  
Mayor Johansen  
NOES: Councilmen: VanderWall  
ABSENT: Councilmen: Hughes, Shastid

ATTEST:

  
City Clerk

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION  
OF SIDEWALK ALONG  
CERTAIN STREETS IN THE CITY OF MODESTO. (WEST  
SIDE OF MORTON BOULEVARD)

WHEREAS, Chapter 27 of Part 3 of Division 7 of the  
Streets and Highways Code of the State of California estab-  
lishes a procedure pursuant to which the construction of  
sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets  
and Highways Code, the Superintendent of Streets finds that  
sidewalk <sup>has</sup> ~~have~~ been constructed in  
front of the properties constituting more than fifty per cent  
(50%) of the street frontage along the West side of Morton  
Boulevard

WHEREAS, the Council, did, on April 13,  
1964, adopt its Resolution No. 64-189, directing the  
Superintendent of Streets to give notice requiring the construction  
of sidewalk along certain streets in  
the City of Modesto, as provided therein, and

WHEREAS, the Council, did by said resolution, set the  
27th day of April, 1964, at 8:00  
o'clock P.M. in the Council Chambers, as the time and place  
for a hearing for the purpose of passing upon objections or pro-  
tests, 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 notice  
to be given as directed by said Resolution No. 64-189, and

WHEREAS, at the time set for hearing the protests and  
objections, if any, to the proposed work, the said Council pro-  
ceeded to hear the same and no protests having been received,

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 are hereby overruled or  
denied.

~~SECTION 1. All protests and objections of any kind or nature~~

~~whatsoever to the proposed work are hereby overruled or denied.~~

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 64-189 and 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 18th day of May, 19 64, by Councilman Patton, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Shastid

ATTEST: [Signature]  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By [Signature]  
ALLEN GRIMES, City Attorney

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION  
OF SIDEWALK ALONG  
CERTAIN STREETS IN THE CITY OF MODESTO.  
(STATE STREET)

WHEREAS, Chapter 27 of Part 3 of Division 7 of the  
Streets and Highways Code of the State of California estab-  
lishes a procedure pursuant to which the construction of  
sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets  
and Highways Code, the Superintendent of Streets finds that  
sidewalk ~~have~~ <sup>has</sup> been constructed in  
front of the properties constituting more than fifty per cent  
(50%) of the street frontage along State Street

---

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WHEREAS, the Council, did, on April 13,  
19 64, adopt its Resolution No. 64-189, directing the  
Superintendent of Streets to give notice requiring the construction  
of sidewalk along certain streets in  
the City of Modesto, as provided therein, and

WHEREAS, the Council, did by said resolution, set the  
27th day of April, 19 64, at 8:00  
o'clock P.M. in the Council Chambers, as the time and place  
for a hearing for the purpose of passing upon objections or pro-  
tests, 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 notice  
to be given as directed by said Resolution No. 64-189, and

WHEREAS, at the time set for hearing the protests and  
objections, if any, to the proposed work, the said Council pro-  
ceeded to hear the same and no protests having been received,

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 are hereby overruled or  
denied.

SECTION 1. ~~All protests and objections of any kind or nature whatsoever to the proposed work are hereby overruled or denied.~~

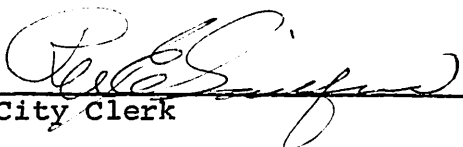
SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 64-189 and Chapter 27, Part 3, Division 7 of the Streets and Highways Code of the State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18<sup>th</sup> day of May, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen

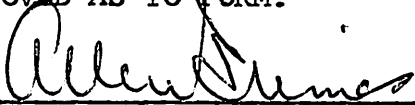
NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Shastid

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ALLEN GRIMES, City Attorney

A RESOLUTION RESCINDING RESOLUTION NO. 62-568  
ENTITLED, "A RESOLUTION APPROVING A DEVELOPMENT  
PLAN FOR PLANNED-DEVELOPMENT ZONE, P-D (11)  
(GHILOTTI)".

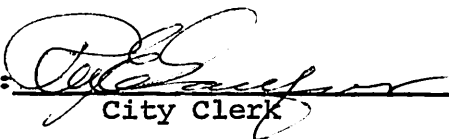
BE IT RESOLVED by the Council of the City of Modesto  
that Resolution No. 62-568 entitled, "A Resolution Approving a  
Development Plan for Planned-Development Zone, P-D (11). (Ghilotti)."  
is hereby rescinded.

The foregoing resolution was introduced at a regular  
meeting of the Council of the City of Modesto held on the 18th  
day of May, 1964, by Councilman Mitchell,  
who moved its adoption, which motion being duly seconded by  
Councilman Patton, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Shastid

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ALLEN GRIMES, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-257

A RESOLUTION APPROVING APPROPRIATION TRANSFER IN THE AMOUNT OF \$3,500 TO COVER IMPROVEMENTS IN EAST MODESTO BRANCH LIBRARY

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

From:

McHenry Library Capital Outlay Fund (301)	
General Reserve (600)	\$3,500

To:

Library, Improvements, East Modesto Branch (5303)	\$3,500
--	---------

(To purchase bookstack, charge desk, electric sign, and other built-in equipment)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of May, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Patton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes, Shastid

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-258

A RESOLUTION APPROVING REQUEST OF CHARLES V. JEFFERS,  
ET AL, FOR WAIVER OF PARK FEES IN AMOUNT OF \$1,884,  
STRATHMORE SUBDIVISION NO. 2

BE IT HEREBY RESOLVED BY the Council of the City of Modesto that the request of Charles V. Jeffers, et al, for waiver of park fees in the amount of \$1,884, Strathmore Subdivision No. 2 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 18th day of May, 1964 by Councilman Patton, who moved its adoption, which motion being duly seconded by Councilman VanderWall, upon roll call failed to carry by the following vote:

AYES: Councilmen: Patton, Tabbert, VanderWall  
NOES: Councilmen: Mitchell, Mayor Johansen  
ABSENT: Councilmen: Hughes, Shastid

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-259

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST OF NORTHGATE ENTERPRISES APPEALING CERTAIN DECISIONS OF THE BOARD OF ZONING ADJUSTMENT OF THE CITY OF MODESTO IN CONNECTION WITH GRANTING OF VARIANCE TO PROPERTY LOCATED AT THE NORTHWEST CORNER OF BOWEN AND MC HENRY AVENUES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that June 15, 1964 , at 4:30 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 request of Northgate Enterprises to appeal certain decisions of the Board of Zoning Adjustment of the City of Modesto listed in Board of Zoning Adjustment Resolution No. 246.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of May, 1964 by Councilman Mitchell , who moved its adoption, which motion being duly seconded by Councilman Tabbert , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes, Shastid

ATTEST: \_\_\_\_\_

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-260

A RESOLUTION REJECTING THE CLAIM OF LOUISA C.  
HARRIS FOR DAMAGES AGAINST THE CITY OF MODESTO

WHEREAS, Louisa C. Harris has filed a claim for damages against the City of Modesto on May 6, 1964, a copy of which claim is on file in the office of the City Clerk, and

WHEREAS, the claim is in the amount of \$3,000 for general damages and unknown medical expenses for injuries allegedly sustained on February 10, 1964 as the result of a fall near 6th and L Streets, Modesto, California, and

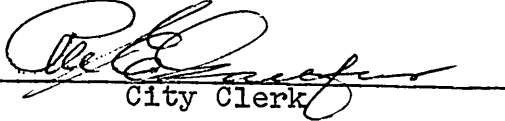
WHEREAS, the claim should be rejected by reason of the fact that the City has no liability in this matter;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the claim of Louisa C. Harris against the City of Modesto for general damages in the amount of \$3,000 and unknown medical expenses be, and it is hereby rejected in its entirety, both as to the City of Modesto and the officials therein.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of May, 1964, by Councilman Patton, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes, Shastid

ATTEST:

  
City Clerk

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
MODESTO ADOPTING AND SUBMITTING A REVISED BUDGET  
FOR EXPENDITURE OF FUNDS ALLOCATED FROM THE STATE  
HIGHWAY FUND TO CITIES (FISCAL YEAR 1963-64)

WHEREAS, a master agreement has been executed by the City and the State of California on March 17, 1961, for expenditure of funds allocated from the State highway fund to cities; and

WHEREAS, the City Council has prepared a revised project statement showing estimated expenditures of such funds recommended to be made during the 1963-64 fiscal year; and


WHEREAS, the City Council has heard read said revised project statement and is familiar with the contents thereof;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said revised project statement be and it is hereby adopted as a revision to the budget of proposed expenditures of the gas tax allocation to cities, said revised project statement be and the same is hereby approved and the Director of Public Works is hereby directed to sign the same on behalf of said City, and said revised project statement to be submitted to the Department of Public Works, State of California, in accordance with the provisions of Section 197 of the Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of May, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes, Shastid

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-262

A RESOLUTION ADOPTING AND SUBMITTING A BUDGET  
FOR EXPENDITURE OF FUNDS ALLOCATED FROM THE  
STATE HIGHWAY FUNDS TO CITIES

WHEREAS, a master agreement has been executed by the City of Modesto and the State of California on March 17, 1961 for expenditure of funds allocated from the State Highway Fund to cities, and

WHEREAS, the City Council has prepared a project statement showing estimated expenditures of such funds recommended to be made during the 1964-65 fiscal year, and

WHEREAS, the City Council has heard read said project statement and is familiar with the contents thereof,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said project statement be and it is hereby adopted as the budget of proposed expenditures of the gas tax allocation to cities, said project statement is hereby approved and the Director of Public Works is directed to sign the same on behalf of said City, and said project statement is to be submitted to the Department of Public Works, State of California, in accordance with the provisions of Section 197 of the Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of May, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes, Shastid

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-263

A RESOLUTION RECOMMENDING EXTENSION OF TIME FOR FILING  
THE FINAL MAP OF BEL AIR NO. 4 SUBDIVISION

WHEREAS, by Resolution No. 944 adopted on May 21, 1963, the Planning Commission approved the tentative map of Bel Air No. 4 Subdivision; and

WHEREAS, the required date for filing of the final map of the subdivision is on or before May 21, 1964; and

WHEREAS, a letter has been received from the subdivider requesting an extension of time for filing of the final map of Bel Air No. 4 Subdivision to May 21, 1965; and

WHEREAS, the Planning Commission finds that conditions in the area have not materially changed since the tentative map was approved; and

WHEREAS, the Planning Commission adopted Resolution No. 64-54 on May 5, 1964, recommending that the City Council approve the request;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of the developer to extend the time of filing the final map of Bel Air No. 4 Subdivision to May 21, 1965, 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 18th day of May, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes, Shastid

Attest: \_\_\_\_\_

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-264

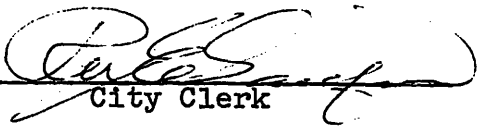
A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST  
OF CITY PLANNING COMMISSION FOR CONSIDERATION OF PROPOSED  
REALIGNMENT OF KANSAS AVENUE BETWEEN MADISON AND FRANKLIN  
STREETS

BE IT HEREBY RESOLVED by the Council of the City  
of Modesto that June 15, 1964 , at 4:35 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 ~~request~~ proposed realignment  
of Kansas Avenue between Madison and Franklin Streets as  
recommended by the City Planning Commission

The foregoing resolution was introduced at a reg-  
ular meeting of the Council of the City of Modesto held  
on the 18th day of May, 1964, by Councilman  
VanderWall , who moved its adoption, which motion being  
duly seconded by Councilman Tabbert , was upon roll  
call carried and the resolution adopted by the follow-  
ing vote:

AYES: Councilmen: Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes, Shastid

ATTEST: \_\_\_\_\_

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-265

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$1000 - ENFORCE-  
MENT OF LOT CLEANING ORDINANCE

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

General Fund No. 101

From: General Reserve (600)	\$1,000
To: Streets (51)	
Services, Prof. & Other (235)	1,000

To provide additional funds for the enforcement of the  
lot cleaning ordinance.

The foregoing resolution was introduced at a regular  
meeting of the Council of the City of Modesto held on the  
18th day of May, 19 64, by Councilman  
VanderWall, who moved its adoption, which motion  
being duly seconded by Councilman Patton  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes, Shastid

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-266

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR ONE 1,250 GPM FIRE ENGINE PUMPER

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

Section 1. The plans and specifications for one 1,250 gpm  
Fire Engine Pumper

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

Section 2. The City Clerk is hereby authorized to call  
for public competitive sealed bids for the above named project,  
to be opened in the office of the City Clerk, 801 11th Street,  
in the City of Modesto, on June 12, 1964 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 May, 1964, by Councilman Mitchell,  
who moved its adoption, which motion being duly seconded by  
Councilman Tabbert, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid, VanderWall

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-267

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$35,000 FOR  
PURCHASE OF ONE 1,250 GPM FIRE ENGINE PUMPER

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

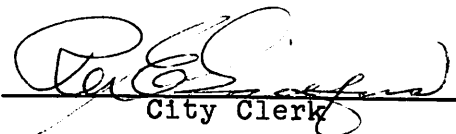
Fund No. 321  
Special Fund for Capital Outlays  
From: General Reserve (600) \$35,000  
To: Fire Pumper, Station #3 (5403) \$35,000

(To replace 1919 Seagrave, as discussed by the  
City Council on April 20, 1964.)

The foregoing resolution was introduced at a regular  
meeting of the Council of the City of Modesto held on the  
25th day of May, 19 64, by Councilman  
Patton, who moved its adoption, which motion  
being duly seconded by Councilman Mitchell  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid, VanderWall

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-268

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR CONSTRUCTION OF PARKING LOT #12 ON 9TH STREET  
BETWEEN J AND K STREETS

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

Section 1. The plans and specifications for construction of  
parking lot #12 on 9th Street between J and K Streets

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

Section 2. The City Clerk is hereby authorized to call  
for public competitive sealed bids for the above named project,  
to be opened in the office of the City Clerk, 801 11th Street,  
in the City of Modesto, on June 19, 1964 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.

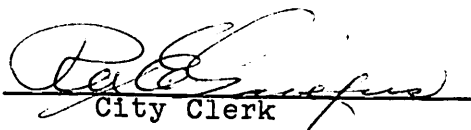
The foregoing resolution was introduced at a regular  
meeting of the Council of the City of Modesto held on the 25th  
day of May, 1964, by Councilman Tabbert,  
who moved its adoption, which motion being duly seconded by  
Councilman Patton, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert,  
Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Shastid, VanderWall

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-269

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR IMPROVEMENT OF VIRGINIA AVENUE FROM COLDWELL  
AVENUE TO ROSEBURG AVENUE

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

Section 1. The plans and specifications for improvement  
of Virginia Avenue from Coldwell Avenue to Roseburg 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 Tuesday, June 9, 1964, 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 May, 19 64, by Councilman Patton,  
who moved its adoption, which motion being duly seconded by  
Councilman Tabbert, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid, VanderWall

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-270

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$97,000 TO COVER  
VARIOUS ROAD IMPROVEMENTS


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

FROM: GAS TAX (207)		
5304 College, Needham to Coldwell (2107)		\$15,000
70 Appropriations Reserve		\$82,000
TO:		
5301 Coffee, Scenic to Chehalem (186.1)		\$12,000
5303 Orangeburg, Carver to McHenry (2107)		\$55,000
5305 Virginia, Coldwell to Roseburg (186.1)		\$30,000

The foregoing resolution was introduced at a regular  
meeting of the Council of the City of Modesto held on the  
25th day of May, 19 64, by Councilman  
Patton, who moved its adoption, which motion  
being duly seconded by Councilman Mitchell  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES:	Councilmen:	Hughes, Mitchell, Patton, Tabbert, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Shastid, VanderWall

ATTEST:

  
City Clerk

A RESOLUTION APPROPRIATING ADDITIONAL REVENUES  
FOR EXPENDITURE DURING THE 1963-64 FISCAL YEAR  
AND ALLOCATING THEM FOR CAPITAL OUTLAY PURPOSES.

WHEREAS, it is anticipated that an additional sum of One Hundred Thirteen Thousand, Eleven and no/100ths (\$113,011.00) Dollars not heretofore appropriated will be received during the 1963-64 fiscal year from gas tax funds apportioned to cities by the State of California, and deposited into the Special Gas Tax Street Improvement Fund, and

WHEREAS, the Council desires to appropriate said funds for expenditure during the 1963-64 fiscal year and allocate them for capital outlay purposes,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the sum of One Hundred Thirteen Thousand, Eleven and no/100ths (\$113,011.00) Dollars, which is estimated to be received during the 1963-64 fiscal year from gas tax funds apportioned to cities by the State of California, not heretofore appropriated, is hereby appropriated in the Special Gas Tax Street Improvement Fund.

BE IT FURTHER RESOLVED that the amount of Fifty-Four Thousand, Eight Hundred and no/100ths (\$54,800.00) Dollars, authorized to be transferred from the Fund Balance of the Special Gas Tax Street Improvement Fund, be increased to Seventy-Five Thousand and no/100ths (\$75,000.00) Dollars to reimburse the General Fund as follows:

\$6,000 for engineering; and

\$69,000 for maintenance of streets.

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 25th day of May, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert,  
Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Shastid, VanderWall

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By \_\_\_\_\_  
ALLEN GRIMES, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-272

A RESOLUTION APPROVING ~~PLANS AND~~ SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR LEGAL ADVERTISING FOR FISCAL YEAR 1964-65

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

Section 1. The ~~plans and~~ specifications for legal  
advertising for fiscal year 1964-65,  
  
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 10, 1964, 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 May, 1964, by Councilman Mitchell,  
who moved its adoption, which motion being duly seconded by  
Councilman Tabbert, was upon roll call carried and  
the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Mitchell, Patton, Tabbert, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Shastid, VanderWall

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-273

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF TRAFFIC SIGNALS AND STREET LIGHTING AT LA LOMA - SANTA ANA, TWELFTH - L AND SYCAMORE - NEEDHAM INTERSECTIONS

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

Section 1. The plans and specifications for construction of traffic signals and street lighting at three intersections: LaLoma - Santa Ana, Twelfth - L and Sycamore - Needham

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

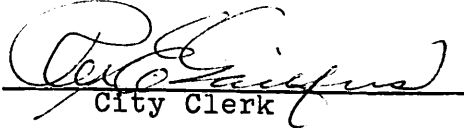
Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on Wednesday, June 24, 1964, at 2:00 P.M. and the City Clerk is hereby directed to give notice 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 May, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid, VanderWall

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64- 274

A RESOLUTION AFFIRMING THE DECISION OF THE PLANNING COMMISSION DENYING THE REQUEST OF SYBIL LENGYEL TO AMEND SECTION 27 OF THE ZONING MAP AS DESCRIBED IN RESOLUTION NO. 64-41 ADOPTED BY THE PLANNING COMMISSION ON THE BASIS OF THE FINDINGS SET FORTH IN SAID RESOLUTION.

WHEREAS, the application of Sybil Lengyel for an amendment to Section 27 of the Zoning Map to reclassify from One-Family Zone, R-1, to Neighborhood Commercial Zone, C-1, the triangular shaped property situated at 1220 LaLoma Avenue in the City of Modesto, was denied by the Modesto City Planning Commission on April 21, 1964, after the holding of a public hearing on April 21, 1964, and

WHEREAS, Sybil Lengyel filed an appeal to this decision with the City Clerk on April 30, 1964, and requested that a public hearing be scheduled before the Council, and

WHEREAS, the Council set May 25, 1964, at 8:05 P.M. in the Council Chambers as the time and place for the public hearing on the appeal, and

WHEREAS, on the basis of the evidence, both oral and documentary taken and introduced at said public hearing, the Council finds and determines that the decision of the Planning Commission should be affirmed,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal of Sybil Lengyel for an amendment to Section 27 of the Zoning Map be denied and the decision of the Planning Commission be and it is hereby affirmed on the basis of the findings set forth in its Resolution No. 64-41, adopted on April 21, 1964.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of May, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by ~~Councilman~~ Mayor Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Tabbert, Mayor Johansen

NOES: Councilmen: Patton

ABSENT: Councilmen: Shastid, VanderWall

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ALLEN GRIMES, City Attorney

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION  
OF CURB AND GUTTER ALONG  
CERTAIN STREETS IN THE CITY OF MODESTO. (EAST  
SIDE OF SEMPLE STREET)

WHEREAS, Chapter 27 of Part 3 of Division 7 of the  
Streets and Highways Code of the State of California estab-  
lishes a procedure pursuant to which the construction of  
curbs and gutters may be required, and

WHEREAS, in accordance with Section 5876 of the Streets  
and Highways Code, the Superintendent of Streets finds that  
curb and gutter have been constructed in  
front of the properties constituting more than fifty per cent  
(50%) of the street frontage along the east side of Semple  
Street,

WHEREAS, the Council, did, on May 11,  
1964, adopt its Resolution No. 64-245, directing the  
Superintendent of Streets to give notice requiring the construction  
of curb and gutter along certain streets in  
the City of Modesto, as provided therein, and

WHEREAS, the Council, did by said resolution, set the  
25th day of May, 1964, at 8:30  
o'clock P.M. in the Council Chambers, as the time and place  
for a hearing for the purpose of passing upon objections or pro-  
tests, 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 notice  
to be given as directed by said Resolution No. 64-245, and

WHEREAS, at the time set for hearing the protests and  
objections, if any, to the proposed work, the said Council pro-  
ceeded to hear the same and no protests having been received,

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 are hereby overruled or  
denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 64-245 and 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 25th day of May, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert,  
Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Shastid, VanderWall

ATTEST: *[Signature]*  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By *[Signature]*  
ALLEN GRIMES, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-276

A RESOLUTION AUTHORIZING THE RELEASE OF MODESTO SAVINGS AND LOAN ASSOCIATION ASSIGNMENT FILED TO GUARANTEE IMPROVEMENTS IN CRESTWOOD TERRACE NO. 3 SUBDIVISION

WHEREAS, Kenneth Duffin and Helen T. Duffin, subdividers of Crestwood Terrace No. 3 Subdivision, have filed a Modesto Savings and Loan Association Assignment in the amount of \$9,400 with the City of Modesto (in lieu of Improvement Bond) to guarantee the improvements in the aforesaid subdivision; and

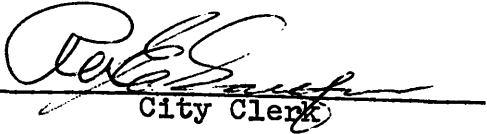
WHEREAS, the Director of Public Works has reported that the improvements have been completed in the aforesaid subdivision to his satisfaction, and has recommended the release of the Assignment.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Modesto Savings and Loan Association Assignment filed by Kenneth Duffin and Helen T. Duffin, in the amount of \$9,400, be and it is hereby released.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of May, 1964 by Councilman Patton, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid, VanderWall

ATTEST:

  
City Clerk

5/26/64

Received par book # 1386 2 Modesto Savings and Loan in the amount of \$9400.00.



MODESTO CITY COUNCIL  
RESOLUTION NO. 64-277

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST OF THE MILK PRODUCERS' ASSOCIATION OF CENTRAL CALIFORNIA FOR VARIANCE TO PERMIT INSTALLATION OF ONE 40-FOOT CURB CUT ON "E" STREET BETWEEN NINTH STREET AND TENTH STREET

BE IT HEREBY RESOLVED by the Council of the City of Modesto that June 1, 1964, at 4:30 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 request of the Milk Producers' Association of Central California for variance to permit installation of one 40-ft. curb cut on "E" Street between 9th & 10th Streets in conjunction with plant modifications.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of May, 1964 by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid, VanderWall

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-272

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST  
OF THE PLANNING COMMISSION FOR AMENDMENT TO ZONING REGU-  
LATIONS

BE IT HEREBY RESOLVED by the Council of the City  
of Modesto that June 22, 1964 , 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 request of the Planning Commis-  
sion for an amendment to the zoning regulations to in-  
clude a new zone - Highway Frontage, H-1.

The foregoing resolution was introduced at a reg-  
ular meeting of the Council of the City of Modesto held  
on the 25th day of May, 1964 by Councilman  
Patton , who moved its adoption, which motion being  
duly seconded by Councilman Mitchell, was upon roll  
call carried and the resolution adopted by the follow-  
ing vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid, VanderWall

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-279

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$1,943 - CITY ATTORNEY - ACCUMULATED VACATION TIME (ACCOUNT 110-13)

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

General Fund No. 101

From:	General Reserve (600)	\$1,943.00
To:	City Attorney (13) Salaries & Wages - Regular (110)	\$1,943.00

(Additional funds needed in Account No. 110-13 to cover amount due City Attorney for accumulated vacation time upon termination of employment.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of May, 1964, by Councilman Tabbert, who moved its adoption, which motion being duly seconded by Councilman Mitchell was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid, VanderWall

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-280

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$35,000 FOR  
TWO WELLS - MODESTO SOUTH SIDE PROJECT

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

FROM:	General Fund, Revenue Estimated Receivable	\$34,308
	(20)	
	General Reserve (600)	4,692
TO:	New Well, Pump Station #29 (50-5306)	\$15,500
	New Well, Pump Station #30 (50-5307)	23,500

The foregoing resolution was introduced at a regular  
meeting of the Council of the City of Modesto held on the  
25th day of May, 1964, by Councilman  
Patton, who moved its adoption, which motion  
being duly seconded by Councilman Mitchell  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES:	Councilmen:	Hughes, Mitchell, Patton, Tabbert, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Shastid, VanderWall

ATTEST:

  
City Clerk

A RESOLUTION APPROPRIATING ADDITIONAL REVENUES  
FOR EXPENDITURE DURING THE 1963-64 FISCAL YEAR  
AND ALLOCATING THEM FOR CAPITAL OUTLAY PURPOSES.

WHEREAS, it is anticipated that an additional sum  
of Thirty-Four Thousand, Three Hundred Eight and no/100ths  
(\$34,308.00) Dollars not heretofore appropriated will be  
received during the 1963-64 fiscal year from water facilities  
construction payments, and deposited into the General Fund, and

WHEREAS, the Council desires to appropriate said  
funds for expenditure during the 1963-64 fiscal year and  
allocate them for additions to the water plant facilities,

NOW, THEREFORE, BE IT RESOLVED by the Council of the  
City of Modesto that the sum of Thirty-Four Thousand, Three  
Hundred Eight and no/100ths (\$34,308.00) Dollars, which is  
estimated to be received during the 1963-64 fiscal year from  
water facilities construction payments, not heretofore  
appropriated, is hereby appropriated in the General Fund.

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 25th  
day of May, 1964, by Councilman Hughes,  
who moved its adoption, which motion being duly seconded by  
Councilman Mitchell, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert,  
Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Shastid, VanderWall

(SEAL)

ATTEST:   
City Clerk

APPROVED AS TO FORM:

By ALLEN GRIMES, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-282

LEASE

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND GEORGE W. EISENHUT FOR RENTAL OF LIBRARY SPACE AT 2031 YOSEMITE BOULEVARD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the <sup>lease</sup> agreement between the City of Modesto and George W. Eisenhut for rental of library space at 2031 Yosemite Boulevard for \$150 commencing June 1, 1964 for an original term of two years and with the city to have an option to extend the lease for five additional periods of one year each on the same terms and conditions be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 May, 1964 by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid, VanderWall

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-283

RESOLUTION AUTHORIZING FILING OF APPLICATION WITH THE HOUSING AND HOME FINANCE AGENCY, UNITED STATES OF AMERICA, FOR GRANT TO ACQUIRE OPEN-SPACE LAND FOR THE "FOURTH HIGH SCHOOL COMMUNITY PARK SITE"

WHEREAS, Title VII of the Housing Act of 1961 provides for the making of grants by the Housing and Home Finance Administrator to States and local public bodies to assist them in the acquisition of permanent interests in land for open-space purposes where such acquisition is deemed essential to the proper long-range development and welfare of urban areas in accordance with plans for the allocation of land to such purposes; and

WHEREAS, the City of Modesto desires to acquire fee simple title to certain land known as the Fourth High School Community Park Site, which land, in accordance with the Modesto Urban Area General Plan, adopted January 28, 1959, by the Modesto City Council, is to be held and used for permanent open-space land as a public park; and

WHEREAS, it is estimated that the total consideration to be paid for the acquisition of said interest will be eighty thousand dollars (\$80,000).

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF MODESTO AS FOLLOWS:

1. That an application be made to the Housing and Home Finance Agency for a grant in an amount authorized by Title VII of the Housing Act of 1961, which amount is presently estimated to be twenty-four thousand dollars (\$24,000) and that the City of Modesto will pay the balance of the consideration for the acquisition of such interest and the total of all related costs from other funds available to it.

2. That the City Manager is hereby authorized and directed to execute and to file such application with the Housing and Home Finance Agency, to provide additional information and to furnish such documents as may be required by said Agency, to execute such contracts as are required by said Agency, and to act as the authorized correspondent of the City of Modesto.

3. That the proposed acquisition is in accordance with the Modesto Urban Area General Plan adopted January 28, 1959, by the Modesto City Council for the preservation of permanent open-space land, and that, should said grant be made, the City of Modesto will retain said land for the use designated in said application and approved by the Housing and Home Finance Agency.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of May, 1964, by Councilman Patton, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Tabbert, Mayor Johansen

NOES: Councilmen: Hughes

ABSENT: Councilmen: Shastid, VanderWall

ATTEST:


  
City Clerk

CERTIFICATE OF RECORDING OFFICER

The undersigned hereby certifies that:

1. He is the duly qualified and acting City Clerk of the City of Modesto (herein called the "Applicant"), and the keeper of its records.
2. The attached resolution is a true and correct copy of the resolution as finally adopted at a meeting of the Applicant held on the 25th day of May, 1964, and duly recorded in his office.
3. Said meeting was duly convened and held in all respects in accordance with law and, to the extent required by law, due and proper notice of such meeting was given. A legal quorum was present throughout the meeting, and a legally sufficient number of members of the Applicant voted in the proper manner for the adoption of said resolution. All other requirements and proceedings under law incident to the proper adoption or passage of said resolution have been duly fulfilled, carried out, and otherwise observed.
4. If an impression of the seal has been affixed below, it constitutes the official seal of the Applicant, and this certificate is hereby executed under such official seal. If no seal has been affixed below, the Applicant does not have and is not legally required to have an official seal.
5. The undersigned is duly authorized to execute this certificate.

IN WITNESS WHEREOF, the undersigned has hereunto set his hand this 25th day of May, 1964.

  
\_\_\_\_\_  
REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64- 284

A RESOLUTION TERMINATING PROCEEDINGS ON THE FORMATION  
OF THE NORTH MODESTO SANITARY SEWER DISTRICT NO. 1 BY  
THE CITY OF MODESTO.

WHEREAS, The Board of Supervisors of the County of Stanislaus,  
State of California, has not consented to the initiation of the North Modesto  
Sanitary Sewer District No. 1 by the City of Modesto, and

WHEREAS, the Council finds and determines that the formation  
of the North Modesto Sanitary Sewer District No. 1 and the proceedings  
relating thereto should be terminated at this time in the interests of public  
welfare,

NOW, THEREFORE, BE IT RESOLVED by the Council of the  
City of Modesto that all proceedings for the formation of the North Modesto  
Sanitary Sewer District No. 1 described in Resolution No. 63-466, adopted  
October 14, 1963, be terminated.

The foregoing resolution was introduced at a regular meeting of  
the Council of the City of Modesto held on the 25th day of May,  
1964, by Councilman Patton, who moved its adoption, which  
motion being duly seconded by Councilman Hughes, was upon roll call  
carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert,  
Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Shastid, VanderWall

ATTEST:

  
City Clerk

(SEAL)

A RESOLUTION COMMENDING ALLEN GRIMES FOR HIS OUTSTANDING AND DEDICATED SERVICES AS CITY ATTORNEY TO THE CITY OF MODESTO, AND RECOGNIZING HIS INVALUABLE CONTRIBUTION TO THE CITY AS ITS FIRST FULL-TIME CITY ATTORNEY.

WHEREAS, ALLEN GRIMES has been City Attorney of the City of Modesto since November 15, 1951, at which time he became Modesto's first full-time City Attorney, and

WHEREAS, ALLEN GRIMES has rendered invaluable service to the City during his tenure as City Attorney by recommending and drafting legislation advancing the public interest and general welfare, and promoting a more efficient and better City government, and

WHEREAS, he has served as consultant and draftsman for the Charter of the City of Modesto in 1951, and in the same capacity in 1962 when the Charter of the City of Modesto was amended and up-dated to meet the present needs of the City, and

WHEREAS, during his service as City Attorney, ALLEN GRIMES has also taken an active, participating part in promoting the betterment of the City and the community by serving as Chairman of the Stanislaus County Bar Association County Courthouse Bond Campaign Committee which resulted in the construction of a new Courthouse, and he was an active member of the Modesto Children's Park Committee which accomplished the installation of a children's playground and recreation area in Beard Brook Park, and

WHEREAS, he has rendered great community service by serving for the United Crusade Campaigns, March of Dimes Campaigns, and during the years of 1963 and 1964 he was the Public Relations Chairman of the Stanislaus County March of Dimes Campaigns, and

WHEREAS, he has devoted his time unselfishly to many other community activities and service clubs, all of which has resulted in the creation of better City public relations, and

WHEREAS, ALLEN GRIMES has also been responsible for writing many papers relating to various types of city matters and problems which have not only been of great benefit to Modesto, but have been much in demand by other cities throughout the State of California as an aid to them in the solution of many of their questions and problems,

NOW, THEREFORE, be it resolved by the Council of the City of Modesto that it hereby commends ALLEN GRIMES for the outstanding services he has rendered as City Attorney to the City of Modesto.

BE IT FURTHER RESOLVED by this resolution, that the Council of the City of Modesto hereby extends to ALLEN GRIMES wishes for continued success in his chosen field of municipal law and unlimited happiness in his new position as City Attorney of the City of Beverly Hills.

BE IT FURTHER RESOLVED that a duly authenticated copy of this resolution be presented to ALLEN GRIMES in recognition of the performance of such outstanding services.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 28th day of May, 1964, by Mayor Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, Mayor  
Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: VanderWall

ATTEST

  
City Clerk

(SEAL)

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-286

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR THE PLACEMENT OF SLURRY SEAL AT THE CITY-COUNTY  
AIRPORT AND VARIOUS RESIDENTIAL STREETS IN THE CITY

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

Section 1. The plans and specifications for the placement  
of slurry seal at the City-County Airport and various residential  
streets in the City,  
copies of which are on file, are hereby accepted and approved.

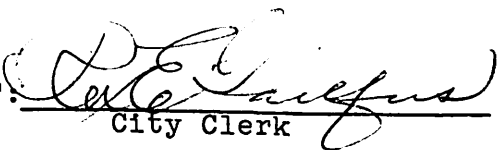
Section 2. The City Clerk is hereby authorized to call  
for public competitive sealed bids for the above named project,  
to be opened in the office of the City Clerk, 801 11th Street,  
in the City of Modesto, on June 16, 1964, at 2:00 P.M.  
and the City Clerk is hereby directed to give notice inviting  
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 June, 1964, by Councilman Shastid,  
who moved its adoption, which motion being duly seconded by  
Councilman Patton, was upon roll call carried and  
the resolution adopted by the following vote:

AYES:	Councilmen:	Mitchell, Patton, Shastid, Tabbert, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	VanderWall, Hughes

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-287

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR FURNISHING OF ONE DEEP WELL PUMP AND ELECTRICAL  
EQUIPMENT FOR PUMP STATION NO. 18

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

Section 1. The plans and specifications for furnishing of  
one deep well pump and electrical equipment for pump station #18  
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 16, 1964, 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 June, 1964, by Councilman Mitchell,  
who moved its adoption, which motion being duly seconded by  
Councilman Patton, was upon roll call carried and  
the resolution adopted by the following vote:

AYES:	Councilmen:	Mitchell, Patton, Shastid, Tabbert, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Hughes, VanderWall

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-288

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR THE CONSTRUCTION OF A COMFORT STATION AND  
STORAGE AREA 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 construct-  
ion of a comfort station and storage area 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 June 16, 1964, 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 June, 1964, by Councilman Patton,  
who moved its adoption, which motion being duly seconded by  
Councilman Mitchell, was upon roll call carried and  
the resolution adopted by the following vote:

AYES:	Councilmen:	Mitchell, Patton, Shastid, Tabbert, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Hughes, VanderWall

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-289

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR INSTALLATION OF WATER LINES IN THE MEAT PACKING  
AREA

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

Section 1. The plans and specifications for installation  
of water lines in the Meat Packing Area

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

Section 2. The City Clerk is hereby authorized to call  
for public competitive sealed bids for the above named project,  
to be opened in the office of the City Clerk, 801 11th Street,  
in the City of Modesto, on June 16, 1964, 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 June, 1964, by Councilman Shastid,  
who moved its adoption, which motion being duly seconded by  
Councilman Tabbert, was upon roll call carried and  
the resolution adopted by the following vote:

AYES:	Councilmen:	Mitchell, Patton, Shastid, Tabbert, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Hughes, VanderWall

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-290

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR CONSTRUCTION OF PUMP HOUSES FOR WELLS NO. 29  
AND NO. 30

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

Section 1. The plans and specifications for construction  
of pump houses for Wells No. 29 and No. 30

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 16, 1964, 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 1st  
day of June, 1964, by Councilman Patton,  
who moved its adoption, which motion being duly seconded by  
Councilman Mitchell, was upon roll call carried and  
the resolution adopted by the following vote:

AYES:	Councilmen:	Mitchell, Patton, Shastid, Tabbert, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Hughes, VanderWall

ATTEST:

  
City Clerk

A RESOLUTION ACCEPTING THE BID OF RIX COMPANY, SAN FRANCISCO FOR ONE ROTARY AIR COMPRESSOR

WHEREAS, Resolution No. 64-239 adopted by the Council of the City of Modesto on May 11, 1964 approved the plans and specifications for the furnishing of one rotary air compressor, and authorized the calling for bids, and

WHEREAS, bids received for the rotary air compressor were opened at 2:00 P.M. on May 25, 1964 and later tabulated by the City Purchasing Agent for the consideration of the Council, and

WHEREAS, the Director of Finance has recommended that the bid of Rix Company in the amount of \$3,266 be accepted as the lowest responsible bid;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Rix Company in the amount of \$3,266 be accepted and the execution of a contract covering the purchase of the compressor 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 June, 1964 by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Shastid, Tabbert,  
Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, VanderWall

ATTEST:   
Rex E. Gallus, City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-292

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING TWO 10,000 GALLON HYDRO-PNEUMATIC STORAGE TANKS (TO BE USED WITH WELLS NO. 29 AND NO. 30)

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

Section 1. The plans and specifications for furnishing two 10,000 gallon hydro-pneumatic storage tanks (to be used with Wells No. 29 and No. 30) 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 16, 1964, at 3:30 P.M. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form and manner provided by law.

Section 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council 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 June, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Mitchell, Patton, Shastid, Tabbert, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Hughes, VanderWall

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-293

A RESOLUTION GRANTING DRIVEWAY VARIANCE TO MILK PRODUCERS ASSOCIATION

WHEREAS, Mr. William Foraker, President, Milk Producers Association of Central California, has requested a variance to the provisions of Section 7-1.104(a) of the Modesto Municipal Code to permit the installation of one forty (40') foot driveway on property located on 9th and "E" Streets in the City of Modesto; and

WHEREAS, Milk Producers Association of Central California has filed with the Director of Public Works a plot plan designating the precise dimensions and location of the driveway on file in the Building Inspection office; and

WHEREAS, Section 7-1.104(a) of the Modesto Municipal Code provides that driveways shall not exceed thirty (30') feet in width unless a variance is approved by the Council; and

WHEREAS, after investigation and study of the property, the Director of Public Works has recommended that the request be granted subject to certain conditions;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of Milk Producers Association of Central California for a variance to Section 7-1.104(a) of the Modesto Municipal Code to permit installation of one driveway on property on the "E" Street side of property located on the corner of 9th and "E" Streets, Modesto, be and it is hereby approved, subject to the following conditions:

That the 16' driveway no longer required on 10th Street near "E" Street be replaced with curb, gutter and sidewalk.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of June, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Shastid, Tabbert,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes, VanderWall

ATTEST:

  
City Clerk

A RESOLUTION AUTHORIZING THE INSTITUTION OF CONDEMNATION PROCEEDINGS TO ACQUIRE CERTAIN REAL PROPERTY IN THE CITY OF MODESTO TO BE USED FOR STREET WIDENING PURPOSES. (South Side of Orangeburg West of Sycamore Avenue - Kemple)

BE IT RESOLVED by the Council of the City of Modesto that it finds and determines and hereby declares that:

The public interest, convenience, and necessity require the acquisition of certain real property to be used for street widening purposes.

The use of said real property for street widening purposes is a public use authorized by law.

The proposed widening of said street is planned in a manner which will be most compatible with the greatest public good and the least private injury; and

BE IT FURTHER RESOLVED that the City Attorney of the City of Modesto be authorized and directed to commence and maintain in the name of the City of Modesto such actions and proceedings of eminent domain in the Superior Court of the State of California, in and for the County of Stanislaus, as are necessary for the purpose of condemning and acquiring the hereinafter described real property for the purposes and uses aforesaid.

BE IT FURTHER RESOLVED that the City Attorney be authorized to make application to said Court for an order fixing the amount of such security in the way of money deposit as such Court may direct, for an order permitting the City of Modesto to take immediate possession and use of said real property for the purposes and uses aforesaid.

BE IT FURTHER RESOLVED that the City Manager and City Auditor be authorized to make such deposits of such security out of proper funds under the control of the City in such amounts as so fixed and determined and in such manner as said Court in which said condemnation proceedings are pending may direct.

The real property hereinabove referred to, the condemnation of which is hereby authorized for the purpose aforesaid, is situated in the City of Modesto, Modesto Irrigation District, County of Stanislaus, State of California, and is more particularly described as follows:

4/19/62

All that real property in the State of California, County of Stanislaus, City of Modesto, Section 20, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

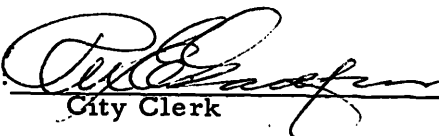
The northern 10.00 feet of Lot 3, Block 6054 of the Monaco Tract as per map filed December 29, 1939, in Volume 11 of Maps, Page 67, Stanislaus County Records.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of June, 19664, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Shastid, Tabbert,  
Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, VanderWall

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ALLEN GRIMES, City Attorney

4/19/62

A RESOLUTION AUTHORIZING THE INSTITUTION OF CONDEMNATION PROCEEDINGS TO ACQUIRE CERTAIN REAL PROPERTY IN THE CITY OF MODESTO TO BE USED FOR STREET WIDENING PURPOSES. (South Side of Orangeburg West of Sycamore Avenue - Henriques)

BE IT RESOLVED by the Council of the City of Modesto that it finds and determines and hereby declares that:

The public interest, convenience, and necessity require the acquisition of certain real property to be used for street widening purposes.

The use of said real property for street widening purposes is a public use authorized by law.

The proposed widening of said street is planned in a manner which will be most compatible with the greatest public good and the least private injury; and

BE IT FURTHER RESOLVED that the City Attorney of the City of Modesto be authorized and directed to commence and maintain in the name of the City of Modesto such actions and proceedings of eminent domain in the Superior Court of the State of California, in and for the County of Stanislaus, as are necessary for the purpose of condemning and acquiring the hereinafter described real property for the purposes and uses aforesaid.

BE IT FURTHER RESOLVED that the City Attorney be authorized to make application to said Court for an order fixing the amount of such security in the way of money deposit as such Court may direct, for an order permitting the City of Modesto to take immediate possession and use of said real property for the purposes and uses aforesaid.

BE IT FURTHER RESOLVED that the City Manager and City Auditor be authorized to make such deposits of such security out of proper funds under the control of the City in such amounts as so fixed and determined and in such manner as said Court in which said condemnation proceedings are pending may direct.

The real property hereinabove referred to, the condemnation of which is hereby authorized for the purpose aforesaid, is situated in the City of Modesto, Modesto Irrigation District, County of Stanislaus, State of California, and is more particularly described as follows:


4/19/62

All that real property in the State of California, County of Stanislaus, City of Modesto, Section 20, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

The Northern 10.00 feet of Lot 4, Block 6054 of the Monaco Tract as per map filed December 29, 1939, in Volume 11 of Maps, Page 67, Stanislaus County Records.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of June, 19664, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Shastid, Tabbert,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes, VanderWall

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By 

ALLEN GRIMES, City Attorney

4/19/62

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-296

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR RECONSTRUCTION OF ORANGEBURG AVENUE FROM  
TULLY TO MC HENRY AVENUE

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

Section 1. The plans and specifications for reconstruction  
of Orangeburg Avenue from Tully to McHenry Avenue

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

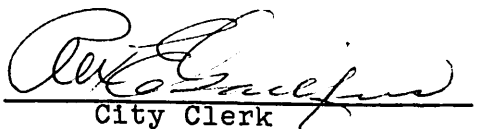
Section 2. The City Clerk is hereby authorized to call  
for public competitive sealed bids for the above named project,  
to be opened in the office of the City Clerk, 801 11th Street,  
in the City of Modesto, on June 16, 1964, at 2:00 P.M.  
and the City Clerk is hereby directed to give notice inviting  
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 June, 1964, by Councilman Shastid,  
who moved its adoption, which motion being duly seconded by  
Councilman Patton, was upon roll call carried and  
the resolution adopted by the following vote:

AYES:	Councilmen:	Mitchell, Patton, Shastid, Tabbert, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Hughes, VanderWall

ATTEST:

  
City Clerk

A RESOLUTION AUTHORIZING THE PURCHASE AND INSTALLATION OF CATHODIC PROTECTION SYSTEM AT THE 10TH AND D STREETS WATER TANK WITHOUT CALLING FOR BIDS, AUTHORIZING THE ISSUANCE OF A PURCHASE ORDER THEREFOR, AND AUTHORIZING THE CITY MANAGER TO NEGOTIATE A SERVICE AGREEMENT WITH THE ELECTRO RUST-PROOFING CORPORATION.

WHEREAS, the existing Cathodic Protection System in the six hundred thousand (600,000) gallon elevated water tank at 10th and D Streets has failed, and

WHEREAS, funds for providing a remedy were set up in Resolution No. 64-201 adopted April 20, 1964, which placed in Account No. 223-50, Maintenance and Repair Equipment Other, the amount of Four Thousand, Five Hundred and no/100ths (\$4,500.00) Dollars, and

WHEREAS, a study by the Public Works Department indicates that the best solution to correcting the water tank at 10th and D Streets is by the installation of a completely new system, and

WHEREAS, the only source from which the type of system required can be obtained is the Electro Rust-Proofing Corporation of Belleville, New Jersey, and, therefore, the calling for sealed competitive bids would serve no useful purpose, and

WHEREAS, the Electro Rust-Proofing Corporation has submitted a firm quotation to the Public Works Department indicating its willingness to install the system at a cost of Three Thousand, Seven Hundred Seventy and no/100ths (\$3,770.00) Dollars,

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

SECTION 1. The purchase and installation of a Cathodic Protection System from the Electro Rust-Proofing Corporation of

Belleville, New Jersey, are hereby authorized without calling for sealed bids inasmuch as said firm is the only source from which the type of system required can be obtained and the calling for competitive sealed bids would serve no useful purpose.

SECTION 2. The Purchasing Officer is hereby authorized to issue a purchase order in the amount of Three Thousand, Seven Hundred Seventy and no/100ths (\$3,770.00) Dollars which is the cost of the installation of a completely new Cathodic Protection System in the six hundred thousand (600,000) gallon elevated water tank at 10th and D Streets, with the City reserving the right to salvage what remains of the platinum anodes which were a part of the old system.

SECTION 3. The City Manager is hereby authorized to negotiate a service agreement with Electro Rust-Proofing Corporation to cover the annual inspection and testing of said system which is estimated to be in the amount of One Hundred and no/100ths (\$100.00) Dollars annually.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of June, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Shastid, Tabbert, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, VanderWall

ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By 

ALLEN GRIMES, City Attorney

A RESOLUTION ACCEPTING THE CONSTRUCTION OF SUBTRUNK SEWER ON  
NORWEGIAN AVENUE EAST OF POTTER AVENUE

WHEREAS, a report has been filed by the Director of Public Works  
that the construction of subtrunk sewer on Norwegian Avenue east of  
Potter Avenue

has been completed by A. P. Rasmussen, 1706 Springwood Drive,  
Modesto, California,

in accordance with the contract agreement, dated March 16 , 1964.


NOW, THEREFORE, BE IT RESOLVED that the construction of  
subtrunk sewer on Norwegian Avenue east of Pot ter Avenue  
be accepted from said contractor A. P. Rasmussen

that Notice of Completion be filed with the Recorder of Stanislaus  
County and that payment of amounts due, as provided in the contract,  
be authorized.

The foregoing resolution was introduced at a regular meeting of  
the Council of the City of Modesto held on the 1st day of June,  
1964, by Councilman Tabbert , who moved its adoption, which motion  
being duly seconded by Councilman Mitchell , was upon roll call  
carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Shastid, Tabbert,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes, VanderWall

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-299

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$390 - FIRE  
INSURANCE PREMIUM FOR NEW POLICE BUILDING

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

FROM: General Fund, General Reserve (101-600)                   \$390

TO:N Fire Insurance, (413-64)   \$390

(Funds for fire insurance premium - new police building)

The foregoing resolution was introduced at a regular  
meeting of the Council of the City of Modesto held on the  
1st day of June, 19 64, by Councilman  
Shastid, who moved its adoption, which motion  
being duly seconded by Councilman Tabbert  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert, Shastid  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: VanderWall

ATTEST:   
City Clerk

A RESOLUTION AMENDING SECTION 2 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. 64-127.

BE IT RESOLVED by the Council of the City of Modesto that Section 2 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:

SECTION 2. ANGLE PARKING. Angle parking is hereby established at the following locations:

6th Street, between F and G Streets (northeast side)  
(diagonal)

6th Street, between J and K Streets (east side) (diagonal)

15th Street, between F and H Streets (southwesterly side) on Sundays and 6 p.m. to midnight all other days (45° angle). At other times parallel to curb.

F Street, between 10th and 11th Streets (south side)  
(diagonal)

G Street, between 14th and 16th Streets (northwesterly side) on Sundays and 6 p.m. to midnight all other days (45° angle). At other times parallel to curb.

I Street, between 9th and 13th Streets (both sides)  
(diagonal)

Orangeburg Avenue, on the south side beginning at a point one hundred fifteen (115') feet west of the westerly curb line of McHenry Avenue and continuing westerly a distance of one hundred twenty-seven (127') feet. (45° angle)

P Street, between 9th and Needham Streets (both sides)  
(diagonal)

BE IT FURTHER RESOLVED that Resolution No. 64-127 adopted by the Council on March 16, 1964, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of June, 1964, by Councilman Tabbert, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Tabbert, Patton, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: VanderWall

ATTEST: [Signature]  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By [Signature]  
ALLEN GRIMES, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64- 301

A RESOLUTION REFERRING TO THE MODESTO CITY PLANNING COMMISSION A PETITION FOR ANNEXATION OF CERTAIN UNINHABITED TERRITORY TO THE CITY OF MODESTO KNOWN AS WYLIE NO. 3 ADDITION.

WHEREAS, a petition has been filed in the office of the City Clerk requesting the annexation of certain uninhabited territory to the City of Modesto, which territory is more specifically described hereinafter, and

WHEREAS, the County Boundary Commission has certified to the definiteness and accuracy of the boundaries of said territory,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said petition for the annexation of the following described uninhabited territory be referred to the Planning Commission for its report and recommendation.

The territory herein referred to is situated in the County of Stanislaus, State of California, and more particularly described as attached hereto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of June, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: VanderWall

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ALLEN GRIMES, City Attorney

WYLIE NO. 3 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Southwest 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 the Northeastern corner of the DOWNEY HIGH SCHOOL SITE ADDITION, as per description filed July 27, 1950, Instrument 16443, the Southeastern corner of DOWNEY PARK ADDITION, as per description filed February 21, 1963, Instrument 6991, and the Southwestern corner of the LORENZEN ADDITION, as per description filed June 27, 1961, Instrument 20145, Stanislaus County Records; thence along the Southern line of the Lorenzen Addition, South  $89^{\circ} 56' 30''$  East, 300.01 feet, to the Northwestern corner of the WYLIE NO. 2 ADDITION, as per description filed July 18, 1963, Instrument 27042, Stanislaus County Records; thence along the Western line of the Wylie No. 2 Addition, South  $0^{\circ} 30' 30''$  East, 823.09 feet to the Southwest corner thereof; thence along the Southern line of Wylie No. 2 Addition and the Southern line of WYLIE ADDITION, as per description filed July 23, 1962, Instrument 27724, Stanislaus County Records, and its Easterly extension, South  $89^{\circ} 57' 45''$  East, 1017.42 feet, to a point on the Center Line of a Public Road known as Rose Avenue; thence along the Center Line of Rose Avenue, South  $0^{\circ} 37'$  East, 330.84 feet to the Easterly extension of the Southern line of property conveyed to Rudy Bonzi, et ux, by Deed recorded July 10, 1958, Instrument 16927, Stanislaus County Records and the Northern line of the DOWNEY VILLA TRACT NO. 2, as per map filed April 27, 1959, in Volume 19 of Maps, Page 18, Stanislaus County Records; thence along the Southern line of said Bonzi property and the Northern line of Downey Villa Tract No. 2 the following bearings and distances: North  $89^{\circ} 58' 13''$  West, 228.71 feet; North  $0^{\circ} 37'$  West, 2.00 feet; and North  $89^{\circ} 58' 13''$  West, 431.14 feet, to the Southwestern corner of said Bonzi property and the Southeastern corner of property conveyed to Per Adolph Swenson, et ux, by Deed recorded March 19, 1935, Instrument 3010, Stanislaus County Records; thence along the Southern line of said Swenson property and the Northern line of Downey Villa Tract No. 2, North  $89^{\circ} 58' 13''$  West, 454.20 feet to the Northwestern corner of Downey Villa Tract No. 2; thence along the Western line of Downey Villa Tract No. 2, South  $0^{\circ} 30' 30''$  East, 330.07 feet to the Southwestern corner thereof and the Southern line of property conveyed to Leon H. Boyd, Jr., by Deed recorded January 9, 1964, Instrument 1105, Stanislaus County Records; thence along the Southern line of said Boyd property and its Westerly extension, North  $89^{\circ} 58' 13''$  West, 204.00 feet to the Center Line of a Public Road known as Brighton Avenue and a point on the existing City Limits as established by the Downey High School Site Addition; thence along the Center Line of Brighton Avenue and the existing City Limits, North  $0^{\circ} 30' 30''$  West, 1482.17 feet to the point of beginning, containing 17.176 Acres, more or less.

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-302

A RESOLUTION APPROVING REQUESTS OF THE STANISLAUS COUNTY  
FOURTH OF JULY COMMITTEE FOR THE CELEBRATION BEING HELD  
IN THE CITY OF MODESTO JULY 4, 1964

WHEREAS, the Stanislaus County Fourth of July Committee has  
filed the following requests relating to its celebration being held  
in the City of Modesto, Saturday, July 4, 1964:

1. That I Street, between 11th and 12th Streets, be barri-  
caded between 9:30 A.M. and 3:30 P.M.;
2. That permission be granted for the use of the City's re-  
viewing stand with canvas top, to be placed in the Court House  
Park by city personnel on Friday, July 3;
3. That the Committee be granted permission to use a public  
address system at the reviewing stand;
4. That the use of Del Webb Field for entertainment and dis-  
play of fireworks on the evening of July 4, 1964 be approved; and
5. That the parade route used in previous years be approved;

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 cleared by the Police Depart-  
ment and Parking and Traffic Department;
2. That the use of Del Webb Field to display fireworks be  
approved on the conditions:
  - (a) That the weather conditions will not create any  
fire hazard to the surrounding area;
  - (b) That the City be held harmless from and against  
any and all costs, damages and liability arising  
out of the use of the field;
  - (c) That the Committee assumes the responsibility for  
cleaning the field after its use;
  - (d) That the City be reimbursed for any damages which  
may occur to the field and the two golf courses;
  - (e) That arrangements be cleared by the Parks and  
Recreation and Police Departments.

BE IT FURTHER RESOLVED that the City Clerk shall furnish Permittee with a copy of this resolution. Permittee shall have ten (10) days from and after the adoption of this resolution within which to file written acceptance of this permit with the City Clerk, and no right shall be conferred hereby until said acceptance is filed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of June, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-303

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR CONSTRUCTION OF PUMP HOUSE AT PUMP STATION NO.  
28 (MARK TWAIN PARK SITE)

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

Section 1. The plans and specifications for the con-  
struction of pump house at Pump Station No. 28 (Mark Twain Park  
Site)  
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 23, 1964 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 June, 1964, by Councilman VanderWall,  
who moved its adoption, which motion being duly seconded by  
Councilman Patton, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-304

A RESOLUTION ACCEPTING THE BID OF HARRY KLINE FOR THE CONSTRUCTION OF IMPROVEMENTS AND LANDSCAPING AT GARRISON PARK

WHEREAS, Resolution No.64-249, adopted by the Council of the City of Modesto on May 18, 1964, approved the plans and specifications for the construction of improvements and landscaping at Garrison Park and authorized the calling for bids, and

WHEREAS, the bids received for the construction of improvements and landscaping at Garrison Park were opened at 2:00 P.M., June 2, 1964, and later tabulated by the Public Works Department for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Harry Kline, in the amount of \$16,578.40, (deleting Item 8 from the contract) be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Harry Kline, in the amount of \$16,578.40, 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 8th day of June, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST: \_\_\_\_\_  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-305

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$2,600 FOR  
ADDITIONAL FUNDS - IMPROVEMENTS - GARRISON PARK

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

General Fund No. 321

From:	Park Development (321)	
	Graceada Park Restrooms (5311)	\$2,600
To:	Park Development (321)	
	Garrison Park (5324)	\$2,600

Additional funds necessary to award the contract for  
improvements of Garrison Park.

The foregoing resolution was introduced at a regular  
meeting of the Council of the City of Modesto held on the  
8th day of June, 19 64, by Councilman  
Mitchell, who moved its adoption, which motion  
being duly seconded by Councilman VanderWall  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-306

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR INSTALLATION OF WATER LINES IN ROBIN HOOD  
ESTATES NO. 2 SUBDIVISION

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

Section 1. The plans and specifications for the installation  
of water lines in Robin Hood Estates No. 2 Subdivision  
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 23, 1964 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 June, 1964, by Councilman VanderWall,  
who moved its adoption, which motion being duly seconded by  
Councilman Tabbert, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

A RESOLUTION AUTHORIZING WORK TO BE PERFORMED BY CITY FORCES FOR  
THE INSTALLATION OF WATER MAINS IN QUARESMA HOMES NO. 5 SUBDIVISION

WHEREAS, the Council of the City of Modesto adopted Resolution  
No. 64-244, on May 26, 1964, approving the plans and specifi-  
cations for installation of water lines in Quaresma Homes No. 5  
Subdivision

and directed the City Clerk to advertize for sealed proposals for  
doing said work, and providing that bids be submitted on the 26th  
day of May, 1964, and

WHEREAS, the City Clerk, in accordance with said Resolution,  
thereafter duly and regularly caused a notice to be published in the  
manner and for the time prescribed by law, and

WHEREAS, no bids were received pursuant to said notice, and

WHEREAS, the Director of Public Works estimates that the cost  
of such work to be performed by city forces for the sum of \$4,850,  
which cost estimate has been approved by the City Manager, and

WHEREAS, the Council declares and determines that, in its  
opinion, based upon the estimate approved by the City Manager, the  
work in question may be performed better and more economically by  
the City with its own employees,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of  
Modesto that, in accordance with the provisions of Section 1307 of  
the Charter of the City of Modesto, the City Manager is hereby  
authorized to proceed to have the work in question performed by the  
City by its own employees.

The foregoing resolution was introduced at a regular meeting of  
the Council of the City of Modesto held on the 8th day of June,  
1964, by Councilman Patton, who moved its adoption, which  
motion being duly seconded by Councilman Mitchell, was upon roll  
call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
NOES: Councilmen: VanderWall, Mayor Johansen  
ABSENT: Councilmen: None

ATTEST:

  
CITY CLERK

A RESOLUTION AUTHORIZING WORK TO BE PERFORMED BY CITY FORCES FOR THE INSTALLATION OF WATER MAINS IN BRENTWOOD ESTATES NO. 2 SUB-DIVISION

WHEREAS, the Council of the City of Modesto adopted Resolution No. 64-250, on May 18, 1964, approving the plans and specifications for the installation of water mains in Brentwood Estates No. 2 Subdivision

and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on the 2nd day of June, 1964, and

WHEREAS, the City Clerk, in accordance with said Resolution, thereafter duly and regularly caused a notice to be published in the manner and for the time prescribed by law, and

WHEREAS, no bids were received pursuant to said notice, and

WHEREAS, the Director of Public Works estimates that the cost of such work to be performed by city forces for the sum of \$18,490, which cost estimate has been approved by the City Manager, and

WHEREAS, the Council declares and determines that, in its opinion, based upon the estimate approved by the City Manager, the work in question may be performed better and more economically by the City with its own employees,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that, in accordance with the provisions of Section 1307 of the Charter of the City of Modesto, the City Manager is hereby authorized to proceed to have the work in question performed by the City by its own employees.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of June, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
CITY CLERK

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-309

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR SEVEN MOBILE RADIOS, CONTINGENT UPON APPROVAL  
OF FEDERAL FUNDS

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

Section 1. The plans and specifications for seven mobile  
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 17, 1964 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,  
contingent upon approval of Federal Funds.

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 June, 1964, by Councilman Mitchell,  
who moved its adoption, which motion being duly seconded by  
Councilman Tabbert, was upon roll call carried and  
the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	None

ATTEST:

  
City Clerk

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. 63-115.

WHEREAS, the Council finds that by reason of increased costs of maintenance of the Modesto Municipal Golf Course and the Dryden Park Municipal Golf Course, said courses are now being operated at a deficit, and the rates for players using said courses should be increased,

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:

Monthly Unlimited Family Ticket, during months of November through January (husband and wife)	\$16.00
Monthly Unlimited Family Ticket, during months of February through October (husband and wife)	\$18.00
Monthly Unlimited Individual Ticket, during months of November through January	\$11.00
Monthly Unlimited Individual Ticket, during months of February through October	\$13.00
Monthly Student Ticket	\$ 5.00
Weekdays, for 18 holes	\$ 1.75
<u>Late Afternoon Rates</u>	
After 3 o'clock P.M. any day, during months of November, December, January and February	\$ 1.25
After 4 o'clock P.M. any day, during months of March and April	\$ 1.25
After 5 o'clock P.M. any day, during such time as Pacific Daylight Saving Time is in effect	\$ 1.25
Weekends and holidays	\$ 2.25
Weekdays for 9 holes (applies only to the Modesto Municipal 9 Hole Golf Course)	\$ 1.25

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.

No children shall be permitted on the golf course under the age of eight years. Any child from age eight to eleven desiring to play golf shall be accompanied by the parent or adult.

SECTION 3. 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 4. SIGNS. The Golf Course Professional be, and he is hereby authorized and directed to post a sign in a conspicuous place informing all golfers of the established greens fees.

SECTION 5. EFFECTIVE DATE. Said rates as herein established are to be effective as of July 1, 1964.

SECTION 6. REPEALS. Resolution No. 63-115 adopted on March 4, 1963, 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 June, 1964, by Councilman Patton,  
who moved its adoption, which motion being duly seconded by Council-  
man Hughes, was upon roll call carried and the reso-  
lution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen

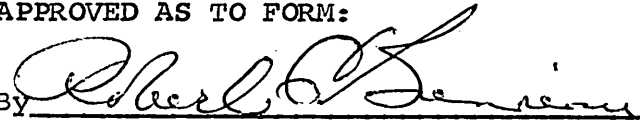
NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ROBERT C. BIENVENU, Acting City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64- 311

A RESOLUTION ESTABLISHING CHARGES AND FEES FOR ACTIVITIES AND SERVICES AT THE MODESTO CITY-COUNTY AIRPORT, AND RESCINDING RESOLUTION NO. 63-185 AND RESOLUTION NO. 63-423.

WHEREAS, Section 7-3.401 of the Modesto Municipal Code, as amended by Ordinance No. 572-C. S., adopted March 25, 1963, authorizes the Council, by resolution, to establish charges and fees for activities and services at the Modesto City-County Airport.

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 are hereby established as follows, payable in advance:

(a) T-Hangars:

- Hangar No. 1 . . . \$28.00 per unit per month.
- Hangar No. 2 . . . \$30.00 per unit per month.
- Hangar No. 3 . . . \$30.00 per unit per month.
- Hangar No. 4 . . . \$30.00 per unit per month.

(b) Storage Hangars:

- Hangar No. 1 - East Half . . . \$110.00 per month.
- Hangar No. 1 - West Half . . . \$130.00 per month.
- Hangar No. 2 . . . . . \$130.00 per month.
- Hangar No. 3 . . . . . \$135.00 per month.
- Hangar No. 5 - East Half . . \$100.00 per month.
- Hangar No. 5 - West Half . . \$100.00 per month.

SECTION 2. TIE DOWN FEES. Tie down charges and fees at the Modesto City-County Airport are hereby established as follows, payable in advance:

- (a) Tie Downs - Permanent - Single Engine . . . . \$10.00 per month.
- (b) Tie Downs - Permanent - Light Twins . . . . \$15.00 per month.
- (c) Tie Downs - Permanent - Heavy Twins . . . . \$20.00 per month.
- (d) Tie Downs - Permanent - All 4 Engine . . . . .  
Aircraft . . . . . \$25.00 per month.
- (e) Tie Downs - Transient - Single Engine . . . . \$ .50 per day.

- (f) Tie Downs - Transient - Light Twins . . . . \$ 1.00 per day.
- (g) Tie Downs - Transient - Heavy Twins . . . . \$ 1.50 per day.
- (h) Tie Downs - All 4 Engine Aircraft . . . . \$ 2.50 per day.

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 is hereby established as follows:

- (a) Office Building No. 1 . . . . . \$22.00 per month.
- (b) Office Building No. 2 . . . . . \$34.00 per month.

**SECTION 4. NONSCHEDULED TRANSIENT AIRCRAFT CARRYING PASSENGERS AND/OR CARGO FOR HIRE.** Aircraft landing at the Airport shall pay a landing fee as follows:

- (a) All Light Twin Engine Aircraft . . . . . \$ 5.00 per landing.
- (b) DC 3 . . . . . \$ 8.50 per landing.
- (c) Convair and C 46 . . . . . \$11.00 per landing.
- (d) All 4 Engine Aircraft . . . . . \$15.00 per landing.
- (e) All multi-engine aircraft, not based at Modesto City-County Airport,

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.

**SECTION 5. PERMANENTLY BASED COMMERCIAL SERVICES.**

Any person engaging in a commercial enterprise permanently based at the Modesto City-County Airport shall pay to the City the sum of One Hundred Sixty-Five and no/100ths (\$165.00) 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.

**SECTION 6. TEMPORARILY BASED COMMERCIAL SERVICES.** Any

person engaging in a commercial enterprise, temporarily based at the Modesto City-County Airport, shall pay to the City a license fee in the sum of One Hundred Sixty-Five and no/100ths (\$165.00) 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. EFFECTIVE DATE. The charges and fees established by this resolution shall become effective on and after July 1, 1964.

SECTION 8. REPEALS. Resolution No. 63-185 adopted April 15, 1963, and Resolution No. 63-423 adopted September 9, 1963, are hereby rescinded, effective July 1, 1964.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of June, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:

  
\_\_\_\_\_  
REX E. GAILFUS, City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
\_\_\_\_\_  
ROBERT C. BIENVENU, Acting City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-312

A RESOLUTION REJECTING THE CLAIM OF GRACE M. ANDERSON  
FOR DAMAGES AGAINST THE CITY OF MODESTO

WHEREAS, Grace M. Anderson has filed a claim for damages  
against the City of Modesto on May 29, 1964, a copy of which  
claim is on file in the office of the City Clerk, and

WHEREAS, the claim is in the amount of \$25,000<sup>for general damages</sup> and unknown  
medical expenses for injuries allegedly sustained on March 6, 1964  
as the result of a fall in City Hall, and

WHEREAS, the claim should be rejected by reason of the  
fact that the City has no liability in this matter;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City  
of Modesto that the claim of Grace M. Anderson against the City  
of Modesto for general damages in the amount of \$25,000 and un-  
known medical expenses be, and it is hereby rejected in its  
entirety, both as to the City of Modesto and the officials  
therein.

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 8th day of  
June, 1964, by Councilman Hughes , who moved its adoption,  
which motion being duly seconded by Councilman Patton , was  
upon roll call carried and the resolution adopted by the following  
vote:

AYES:	Councilmen:	Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	None

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-313

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND  
KENNETH D. WAYMENT, SCENIC MANOR SUBDIVISION, FOR WATER AND SEWER  
SERVICE

BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that the agreement between the City of Modesto and Kenneth D. Wayment,  
Subdivider of Scenic Manor Subdivision, for water and sewer service  
~~for~~ to property outside the 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 8th day of  
June, 1964, by Councilman VanderWall who moved its adopt-  
ion, which motion being duly seconded by Councilman Patton,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

A RESOLUTION AMENDING SECTION 2 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. 64-300.

BE IT RESOLVED by the Council of the City of Modesto that Section 2 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:

SECTION 2. ANGLE PARKING. Angle parking is hereby established at the following locations:

6th Street, between F and G Streets (northeast side)  
(diagonal)

6th Street, between J and K Streets (east side) (diagonal)

15th Street, between F and H Streets (southwesterly side) on Sundays and 6 p.m. to midnight all other days (45° angle). At other times parallel to curb.

College Avenue, beginning at a point on the west curb line of College Avenue sixty (60') feet north of the north curb line of Orangeburg Avenue and continuing north on College Avenue a distance of two hundred two (202') feet. (diagonal)

Concord Avenue, beginning at a point on the east curb line of Concord Avenue fifty-eight (58') feet north of the north curb line of Orangeburg Avenue and continuing north on Concord a distance of two hundred (200') feet. (diagonal)

F Street, between 10th and 11th Streets (south side)  
(diagonal)

G Street, between 14th and 16th Streets (northwesterly side) on Sundays and 6 p.m. to midnight all other days (45° angle). At other times parallel to curb.

I Street, between 9th and 13th Streets (both sides) (diagonal)

Orangeburg Avenue, on the south side beginning at a point one hundred fifteen (115') feet west of the westerly curb line of McHenry Avenue and continuing westerly a distance of one hundred twenty-seven (127') feet. (45° angle)

P Street, between 9th and Needham Streets (both sides) (diagonal)

BE IT FURTHER RESOLVED that Resolution No. 64-300 adopted by the Council on June 1, 1964, is hereby rescinded.

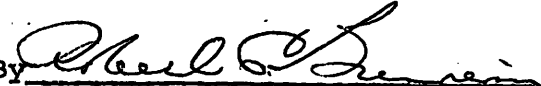
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of June, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

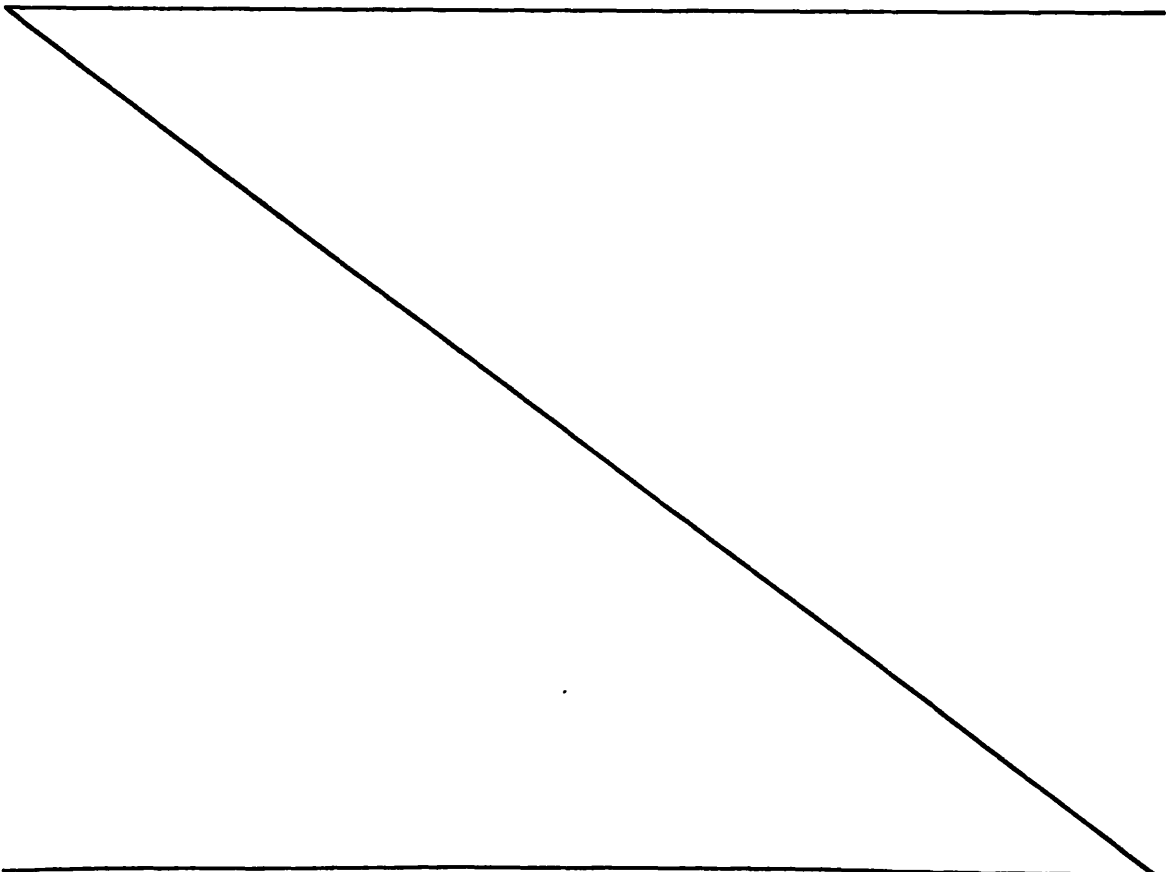
By   
ROBERT C. BIENVENU, Acting City Attorney

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION TO THE CITY OF MODESTO OF UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED AS WYLIE NO. 3 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 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 28, 1964, 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 WYLIE NO. 3 ADDITION, and described as follows:



WYLIE NO. 3 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Southwest 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 the Northeastern corner of the DOWNEY HIGH SCHOOL SITE ADDITION, as per description filed July 27, 1950, Instrument 16443, the Southeastern corner of DOWNEY PARK ADDITION, as per description filed February 21, 1963, Instrument 6991, and the Southwestern corner of the LORENZEN ADDITION, as per description filed June 27, 1961, Instrument 20145, Stanislaus County Records; thence along the Southern line of the Lorenzen Addition, South  $89^{\circ} 56' 30''$  East, 300.01 feet, to the Northwestern corner of the WYLIE NO. 2 ADDITION, as per description filed July 18, 1963, Instrument 27042, Stanislaus County Records; thence along the Western line of the Wylie No. 2 Addition, South  $0^{\circ} 30' 30''$  East, 823.09 feet to the Southwest corner thereof; thence along the Southern line of Wylie No. 2 Addition and the Southern line of WYLIE ADDITION, as per description filed July 23, 1962, Instrument 27724, Stanislaus County Records, and its Easterly extension, South  $89^{\circ} 57' 45''$  East, 1017.42 feet, to a point on the Center Line of a Public Road known as Rose Avenue; thence along the Center Line of Rose Avenue, South  $0^{\circ} 37'$  East, 330.84 feet to the Easterly extension of the Southern line of property conveyed to Rudy Bonzi, et ux, by Deed recorded July 10, 1958, Instrument 16927, Stanislaus County Records and the Northern line of the DOWNEY VILLA TRACT NO. 2, as per map filed April 27, 1959, in Volume 19 of Maps, Page 18, Stanislaus County Records; thence along the Southern line of said Bonzi property and the Northern line of Downey Villa Tract No. 2 the following bearings and distances: North  $89^{\circ} 58' 13''$  West, 228.71 feet; North  $0^{\circ} 37'$  West, 2.00 feet; and North  $89^{\circ} 58' 13''$  West, 431.14 feet, to the Southwestern corner of said Bonzi property and the Southeastern corner of property conveyed to Per Adolph Swenson, et ux, by Deed recorded March 19, 1935, Instrument 3010, Stanislaus County Records; thence along the Southern line of said Swenson property and the Northern line of Downey Villa Tract No. 2, North  $89^{\circ} 58' 13''$  West, 454.20 feet to the Northwestern corner of Downey Villa Tract No. 2; thence along the Western line of Downey Villa Tract No. 2, South  $0^{\circ} 30' 30''$  East, 330.07 feet to the Southwestern corner thereof and the Southern line of property conveyed to Leon H. Boyd, Jr., by Deed recorded January 9, 1964, Instrument 1105, Stanislaus County Records; thence along the Southern line of said Boyd property and its Westerly extension, North  $89^{\circ} 58' 13''$  West, 204.00 feet to the Center Line of a Public Road known as Brighton Avenue and a point on the existing City Limits as established by the Downey High School Site Addition; thence along the Center Line of Brighton Avenue and the existing City Limits, North  $0^{\circ} 30' 30''$  West, 1482.17 feet to the point of beginning, containing 17.176 Acres, more or less.

3. That the County Boundary Commission of Stanislaus County, California, did in session duly assembled on April 28, 1964, consider the proposed annexation boundaries of said WYLIE NO. 3 ADDITION, as above described, and as submitted to said Commission by the proponents of said annexation:

4. No change in school district boundaries shall be effected by reason of the annexation of the hereinabove described area to the City of Modesto.

5. NOTICE IS HEREBY GIVEN that the 20th day of July, 1964, at the hour of 4:30 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 Tribune, 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 Turlock Daily Journal, 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 county 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 8th day of June, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ROBERT C. BIENVENU, Acting City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64- 316

A RESOLUTION APPOINTING ELWYN L. JOHNSON AS CITY ATTORNEY OF THE CITY OF MODESTO, EFFECTIVE JULY 16, 1964.

WHEREAS, the legal and proper conduct of the business affairs of the City requires the availability of competent legal services at all times,

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

SECTION 1. Elwyn L. Johnson is hereby appointed as City Attorney of the City of Modesto, effective July 16, 1964, at a salary of Fourteen Thousand, Five Hundred and no/100ths (\$14, 500.00) Dollars per year.

SECTION 2. Said City Attorney shall attend all meetings of the City Council and render such other legal services to the City as may be requested by the City Council or the City Manager.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of June, 1964, by ~~Councilman~~ <sup>Mayor</sup> Johansen, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	None

ATTEST:   
REX E. GALFUS, City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ROBERT C. BIENVENU, Acting City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-317

A RESOLUTION SETTING TIME AND PLACE FOR HEARING  
OF PROPOSED SAFE BUILDING CODE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that July 13, 1964, at 8:00 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, is hereby set as the time and place for consideration of a proposed Safe Building Ordinance.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of June, 1964 by Councilman Patton, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

A RESOLUTION ACCEPTING THE BID OF THE MODESTO TRIBUNE FOR  
LEGAL ADVERTISING - FISCAL YEAR 1964-65

WHEREAS, Resolution No. 64-272, adopted by the Council<sup>11</sup> of the City of Modesto on May 25, 1964 approved specifications for legal advertising for fiscal year 1964-65, and authorized the calling for bids; and

WHEREAS, the bids received for legal advertising for fiscal year 1964-65 were opened at 2:00 P.M., June 10, 1964 and later tabulated by the City Clerk for the consideration of the Council; and

WHEREAS, the low bid was submitted by The Modesto Tribune in the amount of \$1.44 for first insertion per column inch and \$1.20 for subsequent insertions;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of The Modesto Tribune in the amount of \$1.44 for first insertion per column inch and \$1.20 for subsequent insertions per inch 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 June, 1964 by Councilman Patton, who moved its adoption, ~~which motion being~~ and duly seconded by Councilman Hughes.

(By order of the chair, vote on this resolution was held over for one week. At the June 22nd meeting, Resolution No. 64-342 was passed awarding the bid to The Modesto Tribune, and this resolution permitted to die from lack of vote)

---

PAULINE P. STANLEY  
Acting City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-319

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$1,300 -  
ADVERTISING, LEGAL & OTHER - CITY CLERK

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

General Fund No. 101

From:	General Reserve (600)	\$1,300
To:	City Clerk (14) Advertising, Legal & Other (230)	\$1,300

Additional funds needed to cover advertising  
and code sheet work.

The foregoing resolution was introduced at a regular  
meeting of the Council of the City of Modesto held on the  
15th day of June, 19 64, by Councilman  
VanderWall, who moved its adoption, which motion  
being duly seconded by Councilman Shastid  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-320

A RESOLUTION ACCEPTING THE BID OF WILLIAM MINENI FOR THE  
CONSTRUCTION OF REST ROOMS AT ENSLEN PARK

WHEREAS, Resolution No. 64-248, adopted by the Council of  
the City of Modesto on May 18, 1964, approved the plans  
and specifications for the construction of rest rooms at Enslen Park  
and authorized the calling for bids, and

WHEREAS, the bids received for the construction of rest rooms  
at Enslen Park  
were opened at 2:15 P.M., June 9, 1964, and later tabulated by  
the Public Works Department for the consideration of the Council,  
and


WHEREAS, the Director of Public Works has recommended that  
the bid of William Mineni, 7709 McHenry Avenue, Modesto, in the  
amount of \$5,731.00,  
be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City  
of Modesto that the bid of William Mineni, in the amount of  
\$5,731.00,  
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 meet-  
ing of the Council of the City of Modesto held on the 15th day  
of June, 1964, by Councilman Hughes, who moved its  
adoption, which motion being duly seconded by Councilman VanderWall,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
\_\_\_\_\_  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-321

A RESOLUTION ACCEPTING THE BID OF M. J. RUDDY & SON FOR IMPROVEMENT OF VIRGINIA AVENUE FROM COLDWELL AVENUE TO ROSEBURG AVENUE

WHEREAS, Resolution No. 64-269, adopted by the Council of the City of Modesto on May 25, 1964, approved the plans and specifications for the improvement of Virginia Avenue from Coldwell Avenue to Roseburg Avenue and authorized the calling for bids, and

WHEREAS, the bids received for the improvement of Virginia Avenue from Coldwell Avenue to Roseburg Avenue were opened at 2:00 P.M., June 9, 1964, and later tabulated by the Public Works Department for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of M. J. Ruddy & Son, in the amount of \$23,600,

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 & Son, in the amount of \$23,600,

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 June, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64- 322

A RESOLUTION AFFIRMING THE DECISION OF THE BOARD OF ZONING ADJUSTMENT GRANTING THE REQUEST OF NORTHGATE ENTERPRISES TO PERMIT THE TEMPORARY USE OF R-1 PROPERTY AT NORTHWEST CORNER OF BOWEN AND McHENRY AVENUE, LOTS 1, 2 and 3, AND A PORTION OF LOTS 4 and 5, BLOCK 6823, FOR BILLBOARDS, A REAL ESTATE HOMES SALES OFFICE AND THE ERECTION OF FOUR (4) MODEL HOMES AS DESCRIBED IN RESOLUTION NO. 246 ADOPTED BY THE BOARD, WITH ONE MODIFICATION, THE DELETION OF CONDITION NO. 3 REFERRING TO THE REQUIREMENT OF THE DEDICATION OF 30 FEET FOR THE WIDENING OF McHENRY AVENUE FRONTAGE OF THE PROPERTY.

WHEREAS, the application of Northgate Enterprises for a variance to permit the temporary use of R-1 property at the Northwest corner of Bowen and McHenry Avenue, Lots 1, 2 and 3, and a portion of Lots 4 and 5, Block 6823, for billboards, a real estate homes sales office and the erection of four (4) model homes, was approved by the Modesto City Board of Zoning Adjustment subject to certain conditions on April 23, 1964, after the holding of a public hearing on April 23, 1964, and

WHEREAS, Northgate Enterprises filed an appeal to this decision with the City Clerk on May 6, 1964, and requested that the public hearing before the Council be scheduled for June 15, 1964, and

WHEREAS, the Council set June 16, 1964, at 4:30 P.M. in the Council Chambers, as the time and place for the public hearing on the appeal, and

WHEREAS, on the basis of the evidence, both oral and documentary taken and introduced at said public hearing, the Council finds and determines that the decision of the Board should be affirmed, with one modification, the deletion of Condition No. 3 requiring the applicant to dedicate 30 feet for the widening of McHenry Avenue frontage of the property,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal of Northgate Enterprises for a temporary variance to permit the temporary use of R-1 property at the Northwest corner of Bowen and McHenry Avenue, Lots 1, 2 and 3, and a portion of Lots 4 and 5, Block 6823, for billboards, a real estate homes sales office and the erection of four (4) model homes be granted, and the decision of the

Board of Zoning Adjustment be and it is hereby affirmed on the basis of the findings set forth in its Resolution No. 246, adopted on April 23, 1964, with the exception that Condition No. 3 requiring the applicant to dedicate 30 feet for the widening of McHenry Avenue frontage of the property contained on page 2 of said resolution be deleted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of June, 1964, by Councilman Patton, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: None


ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM

By

  
ROBERT C. BIENVENU, Acting City Attorney

**A RESOLUTION ADOPTING THE RIGHT OF WAY AND  
WIDTH IN CONNECTION WITH THE FUTURE REALIGNMENT  
OF KANSAS AVENUE BETWEEN MADISON AND FRANKLIN  
STREETS.**

WHEREAS, Highway 99 is being relocated from 9th Street to a new location to the west and is presently under construction, and

WHEREAS, Kansas Avenue is and will continue to be a major street extending Needham Avenue beyond 9th Street to its intersection with the freeway and eventually Highway 132 Freeway to the west, and

WHEREAS, after consideration of alternate designs at an informal public hearing held on May 5, 1964, the Planning Commission recommended a plan for Kansas Avenue between Needham and Franklin Streets, and

WHEREAS, after a public hearing held by the Council of the City of Modesto on June 15, 1964, it was found and determined that the proposed right of way and width as shown on the plan entitled, "Kansas Avenue Topography, Freeway to Madison Street" dated May 12, 1964, prepared by the City Public Works Department, and on file in the Office of the City Clerk, is in the public interest, for it will provide for the anticipated flow of traffic on this important connection from the freeway to the residential and downtown areas of the City of Modesto.

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

SECTION 1. The proposed right of way and width as shown on the plan entitled, "Kansas Avenue Topography, Freeway to Madison Street" dated May 12, 1964, prepared by the City Public Works Department, and on file in the Office of the City Clerk is hereby adopted and is in the public interest and will provide for the anticipated flow of traffic on this important connection

from the freeway to the residential and downtown areas of the City of Modesto.

SECTION 2. The City Clerk is hereby instructed to furnish a copy of this resolution, together with a copy of the plan, to the County Board of Supervisors and the County Planning Commission for their information.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of June, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ROBERT C. BIENVENU, Acting City Attorney

A RESOLUTION AMENDING SECTION 1 (a) 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. 64-195.

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

SECTION 1. Section 1(a) 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" is hereby amended to read as follows:

(a) One-Way Streets:

5th Street, from Maze Boulevard to Sierra Drive  
(southerly direction)

6th Street, from E Street to M Street  
(northerly direction)

10th Street, from D Street to Needham Street  
(southeasterly direction)

11th Street, from D Street to Needham Street  
(northwesterly direction)

14th Street, from L Street to Needham Street  
(southeasterly direction)

17th Street, from H Street to J Street  
(southeasterly direction)

19th Street, from Burney Street to Downey Avenue  
(northwesterly direction)

California Street, from Jefferson Street to Paradise Road  
(westerly direction)

Downey Avenue, from Burney Street to McHenry Avenue  
(westerly direction)

H Street, from Washington to Burney Street  
(northeasterly direction)

Haddon Avenue, from La Loma Avenue to Santa Barbara Avenue  
(easterly direction)

I Street, from Washington Street to Downey Avenue  
(southwesterly direction)

Sycamore Avenue (east portion), from Griswold Avenue to  
north side of Block 724 (northerly direction)

Sycamore Avenue (west portion), from Griswold Avenue to  
north side of Block 724 (southerly direction)

SECTION 2. The provisions of this resolution shall become effective immediately upon adoption, except as they apply to 5th Street and 6th Street. The provisions of this resolution as they apply to 5th Street and 6th Street shall become effective and be in full force and operation when proper signs are posted.

SECTION 3. The Director of Parking and Traffic is hereby directed to implement the provisions of this resolution.

SECTION 4. Resolution No. 64-195 adopted by the Council on April 20, 1964, 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 June, 1964, by Councilman Patton, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: None

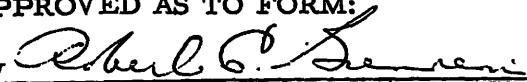
ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By

  
ROBERT C. BIENVENU, Acting City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-325

A RESOLUTION ACCEPTING THE CONSTRUCTION OF A BY-PASS LINE AND APPURTENANCES AT THE SEWAGE TREATMENT PLANT - GEORGE REED, INC.

WHEREAS, a report has been filed by the Director of Public Works that the construction of the by-pass line and appurtenances at the Sewage Treatment Plant has been completed by George Reed, Inc., P. O. Box 1756, Modesto, California, in accordance with the contract agreement, dated April 13 , 1964.

NOW, THEREFORE, BE IT RESOLVED that the construction of the by-pass line and appurtenances at the Sewage Treatment Plant 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, 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 June, 1964, by Councilman Shastid , who moved its adoption, which motion being duly seconded by Councilman Hughes , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-326

COOPERATIVE  
A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND  
THE COUNTY OF STANISLAUS FOR RECONSTRUCTION OF COFFEE ROAD BETWEEN  
SCENIC DRIVE AND CHEHALEM DRIVE

BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that the <sup>cooperative</sup> ~~agreement~~ between the City of Modesto and the County of  
Stanislaus for reconstruction of Coffee Road between Scenic Drive  
~~for~~ and Chehalem Drive

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said <sup>cooperative</sup> ~~agreement~~  
by the designated 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  
June, 1964 by Councilman Hughes , who moved its adopt-  
ion, which motion being duly seconded by Councilman Patton ,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-327

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$238 FOR CONTINUED OPERATION OF TWO SEELY PARKING LOTS

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

Parking  
~~General~~ Fund No. 209

From:	General Reserve (600)	\$238
To:	Parking and Traffic (57)	
	Validated Parking (322)	85
	Parking and Traffic (57)	153
	Salaries & Wages (110)	

For continued operation of the two Seely Parking Lots on a six-day-a-week basis through June 30, 1964.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of June, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Tabbert was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER ALONG CERTAIN STREETS IN THE CITY OF MODESTO. (BLOCK 337, LOTS 38, 39, 40 & 41 - LEON AVENUE)

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 curbs and gutters may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curbs and gutters have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage of Leon Avenue

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows:

Block 337, Lots 38 and 39

All that real property in the State of California, County of Stanislaus, City of Modesto, Section 32, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Lots 38 and 39 of Block 337 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Stanislaus County Records.

Block 337, Lots 40 and 41

All that real property in the State of California, County of Stanislaus, City of Modesto, Section 32, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Lots 40 and 41 of Block 337 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Stanislaus County Records,


to construct or cause to be constructed curb and gutter  
along the street frontage of the ~~property~~ properties hereinabove des-  
cribed, all of said construction to be in accordance with City of  
Modesto standards for such construction work.

SECTION 2. The 6th day of July, 1964,  
at 4:30 o'clock P.M. in the Council Chambers, located in the City  
Hall, 801 Eleventh Street, Modesto, California, is set as the time  
and place where the Council will hear and pass upon objections or pro-  
tests, if any, which may be raised by any property owner or other in-  
terested persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby autho-  
rized 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 15th day of  
June, 1964, by Councilman Hughes, who  
moved its adoption, which motion being duly seconded by Councilman  
Tabbert, was upon roll call carried and the resolu-  
tion adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ROBERT C. BIENVENU, Acting City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-329

RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO  
ADOPTING BUDGET FOR EXPENDITURE OF FUNDS ALLOCATED  
FROM THE STATE HIGHWAY FUND TO CITIES (FISCAL YEAR  
1963-64)

WHEREAS, a master agreement has been executed by the City of Modesto, hereinafter referred to as the City, and the State Department of Public Works, Division of Highways, hereinafter referred to as the Department, on March 17, 1961, for expenditure of State-allocated funds; and

WHEREAS, a project statement has been prepared and was submitted to the Department on May 18, 1964, showing the estimated expenditures of such funds recommended to be made during the 1963-64 fiscal year; and

WHEREAS, a budget approved by the Department on June 1, 1964, has been presented to the City Council in accordance with the project statement submitted by the City; and

WHEREAS, the City Council has considered said budget, as approved by the Department, and is familiar with the contents thereof;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said budget be and the same is hereby adopted as the budget of expenditures recommended to be made from such funds during the 1963-64 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 June, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64- 330

A RESOLUTION OPPOSING INSTALLATION OF CROSSING GATES AT SOUTHERN PACIFIC CROSSINGS AT B, G, H, I, K, STREETS AND KANSAS AVENUE AND PROTESTING THE PUBLIC UTILITIES COMMISSION RECOMMENDATION THAT THE CITY EQUALLY SHARE THE COST OF CROSSING GATES WITH THE SOUTHERN PACIFIC COMPANY.

WHEREAS, the Public Utilities Staff has recommended that crossing gates replace the wig-wags at all the Southern Pacific Crossings beginning at B Street and continuing northerly to, and including Kansas Avenue, and

WHEREAS, the Public Utilities Commission Staff further recommended that the gates pre-empt nearby traffic signals on 9th, and, in the case of 7th and B Streets, the B and 7th Street traffic signals also, and

WHEREAS, the Public Utilities Commission Staff recommendation is that the railroad and the City equally share the cost of gates and traffic signal pre-emption which would result in an estimated cost to the City of between Twenty Thousand and No/100ths (\$20,000.00) Dollars and Twenty-Five Thousand and No/100ths (\$25,000.00) Dollars, and

WHEREAS, the installation of gates is felt by the City to be without foundation from a safety point of view due to the fact that in an accident-by-accident analysis of all accidents since January 1, 1957, there were only one or two accidents per crossing that were correctible by gates, meaning that actually there were one or two correctible accidents per crossing for a period of seven and one-quarter ( $7\frac{1}{4}$ ) years, and

WHEREAS, installation of crossing gates would permit a raising of the train speed through Modesto, and

WHEREAS, the opening of the U.S. 99 Freeway and the construction of railroad underpasses thereafter will cause traffic changes that cannot now be fully anticipated, and furthermore the underpasses may eliminate, or substantially modify, one or more of the crossings proposed by the Public Utilities

Commission for the installation of gate crossings, and

WHEREAS, the multiple train tracks were a cause of accidents and justification for crossing gates, and

WHEREAS, such a causative factor has been removed by the actions of the City and the Southern Pacific Company through the removal of tracks and/or the installation of wiring to make all tracks operate the wig-wag warning devices,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the installation of crossing gates at B, G, H, I, K. Streets and Kansas Avenue is opposed by the City inasmuch as the estimated net cost to the City of Twenty Thousand and No/100ths (\$20,000.00) Dollars to Twenty-Five Thousand and No/100ths (\$25,000.00) Dollars is far more than the benefits it could expect to receive.

BE IT FURTHER RESOLVED that the City further opposes crossing gates inasmuch as the opening of the U.S. 99 Freeway and the construction of railroad underpasses thereafter will cause traffic changes that cannot now be fully anticipated and that in the case of the underpasses, they may eliminate, or substantially modify, one or more of the crossings proposed for crossing gates.

BE IT FURTHER RESOLVED that the City protests installation of crossing gates which would permit a raising of the train speeds through the City by the Southern Pacific Company, and, therefore, the sharing of such installation costs by the City would be unfair in order to enable Southern Pacific Company to increase train speeds.

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized to mail a certified copy of this resolution to the Public Utilities Commission in order that they may be aware and informed of the City's opposition to the installation of such grade crossing gates as heretofore set forth.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of June, 1964, by Councilman Shastid

who moved its adoption, which motion being duly seconded by Council-  
man Patton, was upon roll call carried and the reso-  
lution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen

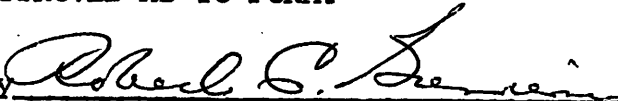
NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ROBERT C. BIENVENU, Acting City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-331

A RESOLUTION GRANTING SIDEWALK VARIANCE TO TERESA GANT FOR PROPERTY LOCATED AT THE NORTHEAST CORNER OF "O" AND NINTH STREETS, CITY OF MODESTO (LOTS 17 THRU 24, BLOCK 62) SUBJECT TO APPROVAL OF AGREEMENT

WHEREAS, Teresa Gant has requested a permit from the Council of the City of Modesto to install plant-mix surfacing in the sidewalk area on the "O" Street frontage of property located at the northeast corner of "O" and Ninth Streets in the City of Modesto (Burge's Drive In, Inc.); and

WHEREAS, Section 7-1.203(c) of the Modesto Municipal Code provides that no sidewalk shall be constructed other than of concrete unless special permission has first been obtained from the Council;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of Mrs. Teresa Gant to install plant-mix surfacing in the sidewalk area of the "O" Street frontage of the property located on the northeast corner of "O" and Ninth Streets be and it is hereby approved, subject to the execution of an agreement between the City and Mrs. Gant that curb, gutter and sidewalk will be installed on the "O" Street frontage of the property within five years.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of June, 1964, by Councilman Patton, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall  
NOES: Councilmen: Mayor Johansen  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-332

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR INSTALLATION OF WATER LINES IN SCENIC MANOR  
SUBDIVISION

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

Section 1. The plans and specifications for installation  
of water lines in Scenic Manor Subdivision

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 7, 1964, 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 June, 1964, by Councilman Mitchell,  
who moved its adoption, which motion being duly seconded by  
Councilman VanderWall, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Shastid, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes, Patton

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-333

A RESOLUTION ACCEPTING THE BID OF UNION OIL  
COMPANY OF CALIFORNIA FOR GASOLINE FOR THE  
FISCAL YEAR 1964-65

WHEREAS, the Council of the City of Modesto has directed the Purchasing Officer of the City to join with the County of Stanislaus Purchasing Department to call for bids for the furnishing of first structure gasoline and second structure gasoline for the City for fiscal year 1964-65; and

WHEREAS, the bids received for the purchase of gasoline were opened at 10:00 A.M., June 17, 1964, and tabulated by the Stanislaus County Purchasing Depart; and

WHEREAS, Stanislaus County has elected to award the contract to Union Oil Company; and


WHEREAS, the City Purchasing Officer has recommended award of a contract to Union Oil Company to supply the City's entire requirements of gasoline for the fiscal year ending June 30, 1965.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Union Oil Company of California be accepted and the execution of a contract 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 June, 1964, by Councilman Tabbert, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Shastid, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes, Patton

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-334

A RESOLUTION ACCEPTING THE BID OF BYRON JACKSON PUMPS, INC., FOR FURNISHING OF ONE DEEP WELL PUMP AND ELECTRICAL EQUIPMENT FOR PUMP STATION NO. 18

WHEREAS, Resolution No.64-287, adopted by the Council of the City of Modesto on June 1, 1964 , approved the plans and specifications for the furnishing of one deep well pump and electrical equipment for Pump Station No. 18 and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of one deep well pump and electrical equipment for Pump Station No. 18 were opened at 2:00 P.M., June 16, 1964, and later tabulated by the Public Works Department for the consideration of the Council, and

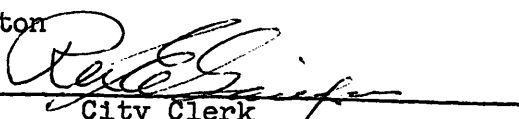
WHEREAS, the Director of Public Works has recommended that the bid of Byron Jackson Pumps, Inc., 2730 Whitesbridge Road, Fresno, California, in the amount of \$2,951.84 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Byron Jackson Pumps, Inc., in the amount of \$2,951.84 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 22nd day of June, 1964 , by Councilman Shastid , who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Shastid, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes, Patton

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-335

A RESOLUTION ACCEPTING THE BID OF HOWELL & SCHMIDT, INC.,  
FOR CONSTRUCTION OF A COMFORT STATION AND STORAGE AREA  
AT GRACEADA PARK

WHEREAS, Resolution No. 64-288 adopted by the Council of  
the City of Modesto on June 1, 1964, approved the plans  
and specifications for the construction of a comfort station and  
storage area at Graceada Park  
and authorized the calling for bids, and

WHEREAS, the bids received for the construction of a com-  
fort station and storage area at Graceada Park  
were opened at 2:00 P.M., June 16, 1964 and later tabulated by  
the Public Works Department for the consideration of the Council,  
and

WHEREAS, the Director of Public Works has recommended that  
the bid of Howell & Schmidt, Inc., 1675 Stetson, Modesto,  
California, in the amount of \$11,529.00  
be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City  
of Modesto that the bid of Howell & Schmidt, Inc., in the amount  
of \$11,529.00  
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 meet-  
ing of the Council of the City of Modesto held on the 22nd day  
of June, 1964, by Councilman VanderWall, who moved its  
adoption, which motion being duly seconded by Councilman Mitchell,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Mitchell, Shastid, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes, Patton

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-336

A RESOLUTION ACCEPTING THE BID OF PACIFIC SLURRY SEAL CORPORATION FOR CONSTRUCTION OF SLURRY SEAL AT CITY-COUNTY AIRPORT AND ON VARIOUS CITY STREETS

WHEREAS, Resolution No.64-286, adopted by the Council of the City of Modesto on June 1, 1964, approved the plans and specifications for the construction of slurry seal at City-County Airport and various residential streets in the City and authorized the calling for bids, and

WHEREAS, the bids received for the construction of slurry seal at City-County Airport and various residential streets in the City were opened at 2:00 P.M., June 16, 1964 and later tabulated by the Public Works Department for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Pacific Slurry Seal Corporation, 2440 Church Avenue, Fresno, California, in the amount of \$10,856.50 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Pacific Slurry Seal Corporation in the amount of \$10,856.50 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 22nd day of June, 1964, by Councilman Tabbert, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Shastid, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes, Patten

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-337

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$3,794  
FOR SLURRY SEAL ON 4,000 FEET OF RUNWAY AT THE CITY-COUNTY  
AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of  
Modesto that the following appropriation transfer be approved:

General Fund No. 101

From: Public Works Airport (46)	
General Reserve (600)	\$2,700
Public Works Airport (46)	
Barbed Wire Fence (5304)	1,094
To: Public Works Airport (46)	
M & R, Buildings & Grounds (224)	\$3,794

For slurry seal on 4,000 feet of runway at the  
City-County Airport, based on the low bid sub-  
mitted by the Pacific Slurry Seal Corporation.  
Total cost is estimated to be \$7,742.50.

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 22nd day  
of June, 1964, by Councilman VanderWall, who moved its adopt-  
ion, which motion being duly seconded by Councilman Shastid,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Mitchell, Shastid, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes, Patton

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-338

A RESOLUTION AUTHORIZING WORK TO BE PERFORMED BY CITY FORCES FOR  
INSTALLATION OF WATER LINES IN THE MEAT PACKING AREA

WHEREAS, the Council of the City of Modesto adopted Resolution  
No. 64-289, on June 1, 1964, approving the plans and specifi-  
cations for installation of water lines in the Meat Packing Area  
and directed the City Clerk to advertise for sealed proposals for  
doing said work, and providing that bids be submitted on the 16th  
day of June, 1964, and

WHEREAS, the City Clerk, in accordance with said Resolution,  
thereafter duly and regularly caused a notice to be published in the  
manner and for the time prescribed by law, and

WHEREAS, no bids were received pursuant to said notice, and

WHEREAS, the Director of Public Works estimates that the cost  
of such work to be performed by city forces for the sum of \$21,000,  
which cost estimate has been approved by the City Manager, and

WHEREAS, the Council declares and determines that, in its  
opinion, based upon the estimate approved by the City Manager, the  
work in question may be performed better and more economically by  
the City with its own employees,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of  
Modesto that, in accordance with the provisions of Section 1307 of  
the Charter of the City of Modesto, the City Manager is hereby  
authorized to proceed to have the work in question performed by the  
City by its own employees.

The foregoing resolution was introduced at a regular meeting of  
the Council of the City of Modesto held on the 22nd day of June,  
1964, by Councilman Mitchell, who moved its adoption, which  
motion being duly seconded by Councilman Tabbert, was upon roll  
call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Shastid, Tabbert, VanderWall,  
NOES: Councilmen: Mayor Johansen  
ABSENT: Councilmen: Hughes, Patton

ATTEST: *Pete Johansen*  
CITY CLERK

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-339

A RESOLUTION ACCEPTING THE BID OF M. J. RUDDY & SON FOR  
THE IMPROVEMENT OF ORANGEBURG AVENUE FROM TULLY ROAD TO  
MC HENRY AVENUE

WHEREAS, Resolution No.64-296, adopted by the Council of  
the City of Modesto on June 1, 1964, approved the plans  
and specifications for the improvement of Orangeburg Avenue from  
Tully Road to McHenry Avenue  
and authorized the calling for bids, and

WHEREAS, the bids received for the improvement of Orangeburg  
Avenue from Tully Road to McHenry Avenue  
were opened at 2:00 P.M., June 16, 1964 and later tabulated by  
the Public Works Department for the consideration of the Council,  
and

WHEREAS, the Director of Public Works has recommended that  
the bid of M. J. Ruddy & Son, P. O. Box 3042, Modesto, California,  
in the amount of \$87,202.80  
be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City  
of Modesto that the bid of M. J. Ruddy & Son in the amount of  
\$87,202.80  
be accepted and the execution of a contract for the completion of  
the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 22nd day  
of June, 1964, by Councilman VanderWall, who moved its  
adoption, which motion being duly seconded by Councilman Tabbert,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Mitchell, Shastid, Tabbert, VanderWall,  
Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Patton

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-340

A RESOLUTION ACCEPTING THE BID OF WILLIAM MINENI FOR CONSTRUCTION OF PUMP HOUSES AT STATIONS 29 AND 30

WHEREAS, Resolution No.64-290, adopted by the Council of the City of Modesto on June 1, 1964, approved the plans and specifications for the construction of pump houses at Stations 29 and 30 and authorized the calling for bids, and

WHEREAS, the bids received for the construction of pump houses at Stations 29 and 30 were opened at 2:15 P.M., June 16, 1964 and later tabulated by the Public Works Department for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of William Mineni, 7709 McHenry Avenue, Modesto, California, in the amount of \$6,202.00 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of William Mineni in the amount of \$6,202.00 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 June, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Shastid, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes, Patton

ATTEST: \_\_\_\_\_  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-341

A RESOLUTION ACCEPTING THE BID OF AMERICAN BRIDGE DIVISION, U. S. STEEL CORPORATION, FOR THE PURCHASE OF TWO 10,000-GALLON HYDRO-PNEUMATIC WATER STORAGE TANKS

WHEREAS, Resolution No.64-292, adopted by the Council of the City of Modesto on June 1, 1964, approved the plans and specifications for the furnishing of two 10,000-gallon Hydro-pneumatic water storage tanks and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of two 10,000-gallon Hydro-pneumatic water storage tanks were opened at 3:30 P.M., June 16, 1964 and later tabulated by the Public Works Department for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of American Bridge Division, U.S. Steel Corporation, P. O. Box 3167, Fresno, California, in the amount of \$6,857.76 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 Bridge Division, U.S. Steel Corporation, in the amount of \$6,857.76 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 June, 1964, by Councilman Tabbert, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Shastid, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes, Patton

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-342

A RESOLUTION ACCEPTING THE BID OF THE MODESTO  
TRIBUNE FOR LEGAL ADVERTISING - FISCAL YEAR  
1964-65

WHEREAS, Resolution No. 64-272, adopted by the Council of the City of Modesto on May 25, 1964, approved the specifications for legal advertising for fiscal year 1964-65, and authorized the calling for bids; and

WHEREAS, the bids received for legal advertising for fiscal year 1964-65 were opened at 2:00 P.M., June 10, 1964 and later tabulated by the City Clerk for the consideration of the Council; and


WHEREAS, the City Clerk has recommended that the bid of The Modesto Tribune in the amount of \$1.44 for first insertion per column inch and \$1.20 for subsequent insertions 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 Modesto Tribune in the amount of \$1.44 for first insertion per column inch and \$1.20 for subsequent insertions per inch 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 June, 1964, by Councilman Tabbert, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64- 343

A RESOLUTION REVISING THE APPROVED RIGHT OF WAY WIDTH OF McHENRY AVENUE IN THE CITY OF MODESTO AND RESCINDING RESOLUTION NO. 64-176, ENTITLED, "A RESOLUTION REVISING THE APPROVED RIGHT OF WAY WIDTH OF McHENRY AVENUE IN THE CITY OF MODESTO".

WHEREAS, McHenry Avenue has historically served as the main entry into the City from the north, and its function as an intercity highway becomes more important as the communities it links grow in size, and

WHEREAS, McHenry Avenue also is a major carrier of local traffic that is growing increasingly heavy as frontage development intensifies and additional land in the northern part of the urban area undergoes residential subdivision, and

WHEREAS, at the direction of the City and County Planning Commissions, a joint City-County Public Works Departments study was made of right of way possibilities for McHenry Avenue, and

WHEREAS, it appears, assuming present acquisition procedures and policies remain unchanged, that a symmetrical alignment utilizing the existing center line of McHenry Avenue would allow for the most equitable, efficient and economical means of acquiring additional right of way, and

WHEREAS, by Resolution No. 64-3, adopted on January 7, 1964, the Planning Commission initiated proceedings to consider revision in the approved right of way width for McHenry Avenue, and

WHEREAS, by said Resolution No. 64-3 said matter 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 at 7:30 P.M. on January 29, 1964, and

WHEREAS, thereafter, the Planning Commission adopted Resolution No. 64-18 recommending to the Council a revision in the approved right of way width of McHenry Avenue in accordance with the provisions of said resolution,

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

SECTION 1. The approved right of way width on McHenry Avenue from the southern boundary of Modesto Irrigation District Lateral No. 3 to the northern city limits is hereby established at one hundred ten (110') feet.

SECTION 2. The right of way width hereby established shall be symmetrical on the existing McHenry Avenue center line.

SECTION 3. Resolution No. 64-176 adopted by the Council of the City of Modesto on the 13th day of April, 1964, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of June, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Hughes

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:



By ROBERT C. BIENVENU, Acting City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-344

A RESOLUTION AUTHORIZING THE RELEASE OF SUBDIVISION  
BOND FILED TO GUARANTEE IMPROVEMENTS IN COLONIAL MANOR  
NO. 1 SUBDIVISION

WHEREAS, John H. and Dolores Irene Kirkpatrick, subdividers of Colonial Manor No. 1 Subdivision, have filed a subdivision bond with the City of Modesto to guarantee the improvements in the aforesaid subdivision; and

WHEREAS, the Director of Public Works has reported that the improvements have been completed in the aforesaid subdivision to his satisfaction, and has recommended the release of the bond <sup>in the amount of \$35,700</sup> /

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the subdivision bond filed by John H. and Dolores Irene Kirkpatrick in the amount of \$35,700 to guarantee improvements in Colonial Manor No. 1 Subdivision be and it is hereby released.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of June, 1964, by Councilman Shastid , who moved its adoption, which motion being duly seconded by Councilman VanderWall , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-345

RIGHT OF WAY

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND EAST MODESTO INDUSTRIAL WASTE COMPANY FOR SEWAGE LINE ACROSS CITY-COUNTY AIRPORT PROPERTY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the <sup>right of way</sup> ~~agreement~~ between the City of Modesto and East Modesto Industrial Waste Company for an easement to construct and maintain ~~for~~ an underground sewage line across City-County Airport property

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said <sup>right of way</sup> ~~agreement~~ by the designated 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 June, 1964, by Councilman Tabbert, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-346

TERMINATION

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND  
THE GRANGE COMPANY - HANGAR AT CITY-COUNTY AIRPORT


BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that the <sup>termination</sup> ~~agreement~~ between the City of Modesto and The Grange Company,  
whereby the City of Modesto acquires title to The Grange Company's  
~~for~~ hangar at the City-County Airport for \$5,041.27 for repayment  
of hangar construction for the unexpired term of lease  
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said <sup>termination</sup> ~~agreement~~  
by the designated 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  
June, 1964, by Councilman VanderWall, who moved its adopt-  
ion, which motion being duly seconded by Councilman Tabbert  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-347

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$5,042  
FOR ACQUISITION OF HANGAR NO. 4 FROM THE GRANGE COMPANY

BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that the following appropriation transfer be approved:

Fund No. 321	
<u>Special Fund for Capital Outlays</u>	
From: General Reserve (600)	\$5,042
To: Acquisition, Hangar No. 4 (5203)	5,042

To provide funds for acquisition of Hangar  
No. 4 from the Grange Company, terminating  
the lease effective June 25, 1964.

The foregoing resolution was introduced at a regular  
meeting of the Council of the City of Modesto held on the  
22nd day of June, 1964, by Councilman VanderWall, who moved  
its adoption, which motion being duly seconded by Councilman  
Tabbert, was upon roll call carried and the resolution adopted  
by the following vote:

AYES: Councilmen: Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-348

AMENDMENT TO  
A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND  
COUNTY OF STANISLAUS FOR RECONSTRUCTION OF COFFEE ROAD

BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that <sup>amendment to the</sup> ~~the~~ agreement between the City of Modesto and County of  
Stanislaus for reconstruction of Coffee Road, amending the northerly  
~~for~~ boundary to Multnomah Drive

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of <sup>amendment to the</sup> said ~~agreement~~  
by the designated 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  
June, 1964, by Councilman VanderWall, who moved its adopt-  
ion, which motion being duly seconded by Councilman Mitchell,  
was upon roll call carried and the resolution adopted by the  
following vote:

- AYES: Councilmen: Mitchell, Patton, Shastid, Tabbert, VanderWall,  
Mayor Johansen
- NOES: Councilmen: None
- ABSENT: Councilmen: Hughes

ATTEST:

  
City Clerk

*Looney*  
*Call*  
*Tomkins & Gallagher*  
*RA 7-569d*

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

WHEREAS, a Position Classification Plan was adopted by  
Resolution No. 62-9 pursuant to Rule 2 of the Personnel Rules and  
Regulations of the City of Modesto, and

WHEREAS, the Personnel Commission has recommended to  
the Council the creation of an additional class of position to  
be included in the Position Classification Plan, and

WHEREAS, Rule 2.2 of the City of Modesto Personnel Rules  
provides that major revisions to the classification plan shall be  
effective upon adoption by resolution of the 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 fol-  
lows:

CLASSIFICATION CREATED

Personnel Assistant

SECTION 2. The specifications for this classification 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 22nd day of June,  
1964, by Councilman Shastid, who moved its adoption, which  
motion being duly seconded by Councilman Tabbert, was upon  
roll call carried and the resolution adopted by the following vote:

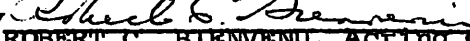
AYES: Councilmen: Mitchell, Patton, Shastid, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes

ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ROBERT C. BIENVENU, Acting City Attorney

## DEFINITION

Under general direction, to assist in the development and administration of a city personnel program; to be informed on personnel management plans and actions of City departments and report matters of importance to the Civil Service Commission and the City Manager; to perform difficult and responsible clerical work in the establishment and maintenance of personnel records; and to do related work as required.

## TYPICAL TASKS

Confers with and provides information and advice to the City Manager, Deputy City Manager, Personnel Commission and department heads concerning personnel needs, staffing requirements, personnel policies, and programs; supervises and assists in recruiting, interviewing, and testing applicants; certifies test results; acts as secretary to Personnel Commission, preparing drafts of agenda, minutes, salary studies and special reports as requested and serving as liaison between the City Manager and the Personnel Commission; assists the City Manager in administering the classification and pay plan; prepares special classification and salary studies for the attention of the City Manager and prepares drafts of reports, memoranda, and letters for the Manager's signature; assists in administration of the City's personnel policies and regulations through interpretation and advice in regard to personnel ordinances, rules and policies; maintains and revises procedures and records relating to the central personnel function including personnel files, performance evaluation, and service awards; counsels employees and supervisors on personnel problems; interprets personnel program to the public, city officials, employee organizations and to employees; acts as liaison between the City and insurance companies on group insurance; dictates correspondence and prepares reports.

## EMPLOYMENT STANDARDS

Any combination of training and experience equivalent to completion of the twelfth grade and at least five years of experience in responsible clerical work including one year of experience connected with personnel functions.

## DESIRABLE QUALIFICATIONS

Knowledge of basic personnel principles including recruitment, classification and pay; knowledge of methods of maintaining personnel records; ability to learn, comprehend, interpret, and apply the policies, rules and regulations which govern City personnel activities; ability to perform difficult and responsible clerical work involving the use of independent judgment; ability to gather and analyze facts and prepare concise and informative reports; ability to maintain effective working relationships with other officials, employees, employee organizations, and the public.

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-350

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

WHEREAS, a Position Classification Plan was adopted by  
Resolution No. 62-9 pursuant to Rule 2 of the Personnel Rules and Regulations  
of the City of Modesto, and

WHEREAS, the Personnel Commission has recommended to the  
Council the revision of the classification of Parking Enforcement and Fire  
Officer included in the Position Classification Plan, and

WHEREAS, Rule 2.2 of the City of Modesto Personnel Rules  
provides that major revisions to the classification plan shall be effective upon  
adoption by resolution of the 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 the position of "Parking Enforcement  
and Fire Officer" and create a new position entitled "Parking and Traffic  
Officer".

SECTION 2. The specifications for the position of Parking and  
Traffic Officer as shown on the attached Exhibit A, which is hereby made  
a part of this resolution by reference, are hereby adopted 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 22nd day of June,  
1964, by Councilman VanderWall, who moved its adoption, which motion  
being duly seconded by Councilman Shastid, was upon roll call  
carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Hughes

ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM

By   
ROBERT C. BIENVENU, Acting City Attorney

## PARKING AND TRAFFIC OFFICER

### Definition

Under direction, to patrol a designated beat on a three-wheel motorcycle, or in other vehicles to enforce local parking and traffic regulations; and to do related work as required.

### Typical Tasks

Rides a three-wheel motorcycle in patrolling a designated area of the City; chalks tires to aid in determining if cars are overparked and issues citations for parking meter and other overtime parking violations; observes violations and issues citations to jaywalkers, persons double-parked and motorists failing to yield right-of-way to pedestrians; stops vehicles and issues citations for moving violations; acts as police escort, observes parking meters not functioning properly and notifies the Parking and Traffic Department; makes general observations of hazardous conditions and reports same; directs traffic at a fire or accident; takes training in Police procedures and practices and in the use of firearms, may be required to carry firearms on special assignment.

### Employment Standards

Any combination of training and experience equivalent to completion of the twelfth grade.

### Desirable Qualifications

Ability to read and understand departmental policies, rules, instructions, laws and police literature; ability to analyze situations and adopt a quick, effective and reasonable course of action; ability to understand and follow oral instructions; ability to learn the proper use of a three-wheel motorcycle, automobiles, and small firearms; ability to remember names, faces and details of incidents; ability to meet physical standards established by the City; ability to establish and maintain effective public relations.

City of Modesto  
6/2/64 As revised

*Proposed*

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-351

A RESOLUTION REJECTING THE CLAIM OF VIVIAN REA  
FOR DAMAGES AGAINST THE CITY OF MODESTO

WHEREAS, Vivian Rea has filed a claim for damages against the City of Modesto on June 15, 1964, a copy of which claim is on file in the office of the City Clerk; and

WHEREAS, the claim is in the amount of \$35,000 for injuries allegedly sustained on March 15, 1964, as the result of a fall at the city parking lot at 9th and "J" Streets in the City of Modesto, California; and

WHEREAS, the claim should be rejected by reason of the fact that the City has no liability in this matter;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the claim of Vivian Rea against the City of Modesto for general damages in the amount of \$35,000 be and it is hereby rejected in its entirety, both as to the City of Modesto and the officials therein.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of June, 1964, by Councilman Patton, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-352

A RESOLUTION APPROVING REQUEST OF DEL ESTE  
WATER COMPANY TO INSTALL WATER MAIN AT  
CITY-COUNTY AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the request by Del Este Water Company to install a 6" water main in the proposed frontage road area along the east side of the Modesto City-County Airport property to provide water service to the new Federal Aviation Agency control tower be, and it is hereby approved under the same terms and conditions as contained in the franchise grant to the Del Este Water Company.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of June, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-353

SUPPLEMENTAL NO. 2

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND UNITED STATES OF AMERICA, FEDERAL AVIATION AGENCY - AIR TRAFFIC CONTROL TOWER - CITY-COUNTY AIRPORT


BE IT HEREBY RESOLVED by the Council of the City of Modesto that <sup>supplemental No. 2</sup> the agreement between the City of Modesto and United States of America, Federal Aviation Agency, to modify lease dated March 9, ~~for~~ 1964, to include a Visibility Protection Clause in the lease for the air traffic control tower site at City-County Airport be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of <sup>supplemental</sup> said agreement No. 2 by the designated 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 June, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-354

A RESOLUTION ACCEPTING THE BID OF CROWN COACH CORPORATION FOR ONE 1,250 GPM FIRE ENGINE PUMPER

WHEREAS, Resolution No. 64-266, accepted by the Council of the City of Modesto on May 25, 1964, approved the plans and specifications for the furnishing of one 1,250 gpm fire engine pumper and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of one 1,250 gpm fire engine pumper were opened at 2:00 P.M., June 12, 1964, and later tabulated by the Purchasing Officer for the consideration of the Council; and

WHEREAS, the Purchasing Officer has recommended that the bid of Crown Coach Corporation, 2441 East 12th Street, Los Angeles, California, in the amount of \$30,687.75, be accepted as the lowest responsible bid; and

WHEREAS, the City Manager has recommended that Crown's ingenious hydraulic ladder rack and additional storage compartments be supplied at a cost of \$800;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Crown Coach Corporation in the amount of \$30,687.75, plus \$800 for Crown's ingenious hydraulic ladder rack and additional storage compartments (total \$32,747.26, tax included) 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 June, 1964, by Councilman Tabbert, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Tabbert, VanderWall, Mayor Johansen

NOES: C Councilmen: None

ABSENT: Councilmen: Mitchell, Patton, Shastid

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-355

A RESOLUTION ACCEPTING THE BID OF WALTER L. BOTTO FOR  
DEMOLITION OF BUILDING (FORMER CITY HALL)

WHEREAS, Resolution No. 64-253, adopted by the Council of the City of Modesto on May 18, 1964, approved the plans and specifications for the demolition of former City Hall located on 10th Street between G and H Streets and authorized the calling for bids; and

WHEREAS, the bids received for the demolition of the former City Hall on 10th Street between G and H Streets were opened at 2:30 P.M., June 24, 1964, and later tabulated by the Director of Parking and Traffic for the consideration of the Council; and

WHEREAS, the Director of Parking and Traffic has recommended that the bid of Walter L. Botto, in the amount of \$3,910, for demolition of former City Hall located on 10th Street between G and H Streets be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Walter L. Botto, in the amount of \$3,910, 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 June, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Patton, Shastid

ATTEST: \_\_\_\_\_  
City Clerk

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-356

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$4,610  
FOR DEMOLITION OF OLD CITY HALL, LOCATED ON 10TH STREET  
BETWEEN G AND H STREETS

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

Fund No. 321  
Special Fund for Capital Outlays

From:	Contingency Reserve (601)	\$4,610
To:	Demolition of old City Hall 10th between G and H (5326)	\$4,610
	Demolition \$3,910, engineering \$700.	

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 29th day  
of June, 1964 , by Councilman Van Hughes , who moved  
its adoption, which motion being duly seconded by Councilman  
VanderWall , was upon roll call carried and the resolution  
adopted by the following vote:

AYES: Councilmen: Hughes, Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell, Patton, Shastid

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64- 357

A RESOLUTION ACCEPTING THE BID OF STEINY & MITCHEL, INC., FOR CONSTRUCTION OF TRAFFIC SIGNALS AND STREET LIGHTING AT LA LOMA-SANTA ANA, TWELFTH-L AND SYCAMORE-NEEDHAM INTERSECTIONS

WHEREAS, Resolution No.64-273, adopted by the Council of the City of Modesto on May 25, 1964 , approved the plans and specifications for the construction of traffic signals and street lighting at LaLoma-Santa<sup>Ana</sup>, Twelfth-L and Sycamore-Needham intersections and authorized the calling for bids, and

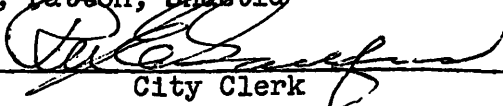
WHEREAS, the bids received for the construction of traffic signals and street lighting at LaLoma-Santa Ana, Twelfth-L and Sycamore-Needham intersections were opened at 2:00 P.M., June 24, 1964 and later tabulated by the ~~Public Works Department~~ <sup>Director of Parking and Traffic</sup> for the consideration of the Council, and

WHEREAS, the Director of ~~Public Works~~ <sup>Parking and Traffic</sup> has recommended that the bid of Steiny & Mitchel, Inc., 1260 Pennsylvania Avenue, San Francisco 7, in the amount of \$26,000 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Steiny & Mitchel, Inc., in the amount of \$26,000 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 29th day of June, 1964 , by Councilman Hughes , who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell, Patton, Shastid

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-358

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$18,200  
FOR CONSTRUCTION OF TRAFFIC SIGNALS AND STREET LIGHTING  
AT LA LOMA-SANTA ANA, 12TH-L & SYCAMORE-NEEDHAM INTERSECTIONS

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

Fund No. 321  
Special Fund for Capital Outlays

From:	General Reserve (600)	\$10,957
	Contingency Reserve (601)	7,243
To:	Traffic Signals and Lighting Santa Ana & LaLoma, 12th & L St., and Sycamore & Needham (5317)	\$18,200

Additional funds for project not previously  
budgeted.

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 29th day  
of June, 1964 , by Councilman VanderWall , who moved  
its adoption, which motion being duly seconded by Councilman  
Tabbert , was upon roll call carried and the resolution  
adopted by the following vote:

AYES: Councilmen: Hughes, Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell, Patton, Shastid

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-359

A RESOLUTION ACCEPTING THE BID OF WESTERN TRACTION COMPANY FOR FURNISHING ONE MECHANICAL STREET SWEEPER (REPLACEMENT)

WHEREAS, Resolution No.64-238, adopted by the Council of the City of Modesto on May 11, 1964, approved the plans and specifications for the furnishing of one mechanical street sweeper (replacement) and authorized the calling for bids, and

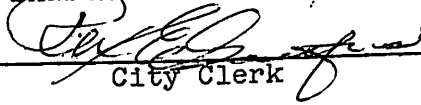
WHEREAS, the bids received for the furnishing of one mechanical street sweeper (replacement) were opened at 2:00 P.M., May 25, 1964 and later tabulated by the Public Works Department for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Western Traction Company, 3402 Enterprise Avenue, Hayward, California, in the amount of \$11,363.36, 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 Traction Company, in the amount of \$11,363.36, 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 June, 1964, by <sup>Mayor</sup>~~Councilman~~ Johansen, who moved its adoption, which motion being duly seconded by Councilman Tabbert ~~was~~ upon roll call ~~carried and the resolution adopted by the~~ <sup>failed to carry by the</sup> following vote:

- AYES: Councilmen: Tabbert, VanderWall, Mayor Johansen
- NOES: Councilmen: Hughes, Patton
- ABSENT: Councilmen: Mitchell, Shastid

ATTEST:   
City Clerk



MODESTO CITY COUNCIL  
RESOLUTION NO. 64-361

A RESOLUTION APPROVING APPROPRIATION APPROPRIATION TRANSFER OF \$5,508 FOR CONSTRUCTION OF CURB, GUTTER AND SIDEWALK AT DOWNEY HIGH SCHOOL AND JOHN MUIR SCHOOL (IMPROVEMENT OF COFFEE ROAD BETWEEN SCENIC & MULTNOMAH DRIVES)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the following appropriation transfer be approved:

Fund No. 207  
Special Gas Tax Street Improvement

From: General Reserve (600) \$5,508

To: Coffee, Scenic to Multnomah (5301) \$5,508

(The School District is cooperating with the City and County in the improvement of Coffee Road by constructing the curb, gutter and sidewalk at this time and have issued a purchase order to the City for this work.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 29th day of June, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Patton, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell, Shastid

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-362

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$309  
FOR FURNISHING ONE MECHANICAL STREET SWEEPER (REPLACE-  
MENT)

BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that the following appropriation transfer be approved:

Fund No. 48  
Public Works Service Division

From: Equipment Parts (332)	\$309.00
To: Mechanical Street Sweeper (5422)	\$309.00

Low bid was over the amount budgeted.

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 29th day  
of June, 1964, by Councilman Patton, who moved its adoption,  
which motion being duly seconded by Councilman Hughes, was upon  
roll call carried and the resolution adopted by the following  
vote:

AYES: Councilmen: Hughes, Patton, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell, Shastid

ATTEST:

  
REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-363

A RESOLUTION AUTHORIZING WORK TO BE PERFORMED BY CITY FORCES FOR  
INSTALLATION OF WATER LINES IN ROBIN HOOD ESTATES NO. 2 SUBDIVISION

WHEREAS, the Council of the City of Modesto adopted Resolution  
No. 64-306, on June 8, 1964, approving the plans and speci-  
fications for installation of water lines in Robin Hood Estates  
No. 2 Subdivision  
and directed the City Clerk to advertise for sealed proposals for  
doing said work, and providing that bids be submitted on the 23rd  
day of June, 1964, and

WHEREAS, the City Clerk, in accordance with said Resolution,  
thereafter duly and regularly caused a notice to be published in the  
manner and for the time prescribed by law, and

WHEREAS, no bids were received pursuant to said notice, and

WHEREAS, the Director of Public Works estimates that the cost  
of such work to be performed by city forces for the sum of \$4,905,  
which cost estimate has been approved by the City Manager, and

WHEREAS, the Council declares and determines that, in its  
opinion, based upon the estimate approved by the City Manager, the  
work in question may be performed better and more economically by  
the City with its own employees,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of  
Modesto that, in accordance with the provisions of Section 1307 of  
the Charter of the City of Modesto, the City Manager is hereby  
authorized to proceed to have the work in question performed by the  
City by its own employees.

The foregoing resolution was introduced at a regular meeting of  
the Council of the City of Modesto held on the 29th day of June,  
1964, by Councilman Tabbert, who moved its adoption, which  
motion being duly seconded by Councilman VanderWall, was upon roll  
call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Patton, Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell, Shastid

ATTEST:   
CITY CLERK

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-364

A RESOLUTION COMMENDING RAY C. ABST FOR SERVICES RENDERED TO THE CITY OF MODESTO

WHEREAS, Ray C. Abst was appointed a member of the Modesto Library and Culture Commission on March 11, 1963; and

WHEREAS, Mr. Abst has served this community in an outstanding manner, and has been a devoted and sincere public servant for one year;

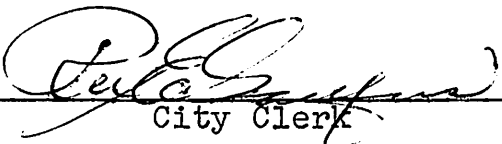
NOW, THEREFORE, BE IT RESOLVED that this Council of the City of Modesto, on its own behalf and in behalf of the citizens of this City, hereby expresses its sincere appreciation to Ray C. Abst for his outstanding services to the community;

BE IT FURTHER RESOLVED that the City Clerk be, and he is hereby, directed to furnish a suitably inscribed certified copy of this resolution to Mr. Abst in recognition of his outstanding services.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of July, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, ~~Mitchell~~, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell

ATTEST:

  
City Clerk

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION  
OF CURB AND GUTTER ALONG  
CERTAIN STREETS IN THE CITY OF MODESTO. (BLOCK 337,  
LOTS 38, 39, 40 & 41 - LEON AVENUE)

WHEREAS, Chapter 27 of Part 3 of Division 7 of the  
Streets and Highways Code of the State of California estab-  
lishes a procedure pursuant to which the construction of  
curbs and gutters may be required, and

WHEREAS, in accordance with Section 5876 of the Streets  
and Highways Code, the Superintendent of Streets finds that  
curbs and gutters have been constructed in  
front of the properties constituting more than fifty per cent  
(50%) of the street frontage along Block 337, Leon Avenue

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WHEREAS, the Council, did, on June 15,  
1964, adopt its Resolution No. 64-328, directing the  
Superintendent of Streets to give notice requiring the construction  
of curbs and gutters along certain streets in  
the City of Modesto, as provided therein, and

WHEREAS, the Council, did by said resolution, set the  
6th day of July, 1964, at 4:30  
o'clock P.M. in the Council Chambers, as the time and place  
for a hearing for the purpose of passing upon objections or pro-  
tests, 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 notice  
to be given as directed by said Resolution No. 64-328, and

WHEREAS, at the time set for hearing the protests and  
objections, if any, to the proposed work, the said Council pro-  
ceeded to hear the same and no protests having been received,

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 are hereby overruled or  
denied.



MODESTO CITY COUNCIL  
RESOLUTION NO. 64-366

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST  
OF FRAD, RUGGIERI & BRUNN, ATTORNEYS FOR RYAN OUTDOOR  
ADVERTISING, FOR SIGN VARIANCE.

BE IT HEREBY RESOLVED by the Council of the City  
of Modesto that July 13, 1964 , 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 request of Frad, Ruggieri & Brunn,  
attorneys for Ryan Outdoor Advertising, for sign variance

The foregoing resolution was introduced at a reg-  
ular meeting of the Council of the City of Modesto held  
on the 6th day of July, 1964 by Councilman  
Patton , who moved its adoption, which motion being  
duly seconded by Councilman VanderWall , was upon roll  
call carried and the resolution adopted by the follow-  
ing vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: \_\_\_\_\_

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-367

LEASE  
A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND  
DONALD P. LaTOURETTE - HANGAR NO. 4 - MODESTO CITY-COUNTY AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that the <sup>lease</sup> agreement between the City of Modesto and Donald P. La  
Tourette for Hangar No. 4 at the Modesto City- County Airport,  
~~FOR~~ commencing July 1, 1964

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said <sup>lease</sup> agreement  
by the designated 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  
July, 1964 by Councilman VanderWall, who moved its adopt-  
ion, which motion being duly seconded by Councilman Shastid ,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-368

LEASE  
A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND  
DONALD R. MONTGOMERY FOR LEASE OF EAST ONE-HALF OF HANGAR AT  
MODESTO CITY-COUNTY AIRPORT


BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that the <sup>lease</sup> agreement between the City of Modesto and Donald R.  
Montgomery for lease of east one-half of hangar located at the  
~~for~~ Modesto City-County Airport, for a period commencing July 1,  
1964  
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said <sup>lease</sup> agreement  
by the designated 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  
July, 1964 by Councilman Shastid, who moved its adopt-  
ion, which motion being duly seconded by Councilman VanderWall,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-369

LEASE  
A RESOLUTION APPROVING ~~AGREEMENT~~ BETWEEN THE CITY OF MODESTO AND  
MERLE HEFFNER (SILVAIR FLYING SERVICE) FOR LEASE OF WEST ONE-HALF  
OF HANGAR NO. 1 AT MODESTO CITY-COUNTY AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that the <sup>lease</sup> ~~agreement~~ between the City of Modesto and Merle Heffner  
(Silvair Flying Service) for lease of west one-half of hangar No. 1  
~~for~~ located at the Modesto City-County Airport, commencing July 1,  
1964  
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said <sup>lease</sup> ~~agreement~~  
by the designated 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  
July, 1964 by Councilman VanderWall, who moved its adopt-  
ion, which motion being duly seconded by Councilman Shastid,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-370

LEASE

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND  
WALTER FOUNTAIN (HAWKE DUSTER & FLYING SERVICE) FOR LEASE OF HANGAR  
NO. 2 AT MODESTO CITY-COUNTY AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that the <sup>lease</sup> agreement between the City of Modesto and Walter Fountain  
(Hawke Duster & Flying Service) for lease of hangar No. 2 located  
~~for~~ at the Modesto City-County Airport, commencing July 1, 1964

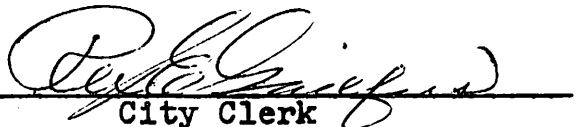
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said <sup>lease</sup> agreement  
by the designated 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  
July, 1964 by Councilman VanderWall, who moved its adopt-  
ion, which motion being duly seconded by Councilman Tabbert,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, ~~Mitchell~~, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-371

LEASE  
A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND  
NATHAN J. PROVINCE (PACIFIC AIRCRAFT SERVICE) FOR LEASE OF HANGAR  
NO. 3 AT MODESTO CITY-COUNTY AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that the <sup>lease</sup> agreement between the City of Modesto and Nathan J.  
Province (Pacific Aircraft Service) for lease of hangar No. 3  
~~for~~ located at the Modesto City-County Airport, commencing  
July 1, 1964  
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said <sup>lease</sup> agreement  
by the designated 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  
July, 1964 by Councilman Hughes, who moved its adopt-  
ion, which motion being duly seconded by Councilman Patton,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-372

A RESOLUTION APPROVING <sup>LEASE</sup> / AGREEMENT BETWEEN THE CITY OF MODESTO AND  
MELVIN JONES FOR LEASE OF HANGAR AT MODESTO CITY-COUNTY AIRPORT.

BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that the <sup>lease</sup> / agreement between the City of Modesto and Melvin Jones  
for lease of east one-half of hangar No. 5 located at the Modesto  
~~for~~ City-County Airport, commencing July 1, 1964

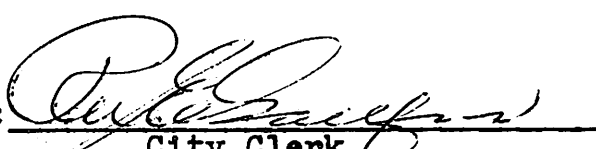
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said <sup>lease</sup> / agreement  
by the designated 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  
July, 1964 by Councilman VanderWall, who moved its adopt-  
ion, which motion being duly seconded by Councilman Tabbert  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64- 373

A RESOLUTION OF THE CITY OF MODESTO ESTABLISH-  
ING FLAT-RATE CHARGES FOR WATER SERVICE TO  
ELEMENTARY SCHOOL UNDER CONSTRUCTION ON WOODROW  
AVENUE.

WHEREAS, a request has been received from the Sylvan  
Union School District for the establishment of flat-rate water  
charges for the Woodrow Avenue School, and

WHEREAS, it is proposed to use Modesto Irrigation District  
water on the playing fields and for all other irrigating purposes,  
and

WHEREAS, it is proposed to use the municipal water of  
the City of Modesto only in the buildings, and

WHEREAS, a flat-rate service will be helpful both to the  
City and the School District in respect to the problem of metering,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City  
of Modesto that flat-rate water service charges be established for  
the Woodrow Avenue School in accordance with the number of pupils  
enrolled in the School as of the 31st day of October of each year  
as follows:

- |     |                     |                  |
|-----|---------------------|------------------|
| (1) | 1 to 300 students   | \$48.60 per year |
| (2) | 301 to 600 students | \$89.10 per year |

BE IT FURTHER RESOLVED that the School shall provide  
the City with a written statement of the number of pupils.

BE IT FURTHER RESOLVED that the billing date for said  
flat-rate water service charge shall be November 1st of each year,  
but that a prorata bill be prepared from the date construction  
starts to October 31, 1964, fees to be based on the number of students  
reported as of that date.

BE IT FURTHER RESOLVED that the School District shall  
promptly notify the City of Modesto of any change that would allow  
municipal water to be used anywhere other than in the buildings.  
The charges shall be immediately revised in accordance with said  
changes.

BE IT FURTHER RESOLVED AND UNDERSTOOD that the City of Modesto reserves the right to adjust or modify said charges at any time it is in the City's best interest so to do.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of July, 1964, by Councilman VanderWall who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

BY

  
ROBERT C. BIENVENU, Acting City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-374

A RESOLUTION AUTHORIZING REFUND OF OVERPAYMENT OF BUSINESS  
LICENSE TAX TO CAMPOS FOODS IN THE AMOUNT OF \$151.45

WHEREAS, Campos Foods has submitted a request for refund  
of overpayment of business license tax erroneously paid during  
the period from January 1, 1962 through December 31, 1963 and

WHEREAS, Section 6-1.130(c) of the Municipal Code states  
that a refund may be made under the condition "where the amount  
paid was in excess of the amount required by law";

NOW, THEREFORE, BE IT RESOLVED by the Council of the  
City of Modesto that refund of overpayment of business license  
tax to Campos Foods in the amount of \$151.45, erroneously paid  
to the City of Modesto during the period January 1, 1962  
through December 31, 1963 be, and it is hereby authorized.

The foregoing resolution was introduced at a regular  
meeting of the Council of the City of Modesto held on the  
6th day of July, 1964 by Councilman Shastid, who moved its  
adoption, which motion being duly seconded by Councilman  
Hughes, was upon roll call carried and the resolution adopted  
by the following vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST:

  
REX E. GALLFUS, City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-375

A RESOLUTION REJECTING THE CLAIM OF VALMORE P.  
JOHNSON FOR DAMAGES AGAINST THE CITY OF MODESTO

WHEREAS, Valmore P. Johnson has filed a claim for damages against the City of Modesto on July 1, 1964, a copy of which claim is on file in the office of the City Clerk; and

WHEREAS, the claim is in the amount of \$94.45 covering damage to plumbing at his residence, 1905 LaVilla Rose Court, allegedly caused by the City of Modesto; and

WHEREAS, the claim should be rejected by reason of the fact that the City has no liability in this matter;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the claim of Valmore P. Johnson against the City of Modesto for damages in the amount of \$94.45 be and it is hereby rejected in its entirety, both as to the City of Modesto and the officials therein.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of July, 1964, by Councilman Shastid , who moved its adoption, which motion being duly seconded by Councilman VanderWall , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Mitchell

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-376

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ORVILLE OKERSON FOR GASOLINE CONCESSION BUSINESS AT THE MODESTO-CITY-COUNTY AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Orville Okerson to conduct, maintain and operate the gasoline concession business at ~~for~~ the Modesto City-County Airport for a period of one year, commencing July 1, 1964 and ending June 30, 1965 be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 July, 1964 by Councilman Patton, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Mitchell

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-377

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND  
WESLEY WALDO WINN AND VELMA A. WINN FOR WATER AND SEWER SERVICE.

BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that the agreement between the City of Modesto and Wesley Waldo Winn  
and Velma A. Winn whereby City agrees to furnish water and sewer ser-  
~~for~~ vice to property described in agreement; Winn's agree to annex  
said property immediately upon commencement of construction of a  
department store, or at expiration of one year  
be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting  
of the Council of the City of Modesto held on the 6th day of  
July, 1964 by Councilman Patton , who moved its adopt-  
ion, which motion being duly seconded by Councilman Hughes ,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-378

REVISIED  
A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND  
STATE OF CALIFORNIA FOR MAINTENANCE OF STATE HIGHWAYS (REFLECTS  
NEW HIGHWAY ROUTE NUMBERS)

BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that the <sup>revised</sup> agreement between the City of Modesto and State of  
California for maintenance of State highways (reflecting new state  
~~xxx~~ highway route numbers); the effective date is July 1, 1964, and  
agreement will remain in full force and effect until amended or  
terminated  
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said <sup>revised</sup> agreement  
by the designated 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  
July, 1964 by Councilman Hughes, who moved its adopt-  
ion, which motion being duly seconded by Councilman Patton,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-379

SUPPLEMENTAL  
A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND  
CHARLES V. JEFFERS RELATING TO PARK FEES FOR STRATHMORE SUBDI-  
VISION NO. 2

BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that the agreement between the City of Modesto and Charles V.  
Jeffers relating to park fees for Strathmore Subdivision No. 2, which  
~~for~~ amends agreement dated August 26, 1959,

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said <sup>supplemental</sup> ~~agreement~~  
by the designated 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  
July, 1964 by Councilman Patton, who moved its adopt-  
ion, which motion being duly seconded by Councilman Hughes,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-380

A RESOLUTION APPOINTING MEMBER OF THE MODESTO CITY BOARD OF ELECTRICIAN EXAMINERS (CURTIS HOLLEY, FOR THE PERIOD JULY 6, 1964, TO JANUARY 1, 1966)

WHEREAS, Section 1100 of the Charter of the City of Modesto requires the City Council to appoint members to various Boards and Commissions, and

WHEREAS, the term of Curtis Holley on the Modesto City Board of Electrician Examiners expires on January 1, 1966,

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 Board of Electrician Examiners for the respective term as indicated:

July 6, 1964, to January 1, 1966

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the Modesto City Board of Electrician Examiners 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 July, 1964, by Councilman Patton, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell

ATTEST:

  
City Clerk

(SEAL)

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-381

A RESOLUTION ACCEPTING THE BID OF WILLIAM MINENI FOR CONSTRUCTION OF PUMP HOUSE AT PUMP STATION NO. 28 (MARK TWAIN PARK SITE)

WHEREAS, Resolution No. 64-303, adopted by the Council of the City of Modesto on June 8, 1964, approved the plans and specifications for the construction of pump house at pump station No. 28 (Mark Twain park site) and authorized the calling for bids, and

WHEREAS, the bids received for the construction of pump house at pump station No. 28 (Mark Twain park site) were opened at 2:00 P.M., June 23, 1964 and later tabulated by the Public Works Department 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 \$2,539.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of William Mineni in the amount of \$2,539.00 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 July, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid

ATTEST: Pauline P. Stanley  
Acting City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-382

A RESOLUTION AUTHORIZING WORK TO BE PERFORMED BY CITY FORCES FOR  
INSTALLATION OF WATER LINES IN SCENIC MANOR SUBDIVISION

WHEREAS, the Council of the City of Modesto adopted Resolution No. 64-332, on June 22, 1964, approving the plans and specifications for the installation of water lines in Scenic Manor Subdivision

and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on the 7th day of July, 1964, and

WHEREAS, the City Clerk, in accordance with said Resolution, thereafter duly and regularly caused a notice to be published in the manner and for the time prescribed by law, and

WHEREAS, no bids were received pursuant to said notice, and

WHEREAS, the Director of Public Works estimates that the cost of such work to be performed by city forces for the sum of \$2,850, which cost estimate has been approved by the City Manager, and

WHEREAS, the Council declares and determines that, in its opinion, based upon the estimate approved by the City Manager, the work in question may be performed better and more economically by the City with its own employees,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that, in accordance with the provisions of Section 1307 of the Charter of the City of Modesto, the City Manager is hereby authorized to proceed to have the work in question performed by the City by its own employees.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of July, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Mitchell, Patton, Tabbert, VanderWall,
NOES:	Councilmen:	Mayor Johansen
ABSENT:	Councilmen:	None
		Shastid

ATTEST: Pauline P. Stanley  
ACTING CITY CLERK

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-383

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND  
MODESTO JUNIOR COLLEGE DISTRICT OF STANISLAUS COUNTY FOR RELOCATION  
OF PUMP STATION NO. 8

BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that the agreement between the City of Modesto and Modesto Junior  
College District of Stanislaus County for relocation of Pump Station  
~~for~~ No. 8 to a new location on the Junior College campus

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement  
by the designated 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  
July, 1964 by Councilman Mitchell, who moved its adopt-  
ion, which motion being duly seconded by Councilman Tabbert,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid

ATTEST: Pauline P. Stanley  
Acting City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-384

A RESOLUTION GRANTING A VARIANCE TO RYAN ADVERTISING,  
INCORPORATED, TO ERECT AN EXCESS HEIGHT SIGN AT 1432  
MC HENRY AVENUE

WHEREAS, Ryan Advertising, Incorporated, has submitted a request to the Council of the City of Modesto for a variance to permit the erection of two thirty-five-foot ground signs to be placed 6" apart, and each having an area of 12' x 25', on property located at 1432 McHenry Avenue, in accordance with drawing on file in the office of the Director of Public Works; and

WHEREAS, Section 9-6.21(c) of the Modesto Municipal Code provides that no ground sign shall have its highest point more than twenty-five feet above the ground level except that the Council may authorize erection of the sign in excess of the said height limitation if it finds that said sign will not endanger the public health, safety or welfare; and

WHEREAS, the Director of Public Works has indicated that a sign meeting the twenty-five-foot code limitation will not be readily visible to southbound traffic, and visible to northbound traffic for a distance of only about one block; and

WHEREAS, the Council finds that the signs will not endanger the public health, safety and welfare and will not adversely affect the surrounding residents;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Ryan Advertising, Incorporated, be granted a variance to Section 9-6.21(c) of the Modesto Municipal Code to permit erection of two thirty-five-foot ground signs to be placed 6" apart, and each having an area of 12' x 25', on property located at 1432 McHenry Avenue (near the intersection of McHenry and Claradell Avenues) subject to the following condition:

1. That the permittee indemnify and save the City harmless from any and all damages, costs and charges of any kind or character arising out of the rights granted by this permit.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of

July, 1964 by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Patton, Tabbert, VanderWall

NOES: Councilmen: Mitchell, Mayor Johansen

ABSENT: Councilmen: Shastid

ATTEST: Pauline P. Stanley  
Acting City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-385

TERMINATION  
A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND  
MODESTO JUNIOR COLLEGE DISTRICT OF STANISLAUS COUNTY TERMINATING 99-  
YEAR LEASE FOR EXISTING SITE OF PUMP STATION NO. 8

BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that the <sup>termination</sup>/agreement between the City of Modesto and Modesto Junior  
College District of Stanislaus County to eliminate a 99-year lease  
for the existing site of Pump Station No. 8

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said <sup>termination</sup>/agreement  
by the designated 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  
July, 1964 by Councilman VanderWall, who moved its adopt-  
ion, which motion being duly seconded by Councilman Tabbert ,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid

ATTEST: Pauline P. Stanley  
Acting City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-386

A RESOLUTION COMMENDING THE CITY EMPLOYEES'  
ASSOCIATION FOR IT'S CITY-WIDE "CLEAN-UP  
CAMPAIGN"

WHEREAS, an offer from the City Employees' Association to conduct a "Clean-Up Modesto" campaign on July 11 and July 18, 1964 was accepted by the Council on June 1, 1964; and

WHEREAS, the manpower for the campaign was donated by the Modesto City Employees' Association, and use of equipment donated by the City; and

WHEREAS, the initial "clean-up" day was successful beyond anticipation, with citizens of the City of Modesto availing themselves of the opportunity to get rid of 110 truck loads of junk; and

WHEREAS, members of the Association gave generously of their time and efforts to a worthwhile cause of great benefit to all citizens of the City of Modesto;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, that it hereby commends all members of the Modesto City Employees' Association participating so unselfishly in the "Clean-Up Modesto" campaign on July 11, 1964.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the President of the Modesto City Employees' Association.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of July, 1964 by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid

ATTEST: Pauline P. Stanley  
Acting City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-387

A RESOLUTION APPROVING WATER SERVICE TO SHER-  
WOOD TERRACE SUBDIVISION LOCATED ON THE NORTH  
SIDE OF FLOYD AVENUE 600 FEET WEST OF COFFEE  
ROAD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that water service to Sherwood Terrace Subdivision, located on the north side of Floyd Avenue 600 feet west of Coffee Road, be and it is hereby approved, subject to conditions outlined in memorandum from Director of Public Works dated July 9, 1964 subject, "Water Service - Sherwood Terrace Subdivision."

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of July, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert,  
VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Shastid

ATTEST: Pauline P. Stanley  
Acting City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-388

A RESOLUTION AUTHORIZING THE CITY ATTORNEY TO PROCEED WITH SETTLEMENT IN THE CONDEMNATION CASE ENTITLED "CITY OF MODESTO VS. GEORGE C. KEMPLE, ET AL., SUPERIOR COURT NO. 85366 - WIDENING OF ORANGEBURG AVENUE".

WHEREAS, the Council of the City of Modesto on July 13, 1964, authorized the City Attorney to proceed with settlement of the condemnation case entitled, "City of Modesto vs. George C. Kemple, et al., Superior Court No. 85366 - Orangeburg Avenue Widening",

NOW, THEREFORE, BE IT RESOLVED that the City Council authorizes the City Attorney to proceed with settlement of this litigation.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of July, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert,  
VanderWall and Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid

ATTEST: Pauline P. Stanley  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By Robert C. Bienvenu  
ROBERT C. BIENVENU, Acting City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-389

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST  
OF LEE CONDIT, REALTOR, FOR CURB CUT VARIANCE AT PARA-  
DISE PLAZA SHOPPING CENTER

BE IT HEREBY RESOLVED by the Council of the City  
of Modesto that Monday, July 27, 1964, 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 request of Lee Condit, Realtor,  
for curb cut variance at Paradise Plaza Shopping Center.

The foregoing resolution was introduced at a reg-  
ular meeting of the Council of the City of Modesto held  
on the 20th day of July, 1964, by Councilman  
Shastid, who moved its adoption, which motion being  
duly seconded by Councilman Tabbert, was upon roll  
call carried and the resolution adopted by the follow-  
ing vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST: Pauline P. Stanley  
Acting City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-390

A RESOLUTION AUTHORIZING DEDICATION OF FIRE STATION NO. 5,  
200 NORTHERN BOULEVARD, MODESTO, CALIFORNIA, IN MEMORY OF  
DURWOOD C. TAYLOR

WHEREAS, Fire Station No. 5, 200 Northern Boulevard, Modesto,  
California, is nearing completion, and

WHEREAS, Durwood C. Taylor, while acting in the capacity of  
Fire Marshal for the City of Modesto, died in the line of duty  
on March 15, 1957, and

WHEREAS, it is the opinion of the Council that dedication of  
Fire Station No. 5 to the memory of Durwood C. Taylor is fitting  
tribute to an individual who gave his life in the line of duty  
and in the service of the City of Modesto;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of  
Modesto that upon its completion, Fire Station No. 5, located at  
200 Northern Boulevard, Modesto, California, be dedicated to the  
memory of Fire Marshal Durwood C. Taylor, who died in the line of  
duty on March 15, 1957.

BE IT FURTHER RESOLVED that a suitable plaque be placed on  
the front exterior wall of the building.

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 20th day of  
July, 1964, by Councilman Shastid, who moved its adoption, which  
motion being duly seconded by Councilman Patton, was upon roll  
call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: Pauline P. Stanley  
Acting City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-391

A RESOLUTION REJECTING THE BID RECEIVED FOR CONSTRUCTION OF PARKING LOT NO. 12 ON 9TH STREET BETWEEN J AND K STREETS (DEMOLITION OF FORMER MODESTO PLYMOUTH BUILDING)

WHEREAS, the Council of the City of Modesto adopted Resolution No. 64-268 on May 25, 1964, approving the plans and specifications for construction of parking lot #12 on 9th Street between J and K Streets (demolition of former Modesto Plymouth building) and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on the 19th day of June, 1964, at 2:00 P.M.; and

WHEREAS, the City Clerk, in accordance with said Resolution, thereafter duly and regularly caused a notice to be published in the manner and for the time prescribed by law; and

WHEREAS, one bid was received from R. Iversen Construction Company, San Jose, California, which did not include simultaneous replacement or reinforcing of the existing wall; and

WHEREAS, the Director of Parking and Traffic believes it is impossible to demolish the existing building without making arrangements for the simultaneous replacement or reinforcing of the wall and recommends the bid of R. Iversen Construction Company, San Jose, California, be rejected.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that, in accordance with the provisions of Section 1307 of the Charter of the City of Modesto, the bid received pursuant to the aforesaid notice be and it is hereby rejected.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of July, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

Pauline P. Stanley  
Acting City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-392

A RESOLUTION AUTHORIZING DIRECTOR OF PARKING AND TRAFFIC TO NEGOTIATE FOR BIDS FOR DEMOLITION OF BUILDING AND CONSTRUCTION OF PARKING LOT NO. 12

WHEREAS, the Council of the City of Modesto adopted Resolution No. 64-391 rejecting all bids received for the construction of Parking Lot No. 12 on 9th Street between J and K Streets, including the demolition of the former Modesto Plymouth building;

NOW, THEREFORE, be it resolved by the Council of the City of Modesto that the Director of Parking and Traffic be, and he is hereby authorized to informally negotiate for bids for the demolition of the building and construction of Parking Lot No. 12 (former Modesto Plymouth building).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of July, 1964, by Councilman Patton, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: Pauline P. Stanley  
Acting City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-393

A RESOLUTION ACCEPTING THE BID OF ACME CONSTRUCTION COMPANY FOR THE CONSTRUCTION OF PARKING LOT NO. 12 (FORMER MODESTO PLYMOUTH)

WHEREAS, Resolution No. 64-392, adopted by the Council of the City of Modesto on July 20, 1964, approved the negotiation of informal bids for the construction of Parking Lot No. 12 (former Modesto Plymouth); and

WHEREAS, the bids received for the construction of Parking Lot No. 12 (former Modesto Plymouth) were tabulated by the Director of Parking and Traffic for the consideration of the Council; and

WHEREAS, the Director of Parking and Traffic has recommended that the bid of Acme Construction Company in the amount of \$18,914 (Alternate 2) be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Acme Construction Company in the amount of \$18,914 (Alternate 2) 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 July, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: Pauline P. Stanley  
Acting City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-394

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$1,500 -  
PARKING LOT #12 (FORMERLY MODESTO PLYMOUTH)

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

Fund No. 209  
Parking Fund

From: General Reserve (600)	\$1,500
To: Ninth Street Lot (5302)	\$1,500

(Bids received for demolition of building  
were more than estimated amount.)

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 20th day  
of July, 1964 , by Councilman Shastid , who moved  
its adoption, which motion being duly seconded by Councilman  
VanderWall , was upon roll call carried and the resolution  
adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST: Pauline D. Stauber  
Acting City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64- 395

A RESOLUTION AMENDING SECTION 2 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. 64-314.

BE IT RESOLVED by the Council of the City of Modesto that Section 2 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:

SECTION 2. ANGLE PARKING. Angle parking is hereby established at the following locations:

15th Street, between F and H Streets (southwesterly side) on Sundays and 6 p.m. to midnight all other days (45° angle). At other times parallel to curb.

College Avenue, beginning at a point on the west curb line of College Avenue sixty (60') feet north of the north curb line of Orangeburg Avenue and continuing north on College Avenue a distance of two hundred two (202') feet. (diagonal)

Concord Avenue, beginning at a point on the east curb line of Concord Avenue fifty-eight (58') feet north of the north curb line of Orangeburg Avenue and continuing north on Concord a distance of two hundred (200') feet. (diagonal)

F Street, between 10th and 11th Streets (south side) (diagonal)

G Street, between 14th and 16th Streets (northwesterly side) on Sundays and 6 p.m. to midnight all other days (45° angle). At other times parallel to curb.

I Street, between 9th and 13th Streets (both sides) (diagonal)

Orangeburg Avenue, on the south side beginning at a point one hundred fifteen (115') feet west of the westerly curb line of McHenry Avenue and continuing westerly a distance of one hundred twenty-seven (127') feet. (45° angle)

P Street, between 9th and Needham Streets (both sides)  
(diagonal)

BE IT FURTHER RESOLVED that Resolution No. 64-314 adopted by the Council on June 8, 1964, 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 July, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: Paulina P. Stanley  
Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By Robert C. Bienvenu  
ROBERT C. BIENVENU, Acting City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-396

A RESOLUTION ACCEPTING THE ~~RECONSTRUCTION~~ REALIGNMENT OF TUOLUMNE  
BOULEVARD AND IMPROVEMENT AT 7TH AND "B" STREETS

WHEREAS, a report has been filed by the Director of Public Works  
that the ~~reconstruction~~ realignment of Tuolumne Boulevard and improve-  
ment at 7th and "B" Streets

has been completed by M. J. Ruddy & Son, P. O. Box 3042, Modesto,  
California

in accordance with the contract agreement, dated May 18 , 1964.

NOW, THEREFORE, BE IT RESOLVED that the ~~construction~~ realign-  
ment of Tuolumne Boulevard and improvement at 7th and "B" Streets  
be accepted from said contractor M. J. Ruddy & Son

that Notice of Completion be filed with the Recorder of Stanislaus  
County and that payment of amounts due, as provided in the contract,  
be authorized.

The foregoing resolution was introduced at a regular meeting of  
the Council of the City of Modesto held on the 20th day of July,  
1964, by Councilman Mitchell , who moved its adoption, which motion  
being duly seconded by Councilman Patton , was upon roll call  
carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST: Pauline P. Stanley  
Acting City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-397

A RESOLUTION ACCEPTING THE ~~CONSTRUCTION OF~~ IMPROVEMENT OF  
BRIGGSMORE AVENUE BETWEEN CARVER ROAD AND TULLY ROAD

WHEREAS, a report has been filed by the Director of Public Works that the ~~construction of~~ improvement of Briggsmore Avenue between Carver Road and Tully Road has been completed by M. J. Ruddy & Son, P. O. Box 3042, Modesto in accordance with the contract agreement, dated May 18, 1964.

NOW, THEREFORE, BE IT RESOLVED that the ~~construction of~~ improvement of Briggsmore Avenue between Carver Road and Tully Road be accepted from said contractor M. J. Ruddy & Son

that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due, as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of July, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST: Pauline P. Stanley  
ACTING CITY CLERK

(SEAL)

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-398

A RESOLUTION ACCEPTING THE BID OF M. J. RUDDY & SON  
FOR THE RECONSTRUCTION OF COFFEE ROAD FROM SCENIC DRIVE  
TO MULTNOMAH AVENUE

WHEREAS, paragraph 6 of Cooperative Agreement between the City of Modesto and the County of Stanislaus covering the reconstruction of Coffee Road from Scenic Drive to Multnomah Avenue provides that no contract in an amount in excess of the Engineer's estimated cost shall be awarded unless both parties agree in writing to such an award; and

WHEREAS, the bids received for the reconstruction of Coffee Road from Scenic Drive to Multnomah Avenue were opened in the County Board of Supervisors Council Chambers on July 14, 1964; and

WHEREAS, the Director of Public Works of the City of Modesto has recommended that the bid of M. J. Ruddy & Son in the amount of \$77,502.70 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of M. J. Ruddy & Son in the amount of \$77,502.70 be accepted and the Board of Supervisors of the County of Stanislaus be so notified.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of July, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST: Pauline P. Stanley  
Acting City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-399

LEASE  
A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND  
ROSIE BRYANT - RENTAL OF CITY-OWNED PROPERTY, 207-209 ELM

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the <sup>lease</sup> agreement between the City of Modesto and Rosie Bryant for rental of City-owned property at 207-209 Elm on a month-to-~~for~~ month tenancy commencing on the 10th day of July, 1964, for a rental payment of \$60.00 per month be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said <sup>lease</sup> agreement by the designated 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 July, 1964 by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	None

ATTEST: Pauline P. Stanley  
Acting City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-400

A RESOLUTION AUTHORIZING RENEWAL OF THE CITY'S GENERAL COMPREHENSIVE LIABILITY, AUTOMOBILE LIABILITY INSURANCE AND ADDITION OF ERRORS AND OMISSIONS INSURANCE COVERAGE UNDER A SINGLE POLICY, FOR A PERIOD OF ONE YEAR, AND RENEWAL OF AVIATION LIABILITY INSURANCE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the City's comprehensive liability and automobile liability insurance policy which expired June 27, 1964, be renewed with Great American Insurance Company under a single policy for the period beginning June 27, 1964 and ending June 27, 1965;

BE IT FURTHER RESOLVED that the experience credit under the above single policy be computed separately as to Miscellaneous and Automobile;

BE IT FURTHER RESOLVED that errors and omissions insurance coverage be added to the above renewed comprehensive liability and automobile liability insurance policy;

BE IT FURTHER RESOLVED that the City's comprehensive airport liability policy, which expired on June 27, 1964, be renewed with Insurance Company of North America for the period beginning June 27, 1964 and ending June 27, 1965;

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of July, 1964 by Councilman Patton, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST: Pauline P. Stanley  
Acting City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-401

A RESOLUTION APPROVING APPROPRIATION TRANSFERS FOR CITY'S  
PUBLIC LIABILITY INSURANCE FOR 1964-65 FISCAL YEAR

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

Fund No. 512, Service Working Capital

From:	Reserve Appropriation (600)	\$785
To:	Automotive Insurance (412)	\$785

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From:	General Fund (101) General Reserve (600)	\$1,799
To:	Insurance & Retirement (64)	
	Public Liability Insurance (415)	884
	Errors & Omissions Insurance (420)	915

(Increased premiums due to growth of City and to  
provide amount for Errors and Omissions)

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 20th day  
of July, 1964, by Councilman Shastid, who moved  
its adoption, which motion being duly seconded by Councilman  
Patton, was upon roll call carried and the resolution  
adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST: Pauline P. Stanley  
Acting City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-402

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST  
OF REX HAIGH FOR VARIANCE TO PERMIT BLACKTOPPING IN  
RIGHT OF WAY AT 1131 YOSEMITE BOULEVARD

BE IT HEREBY RESOLVED by the Council of the City  
of Modesto that August 3, 1964 , at 4:35 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 request of Rex Haigh for vari-  
ance to permit blacktopping in right of way at 1131  
Yosemite Boulevard;

The foregoing resolution was introduced at a reg-  
ular meeting of the Council of the City of Modesto held  
on the 27th day of July, 1964 by Councilman  
Shastid , who moved its adoption, which motion being  
duly seconded by Councilman Tabbert , was upon roll  
call carried and the resolution adopted by the follow-  
ing vote:

AYES: Patton, Shastid, Tabbert, Vice Mayor VanderWall

NOES: None

ABSENT: Hughes, Mitchell, Mayor Johansen

ATTEST:   
Rex B. Gallus  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-403

A RESOLUTION ACCEPTING THE ~~CONSTRUCTION~~ <sup>INSTALLATION</sup> OF COMMUNICATIONS EQUIPMENT FOR THE POLICE-COMMUNICATIONS BUILDING BY ELECTRONIC SPECIALTIES COMPANY


WHEREAS, a report has been filed by the Director of Public Works that the ~~construction~~ <sup>installation</sup> of the communications system for Police-Communications Building has been completed by Electronic Specialties Company, 100 North Broadway, Fresno, California in accordance with the contract agreement, dated June 20, 1963.

NOW, THEREFORE, BE IT RESOLVED that the ~~construction~~ <sup>installation</sup> of the communications system for the Police-Communications Building be accepted from said contractor Electronic Specialties Company, 100 North Broadway, Fresno, California that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due, as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of July, 1964, by Councilman Tabbert, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Patton, Shastid, Tabbert, Vice Mayor VanderWall  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes, Mitchell, Mayor Johansen

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-404

A RESOLUTION APPOINTING MARVIN RAY CITY MANAGER PRO TEMPORE DURING ABSENCE OR DISABILITY OF THE CITY MANAGER AND APPOINTING ELWYN L. JOHNSON CITY MANAGER PRO TEMPORE DURING THE ABSENCE OR DISABILITY OF BOTH THE CITY MANAGER AND DEPUTY CITY MANAGER, AND RESCINDING RESOLUTION NO. 61-25.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Marvin Ray, Deputy City Manager, be and he is hereby appointed City Manager Pro Tempore during the absence or disability of the City Manager.

BE IT FURTHER RESOLVED that Elwyn L. Johnson, City Attorney, be and he is hereby appointed City Manager Pro Tempore during the absence or disability of both the City Manager and Deputy City Manager.

BE IT FURTHER RESOLVED that Resolution No. 61-25, adopted by the Council on January 18, 1961, be and it is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of July, 1964, by Councilman Patton, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Patton, Shastid, Tabbert, Vice Mayor VanderWall

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Mitchell, Mayor Johansen


ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM

BY

  
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-405

A RESOLUTION GRANTING DRIVEWAY VARIANCE TO LEE CONDIT,  
REALTOR (PARADISE PLAZA SHOPPING CENTER)

WHEREAS, Lee Condit, Realtor, has requested a variance to the provisions of Section 7-1.104(a) of the Modesto Municipal Code to permit the widening of two existing driveways from thirty (30') feet to forty (40') feet at the Paradise Plaza Shopping Center, located on the southerly side of Paradise Road between Chicago Avenue and Franklin Street; and

WHEREAS, Section 7-1.104(a) of the Modesto Municipal Code provides that driveways shall not exceed thirty (30') feet in width unless a variance is approved by the Council; and

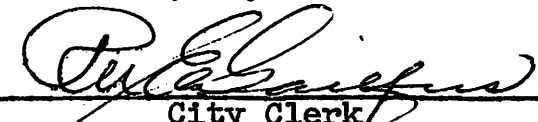
WHEREAS, after investigation and study of the property, the Director of Public Works has recommended that the request be granted on the basis that the forty (40') foot driveways will afford a smoother ingress and egress than which is allowed with the existing thirty (30') foot commercial driveways;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of Lee Condit, Realtor, for a variance to Section 7-1.104(a) of the Modesto Municipal Code to permit widening of two existing driveways from thirty (30') feet to forty (40') feet at the Paradise Plaza Shopping Center, located on the southerly side of Paradise Road between Chicago Avenue and Franklin Street 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 27th day of July, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Patton, Shastid, Tabbert, Vice Mayor  
VanderWall  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes, Mitchell, Mayor Johansen

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64- 406

A RESOLUTION DESIGNATING TRUCK ROUTES IN THE CITY  
OF MODESTO.

WHEREAS, Section 3-2.1301 (d) of the Municipal Code of the City of Modesto authorizes the Council to determine and designate truck routes by resolution, which designation shall become effective when appropriate signs are placed giving notice of said designations to the public,

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

SECTION 1. Truck routes are hereby designated as shown on the attached map entitled "Modesto Truck Routes", marked Exhibit "A".

SECTION 2. The Director of Parking and Traffic is hereby directed to cause the truck routes to be marked and designated in accordance with the provisions of this resolution.

SECTION 3. The provisions of this resolution shall be subject to the provisions of Section 3-2.815 of the Municipal Code requiring the approval of State Department of Public Works insofar as they pertain to the regulation of traffic upon State highways within the City.

SECTION 4. Resolution No. 62-133 adopted by the Council on March 26, 1962, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of July, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Patton, Shastid, Tabbert, Vice Mayor VanderWall

NOES: Councilmen: None

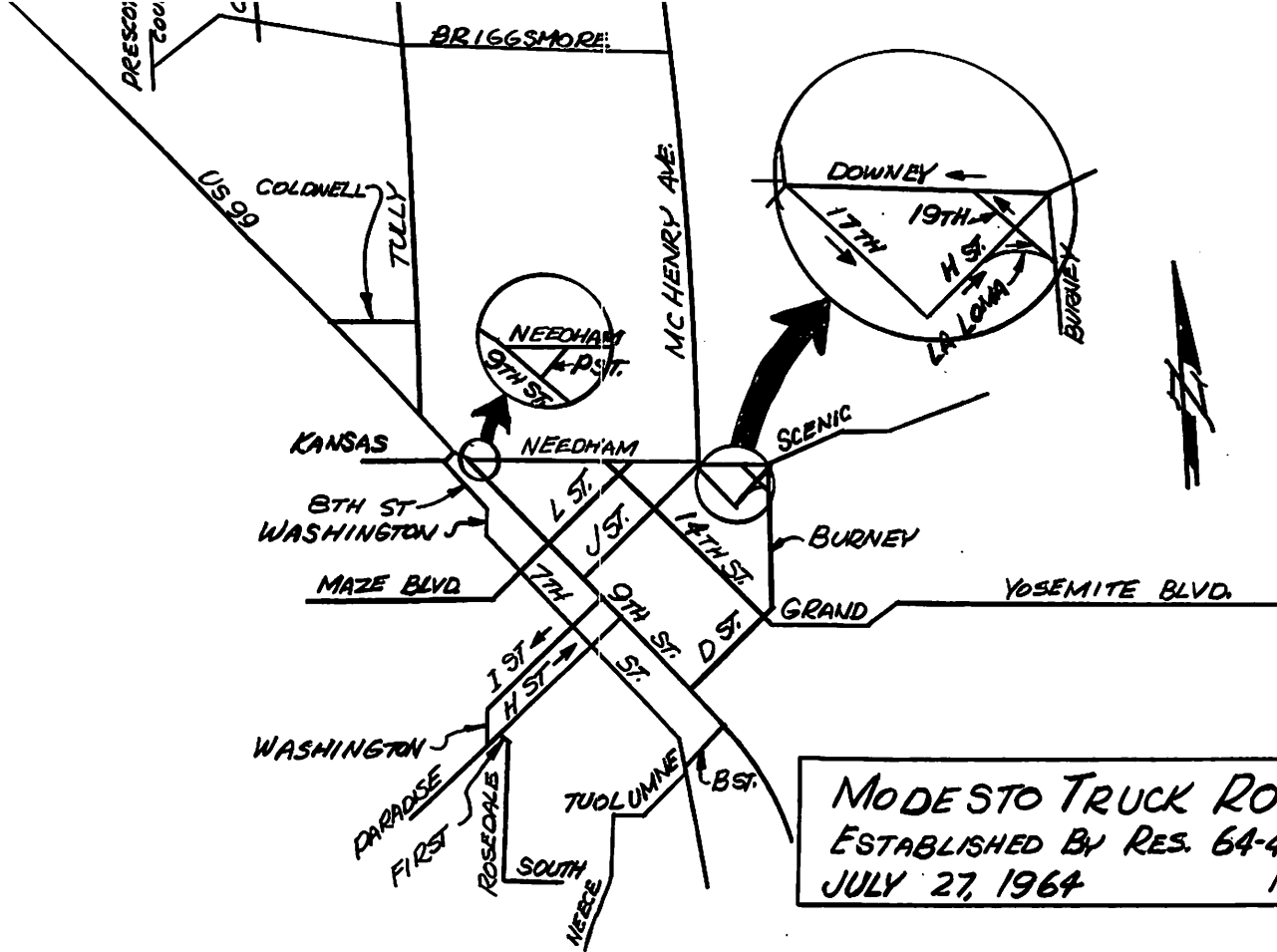
ABSENT: Councilmen: Hughes, Mitchell, Mayor Johansen

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ELWYN L. JOHNSON, City Attorney



**MODESTO TRUCK ROUTES**  
 ESTABLISHED BY RES. 64-406  
 JULY 27, 1964  
 KEC

Exhibit "A"

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-407

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$625 FOR  
STREET LIGHTS AT BOWEN AND T.S.R.R. CROSSING

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

Fund No. 321  
Special Fund for Capital Outlays

From:	General Reserve (600)	\$625
To:	Grade Crossing Improvements at Bowen & T.S.R.R. (503-321)	\$625

(Street lights are needed at the Bowen and T.S.R.R.  
crossing. The T.S.R.R. will reimburse the City  
one-half of the total cost. The P.U.C. will reim-  
burse the City for one-half of its cost.)

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 27th day  
of July, 1964, by Councilman Shastid, who moved  
its adoption, which motion being duly seconded by Councilman  
Tabbert, was upon roll call carried and the resolution  
adopted by the following vote:

AYES:	Councilmen:	Patton, Shastid, Tabbert, Vice Mayor VanderWall
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Hughes, Mitchell, Mayor Johansen

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64- 408

A RESOLUTION AMENDING SECTION 7.5(e) OF THE PERSONNEL RULES RELATING TO PART-TIME POSITIONS IN THE CITY SERVICE AND 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, Section 1109 of Article XI of the City Charter provides that the Personnel Commission shall have the power and be required to recommend to the City Council after a public hearing thereon, the adoption, amendment, or repeal of personnel rules and regulations, and

WHEREAS, the Personnel Commission, after a public hearing thereon, has recommended that Sections 7.5(e) and 13.3 of the Personnel Rules be amended as hereinafter set forth, and

WHEREAS, the City Manager has reviewed the proposed amendments to the Personnel Rules as recommended by the Personnel Commission, and

WHEREAS, the City Council has reviewed said amendments to the Personnel Rules as recommended by the Personnel Commission and 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 Section 7.5(e) of the Personnel Rules be amended to read as follows:

7.5 Types of Appointment

(e) Part-time: appointment to a position which requires less than full time.

1. Part-time positions requiring less than half time are in the unclassified service and pay shall be on an hourly or per diem basis for time worked only.
2. Part-time positions requiring half time or more are in the classified service. Vacation, holiday, and sick leave benefits shall be proportional to time worked except that part-time employees not required to work on Good Friday shall not receive overtime credit.

SECTION 2. That Section 13.3 of the Personnel Rules be amended to read as follows:

13.3 Holidays

The City normally observes the following as paid holidays: January 1, February 22, May 30, July 4, the first Monday in September, November 11, Thanksgiving Day, December 25, and from 12:00 noon to 3:00 P.M. on Good Friday. Any employee who is required to work on a holiday shall receive one day overtime credit; part-time employees not required to work on Good Friday shall not be given overtime credit. When a holiday falls on Sunday, the following Monday will be observed instead. Employees whose regular days off are other than Saturday and Sunday shall be entitled to the same number of paid holidays per year as are those whose regular days off are Saturday and Sunday.

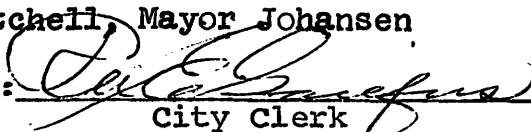
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of July, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Patton, Shastid, Tabbert, Vice Mayor VanderWall

NOES: Councilmen: None

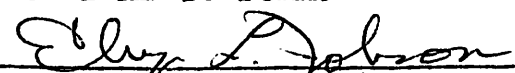
ABSENT: Councilmen: Hughes, Mitchell, Mayor Johansen

ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-409

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

WHEREAS, a Position Classification Plan was adopted by Resolution No. 62-9 pursuant to Rule 2 of the Personnel Rules and Regulations of the City of Modesto, and

WHEREAS, the Personnel Commission has recommended to the Council the creation of an additional class of position to be included in the Position Classification Plan, and

WHEREAS, Rule 2.2 of the City of Modesto Personnel Rules provides that major revisions to the classification plan shall be effective upon adoption by resolution of the 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

Radio Telephone Operator

SECTION 2. The specifications for this classification 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 27th day of July, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Patton, Shastid, Tabbert, Vice Mayor VanderWall

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Mitchell, Mayor Johansen

ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM

By

  
ELWYN L. JOHNSON, City Attorney

DEFINITION

Under supervision, to operate various communications equipment for police, fire and general City government; to dispatch emergency police, fire and other public safety equipment and personnel; and to do related work as required.

TYPICAL TASKS

Receives calls for police assistance by telephone and alarm systems and dispatches appropriate police units by radio telephone; receives emergency fire calls by telephone and alarm systems and dispatches appropriate fire equipment; dispatches and receives all radio transmissions for police and fire departments and general City government; maintains radio and telephone communications with office of the Sheriff; operates switchboard and refers incoming city calls to appropriate city organization; receives incoming city calls after normal working hours, answers routine inquiries and refers emergency calls to appropriate city personnel or to superior; performs varied clerical duties such as the typing of messages, operation of a teletypewriter, maintenance of message logs, assistance on reports and records, filing and answering of inquiries.

EMPLOYMENT STANDARDS

Any combination of training and experience equivalent to completion of the twelfth grade and two years of recent employment that indicates maturity and the ability to accept responsibility.

LICENSE

A valid third class Radio Telephone Operator's license must be obtained prior to permanent appointment.

DESIRABLE QUALIFICATIONS

Knowledge and appreciation of the purposes and general methods of police and fire work; knowledge of routine clerical operations such as typing, filing, and preparation of accurate reports, skill in the operation of radio telephone equipment; ability to speak clearly, to use good English, and to spell correctly; ability to follow instructions, to reason clearly, and to think and act quickly in emergencies; ability to analyze situations accurately and to adopt an effective course of action; ability to work effectively with others.

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-410

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 31 OF THE ZONING MAP (SPENCER)

WHEREAS, the Modesto City Planning Commission held a public hearing on July 21, 1964, in the Council Chambers for the purpose of considering an amendment to Section 31 of the Zoning Map (Spencer) to reclassify from P-D (12), Planned Development, to R-1, One-Family Zone, the following described property:

Beginning at a point on the existing city limits as established by the southeastern line of the Emerald Gardens Addition, as per description filed February 5, 1962, Instrument 4485, Stanislaus County Records, said point being North  $34^{\circ} 37'$  East, 31.19 feet from the Southeastern corner of said Emerald Gardens Addition; thence continuing along said line, North  $34^{\circ} 37'$  East, 631.37 feet; thence along the Northern line and its Westerly extension of property conveyed to Tally E. Taylor, et ux, by Deed recorded March 3, 1948, Instrument 4993, Stanislaus County Records, North  $89^{\circ} 57'$  East, 560.26 feet, to the Western line of a 40 foot public road known as Spencer Avenue; thence along the Western line of Spencer Avenue, South  $0^{\circ} 10'$  West, 518.33 feet, to the Southern line of property conveyed to Jesse P. Bailey, et ux, by Deed recorded March 12, 1959, Instrument 7283, Stanislaus County Records; thence along the Southern line of said Bailey property and the Southern line of the property conveyed to Edna Alice Taylor by Deed recorded December 13, 1946 as Instruments Number 35674 and 35675, Stanislaus County Records, and its Westerly extension, South  $89^{\circ} 54'$  West 917.43 feet, to the point of beginning, containing 8.796 acres, being located north of California Avenue between Spencer Avenue and MID Lateral No. 5; and

WHEREAS, the said commission, after hearing evidence both oral and documentary, on the proposed amendment, adopted Resolution No. 64-71 recommending to the Council that rezoning of the area as requested was 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 be set for 7:45 P.M., Monday, August 10, 1964, in the Council Chambers of the City of Modesto 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 27th day of July, 1964, by Councilman Tabbert , who moved its adoption, which motion

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

AYES: Councilmen: Patton, Shastid, Tabbert, Vice Mayor VanderWall

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Mitchell, Mayor Johansen

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-411

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 19 OF THE ZONING MAP TO RECLASSIFY FROM R-1 TO R-2 (HAUB)

WHEREAS, the Modesto City Planning Commission held a public hearing on July 21, 1964 in the Council Chambers for the purpose of considering an amendment to Section 19 of the Zoning Map to reclassify from R-1, One-Family Zone, to R-2, Two-Family Zone, the following described property:

~~the following described property~~  
Beginning at a point on the intersection of the center lines of Carver Road and Teresa Street; thence North 0° 31' West along the center line of Carver Road a distance of 85 feet to the true point of beginning; thence continuing North 0° 31' West along the center line of Carver Road a distance of 92.5 feet; thence South 89° 03' East a distance of 185.21 feet; thence South 0° 31' East a distance of 92.5 feet; thence North 89° 03' West a distance of 185.21 feet to the point of beginning, being located on the east side of Carver Road 55 feet north of Teresa Street  
and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 64-72 recommending to the Council that 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 19 of the Zoning Map be set for August 10, 1964, 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 27th day of July, 1964 by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Patton, Shastid, Tabbert, Vice Mayor ManderWall

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Mitchell, Mayor Johansen

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-412

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 OF THE ZONING MAP (CRESTWOOD TERRACE NO. 2 ADDITION)

WHEREAS, the Modesto City Planning Commission held a public hearing on July 21, 1964 in the Council Chambers for the purpose of considering an amendment to Section 9 of the Zoning Map to reclassify from R-A to R-1 the following described property:

Beginning at a point on the city limits line as established by the southwestern corner of the Crestwood Terrace Addition; thence North 89° 30' West a distance of 659.05 feet; thence North 0° 45' 30" West ~~the following described property;~~ a distance of 441.23 feet; thence South 89° 30' East a distance of 659.21 feet; thence South 0° 45' East a distance of 240.57 feet; thence South 89° 30' East a distance of 659.29 feet; thence South 0° 44' 30" East a distance of 260 feet; thence North 89° 30' West a distance of 659.25 feet; thence South 0° 45' East a distance of 240 feet; thence continuing South 0° 45' East a distance of 420 feet to the point of beginning; said property being located on the north side of Rumble Road, containing Sherwood Elementary School, adjacent park site, and Crestwood Terrace No. 3 Subdivision; and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 64-73 recommending to the Council that 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 of the Zoning Map be set for August 10, 1964 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.

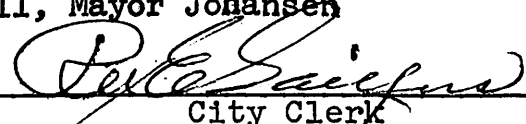
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of July, 1964 by Councilman Shastid, who moved its adoption, which motion being Vice Mayor duly seconded by ~~James L. Van~~ VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Patton, Shastid, Tabbert, Vice Mayor VanderWall

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Mitchell, Mayor Johansen

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-413

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 OF THE ZONING MAP (WYLIE)

WHEREAS, the Modesto City Planning Commission held a public hearing on July 21, 1964 in the Council Chambers for the purpose of considering an amendment to Section 18 of the Zoning Map to re-classify from R-A, Residential-Agriculture Zone, to R-1, One-Family Zone, and R-2, Two-Family Zone, the following described property:

From R-A to R-1: Beginning at a point on the North line of Mount Vernon Drive, 130.09 feet east of the center line of Carver Road; thence North  $0^{\circ} 46' 30''$  West 652.59 feet, thence South  $89^{\circ} 07' 45''$  East a distance of 633.23 feet; thence South  $0^{\circ} 40' 45''$  East a distance of 523.83 feet to the north line of Mount Vernon Drive; thence southwesterly along the north line of Mount Vernon Drive a distance of 641.85 feet to the point of beginning. Being all of that portion of the Wyldewood Park No. 2 Subdivision lying east of lots fronting on Carver Road.

From R-A to R-2: Beginning at a point 20 feet, at right angles, west of the center line of Carver Road and on the Northern line of Mount Vernon Drive; thence North  $0^{\circ} 46' 30''$  West 659.70 feet; thence South  $89^{\circ} 07' 45''$  East along the north line of lot 1, Block 6666, a distance of 150.05 feet to the east line of lot 1, Block 6666; thence South  $0^{\circ} 46' 30''$  East along the east line of lots 1 through 10, Block 6666, a distance of 652.59 feet to the north line of Mount Vernon Drive; thence along the north line of Mount Vernon Drive a distance of 150.09 feet more or less to the point of beginning. Said area being lots 1 through 10, Block 6666, located on the east side of Carver Road north of Mount Vernon Drive; and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 64-75 recommending to the Council that 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 of the Zoning Map be set for August 17, 1964 at 4:40 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 27th day of July,

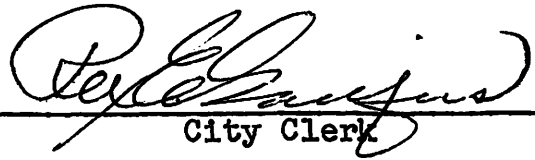
1964 by Councilman Tabbert , who moved its adoption, which motion being duly seconded by Councilman Shastid , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Patton, Shastid, Tabbert, Vice Mayor VanderWall

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Mitchell, Mayor Johansen

ATTEST: \_\_\_\_\_



City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-414

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 19 OF THE ZONING MAP (FRANCE)

WHEREAS, the Modesto City Planning Commission held a public hearing on July 21, 1964 in the Council Chambers for the purpose of considering an amendment to Section 19 of the Zoning Map to reclassify from R-1, One-Family Zone, to R-3, Multiple-Family Zone, the following described property:

Beginning at a point at the intersection of the center lines of Orangeburg Avenue and Carver Road; thence South 83° 32' 10" West a distance of 115.45 feet; thence South 89° 44' 30" West a distance of 55 feet; thence North 0° 31' West a distance of 110.22 feet; thence South 89° 44' 30" East a distance of 200 feet; thence South 0° 31' East a distance of 107.54 feet; thence North 89° 03' West a distance of 30 feet to the center line of Carver Road; thence South 0° 31' East a distance of 30 feet to the true point of beginning, said property being located at the northwest corner of Carver Road and W. Orangeburg Avenue; and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 64-76 recommending to the Council that 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 19 of the Zoning Map be set for August 17, 1964 at 4:45 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.

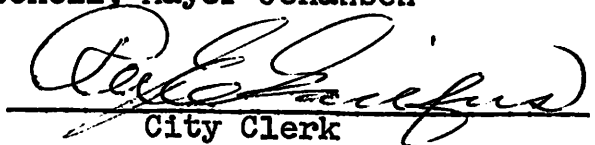
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of July, 1964 by Councilman Shastid, who moved its adoption, which motion being duly seconded by ~~Councilman~~ Vice Mayor VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Patton, Shastid, Tabbert, Vice Mayor VanderWall

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Mitchell, Mayor Johansen

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-415

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 5 OF THE ZONING MAP (YOUNG)

WHEREAS, the Modesto City Planning Commission held a public hearing on July 21, 1964 in the Council Chambers for the purpose of considering an amendment to Section 5 of the Zoning Map (Young) to reclassify from One-Family Zone, R-1, to Two-Family Zone, R-2, the following described property:

Beginning at the southwest corner of Lot 6 of the Rouse Colony; thence North along the centerline of Colorado Avenue a distance of 602.53 feet to the true point of beginning of this description; thence continuing North along the centerline of Colorado Avenue a distance of 1262.85 feet; thence North  $89^{\circ} 44' 45''$  East a distance of 155.00 feet; thence South parallel to the centerline of Colorado Avenue a distance of 972.26 feet; thence along a curve concave to the northeast, having a radius of 100.00 feet through a central angle of  $54^{\circ} 46' 44''$  a curve distance of 95.61 feet; thence South  $54^{\circ} 46' 44''$  East a distance of 40.00 feet; thence South  $35^{\circ} 13' 16''$  West a distance of 176.50 feet; thence along a curve concave to the northwest, having a radius of 100.00 feet, through a central angle of  $54^{\circ} 46' 44''$ , a curve distance of 95.61 feet; thence West a distance of 46.52 feet to the point of beginning; excepting therefrom the West 20 feet; said property is located on the east side of Colorado Avenue from opposite Avalon to north of Figaro Avenues; and

WHEREAS, the said Planning Commission, after hearing evidence both oral and documentary, on the proposed amendment, adopted Resolution No. 64-78 recommending to the Council that rezoning of the area as requested was 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 be set for August 17, 1964 at 4:50 P.M. in the Council Chambers of the City of Modesto 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 27th day of July, 1964 by Councilman Tabbert , who moved its adoption, which motion being duly seconded by Councilman Shastid , was upon roll call

carried and the resolution adopted by the following vote:

AYES: Councilmen: Patton, Shastid, Tabbert, Vice Mayor VanderWall

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Mitchell, Mayor Johansen

ATTEST:

  
\_\_\_\_\_  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-416

A RESOLUTION ACCEPTING RESIGNATION OF DAROL CARLSON  
FROM MODESTO CITY PERSONNEL COMMISSION AND COMMEND-  
ING HIM FOR SERVICES RENDERED TO THE CITY OF MODESTO

WHEREAS, Darol Carlson was appointed a member of the  
Modesto City Personnel Commission on March 23, 1964; and

WHEREAS, Mr. Carlson has tendered his resignation from  
the Modesto City Personnel Commission.

NOW, THEREFORE, BE IT RESOLVED that this Council of the  
City of Modesto, on its own behalf and in behalf of the citizens  
of this City, hereby expresses its sincere appreciation to Darol  
Carlson for his services to the community and hereby accepts  
his resignation from the Modesto City Personnel Commission.

BE IT FURTHER RESOLVED that the City Clerk be, and he is  
hereby, directed to furnish a certified copy of this resolution  
to Mr. Carlson in recognition of his services.

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 3rd day  
of August, 1964, by Councilman Shastid, who moved its adoption,  
which motion being duly seconded by Councilman Tabbert, was upon  
roll call carried and the resolution adopted by the following  
vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Tabbert, Vice  
Mayor VanderWall

NOES: Councilmen: None

ABSENT: Councilmen: Patton, Mayor Johansen

ATTEST: \_\_\_\_\_

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-417

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$400 - FUNDS  
FOR IDENTIFYING SIGN "THOMAS B. SCOTT PARK"

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

Fund No. 321  
Special Fund for Capital Outlays


From:	General Reserve (600)	\$400
To:	General Parks Improvement (271)	\$400

(To appropriate funds needed for identifying sign  
"Thomas B. Scott Park!" Gift of \$250 from Mrs.  
Scott, estimated labor \$150)

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 3rd day  
of August, 1964 , by Councilman Hughes , who moved  
its adoption, which motion being duly seconded by Councilman  
Mitchell , was upon roll call carried and the resolution  
adopted by the following vote:

AYES:	Councilmen:	Hughes, Mitchell, Shastid, Tabbert, Vice Mayor VanderWall
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Patton, Mayor Johansen

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-418

A RESOLUTION ACCEPTING THE DELIVERY OF 1,250 GPM FIRE APPARATUS PUMPER FROM P. E. VAN PELT, INC., AND ACCEPTING \$2000 MAINTENANCE BOND

WHEREAS, a report has been filed by the Purchasing Officer and the Fire Chief that the furnishing of one 1,250 GPM fire apparatus pumper has been completed by P. E. Van Pelt, Inc., in accordance with the contract agreement dated November 4, 1963; and

WHEREAS, it is the recommendation of the Purchasing Officer and the Fire Chief that the 1,250 GPM fire apparatus pumper be accepted as complete and a \$2000 bond accepted, guaranteeing the faithful performance of the warranty detailed in Section 3.8 of contract agreement.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the 1,250 GPM fire apparatus pumper be accepted from P. E. Van Pelt, Inc., that \$2000 maintenance bond be accepted and that payment of amounts due, as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of August, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Tabbert, Vice Mayor VanderWall

NOES: Councilmen: None

ABSENT: Councilmen: Patton, Mayor Johansen

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-419

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR FURNISHING OF ONE DEEP WELL PUMP AND ELECTRICAL  
EQUIPMENT FOR PUMP STATION NO. 30

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

Section 1. The plans and specifications for furnishing  
of one deep well pump and electrical equipment for Pump Station #30  
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 18, 1964, 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 August, 1964, by Councilman Shastid,  
who moved its adoption, which motion being duly seconded by  
Councilman Mitchell, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Tabbert,  
Vice Mayor VanderWall  
NOES: Councilmen: None  
ABSENT: Councilmen: Patton, Mayor Johansen

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-420

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR CONSTRUCTION OF PUMP HOUSE AT STATION 8 AT  
COLDWELL AVENUE AND TULLY ROAD (MODESTO JUNIOR COLLEGE)

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

Section 1. The plans and specifications for construction  
of Pump House at Station 8 at Coldwell Avenue and Tully Road  
(Modesto Junior College)

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 18, 1964, 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 August, 1964, by Councilman Tabbert,  
who moved its adoption, which motion being duly seconded by  
Councilman Shastid, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Tabbert,  
Vice Mayor VanderWall

NOES: Councilmen: None

ABSENT: Councilmen: Patton, Mayor Johansen

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-421

A RESOLUTION GRANTING A VARIANCE TO REX HAIGH, POWER THRUST OIL COMPANY, TO LEAVE IN PLACE ASPHALTIC CONCRETE PLACED IN THE PUBLIC RIGHT OF WAY ON YOSEMITE BOULEVARD AT SANTA BARBARA AVENUE

WHEREAS, Mr. Rex Haigh, Power Thrust Oil Company, 8042 Archibald Avenue, Cucamonga, California, has requested a variance to the provisions of Section 7-1.203(c) of the Modesto Municipal Code to permit the continuance in place of asphaltic concrete placed in the public right of way on Yosemite Boulevard at Santa Barbara Avenue in conjunction with the construction of a service station at 1131 Yosemite Boulevard; and

WHEREAS, Section 7-1.203(c) of the Modesto Municipal Code provides that no driveway, driveway approach, curb, or curb and gutter shall be constructed other than of concrete unless a variance is approved by the Council; and

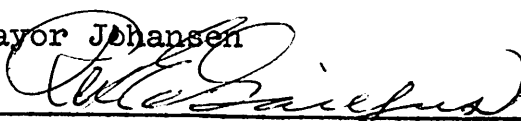
WHEREAS, after investigation and study of the property, the Director of Public Works has recommended that the request of Rex Haigh, Power Thrust Oil Company, be granted in view of the Planning Commission's action establishing the timing for curb, gutter and sidewalk on Yosemite Boulevard and the fact that curb, gutter and sidewalk already exist on Santa Barbara Avenue.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of Mr. Rex Haigh, Power Thrust Oil Company, 8042 Archibald, Cucamonga, California, for a variance to Section 7-1.203(c) of the Modesto Municipal Code to permit the continuance in place of asphaltic concrete placed in the public right of way on Yosemite Boulevard at Santa Barbara Avenue in conjunction with the construction of a service station at 1131 Yosemite Boulevard 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 3rd day of August, 1964, <sup>by</sup> Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Tabbert, Vice Mayor VanderWall  
NOES: Councilmen: None  
ABSENT: Councilmen: Patton, Mayor Johansen

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64- 422

A RESOLUTION APPROVING THE FINAL MAP OF THE  
WYLDEWOOD PARK NO. 2 SUBDIVISION  
OF THE CITY OF MODESTO.

WHEREAS, Arthur J. Wylie and Florence E. Wylie, husband  
and wife,  
are possessed of a tract of land situate in the City of Modesto,  
County of Stanislaus, consisting of 10.24 acres, known as the  
Wyldewood Park No. 2 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the  
City Planning Commission on the 17th day of March,  
19 64, 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 cer-  
tified that the final map of said Wyldewood 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 that said final map of the  
Wyldewood Park No. 2 Subdivision  
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 in the amount of Four Thousand, Seven Hundred Thirteen and  
68/100ths (\$4,713.63) Dollars, as required by the  
Modesto Municipal Code, for checking, copies of maps, recording and  
parks and playgrounds have been paid, and subdividers have furnished  
a bond acceptable to the City Attorney, or, in lieu thereof, have  
posted a cash deposit with the City Clerk in the sum of Thirty-Four  
Thousand, Seven Hundred and no/100ths (\$34,700.00) Dollars.

BE IT FURTHER RESOLVED that the City Manager and the City  
Clerk be authorized to execute and attest, respectively, an agreement

with subdividers as required by Section 4-4.604 (c) of the Modesto Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of August, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Tabbert, Vice Mayor VanderWall  
NOES: Councilmen: None  
ABSENT: Councilmen: Patton, Mayor Johansen

ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-423

A RESOLUTION ACCEPTING THE ~~CONSTRUCTION~~ PLACEMENT OF SLURRY SEAL AT THE CITY-COUNTY AIRPORT AND VARIOUS RESIDENTIAL STREETS IN THE CITY

WHEREAS, a report has been filed by the Director of Public Works that the ~~CONSTRUCTION~~ placement of slurry seal at the City-County Airport and various residential streets in the City has been completed by Pacific Slurry Seal Corporation, 2440 Church Avenue, Fresno, California in accordance with the contract agreement, dated July 15, 1964.

NOW, THEREFORE, BE IT RESOLVED that the ~~CONSTRUCTION~~ placement of slurry seal at the City-County Airport and various residential streets in the City be accepted from said contractor Pacific Slurry Seal Corporation

that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due, as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of August, 1964 by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Tabbert, Vice Mayor VanderWall  
NOES: Councilmen: None  
ABSENT: Councilmen: Patton, Mayor Johansen

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64- 424

A RESOLUTION APPROVING THE FINAL MAP OF THE  
COLONIAL MANOR NO. 2 SUBDIVISION  
OF THE CITY OF MODESTO.

WHEREAS, John H. Kirkpatrick and Delores Irene Kirkpatrick

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are possessed of a tract of land situate in the City of Modesto,  
County of Stanislaus, consisting of 7.4 acres, known as the  
Colonial Manor No. 2 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the  
City Planning Commission on the 16th day of June,  
19 64, 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 cer-  
tified that the final map of said Colonial Manor 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 that said final map of the  
Colonial Manor No. 2 Subdivision  
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 in the amount of Six Hundred Seventy-Three and 70/100ths  
(\$673.70) Dollars, as required by the  
Modesto Municipal Code, for checking, copies of maps, recording and  
parks and playgrounds have been paid, and subdividers have furnished  
a bond acceptable to the City Attorney, or, in lieu thereof, have  
posted a cash deposit with the City Clerk in the sum of Twenty-Eight  
Thousand, Three Hundred and No/100ths (\$28,300.00) Dollars.

BE IT FURTHER RESOLVED that the City Manager and the City  
Clerk be authorized to execute and attest, respectively, an agreement

with subdividers as required by Section 4-4.604 (c) of the Modesto Municipal Code.

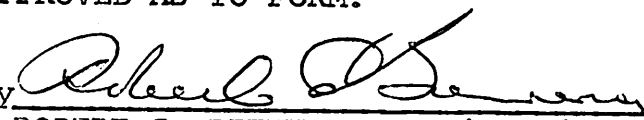
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of August, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Tabbert, Vice Mayor VanderWall  
NOES: Councilmen: None  
ABSENT: Councilmen: Patton, Mayor Johansen

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ROBERT C. BIENVENU, Acting City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-425

A RESOLUTION RELEASING PERFORMANCE BOND IN THE AMOUNT OF \$3,100 AND ACCEPTING NEW CASH BOND FOR \$150 TO GUARANTEE REMAINING IMPROVEMENTS IN BIRD TRACT NO. 1 SUBDIVISION

WHEREAS, Vain V. Bird, subdivider of Bird Tract No. 1 Subdivision, posted a Faithful Performance Bond in the amount of \$3,100 with the City of Modesto to guarantee improvements in Bird Tract No. 1 Subdivision; and

WHEREAS, the Department of Public Works has reported that all work in the subdivision is complete with the exception of planting of street trees; and

WHEREAS, the Department of Public Works has recommended that the Performance Bond in the amount of \$3,100 be released upon receipt from the developer of a \$150 cash deposit or savings and loan certificate.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Performance Bond filed by V. V. Bird in the amount of \$3,100 be released and that the subdivider be required to file a cash deposit or savings and loan certificate in the amount of \$150 to guarantee the remaining improvements.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of August, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Tabbert, Vice Mayor VanderWall  
NOES: Councilmen: None  
ABSENT: Councilmen: Patton, Mayor Johansen

ATTEST:

  
City Clerk



WHEREAS, in accordance with Section 203 (c) of said Building Code, the Building Official caused signs to be posted at the hereinabove referred to property, declaring the building~~(s)~~ unsafe, and

WHEREAS, the owner~~(s)~~ of the above referred to property has ~~(been)~~ failed and neglected to comply with the notice to commence the required repairs or demolish and remove the building~~(s)~~ located thereon,

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

SECTION 1. DECLARATION OF INTENTION. The Council hereby declares its intention to proceed in accordance with the provisions of Section 203 (d) of the Uniform Building Code, <sup>1961</sup>~~1950~~ Edition, to authorize and direct the Chief Building Official to demolish and remove the aforesaid described building~~(s)~~ as constituting an unsafe building~~(s)~~ and a public nuisance, the owner~~(s)~~ having failed and neglected to comply with the aforementioned notice to commence the required repairs or to demolish and remove the aforesaid building~~(s)~~.

SECTION 2. NOTICE OF TIME AND PLACE FOR HEARING. Notice is hereby given that the 17th day of August, 1964, at the hour of 4:30 o'clock P.M. of said day, in the Council Chambers at the City Hall located at 801 Eleventh Street in the City of Modesto, be and the same is hereby fixed as the time and place for considering said matter, at which time and place any person owning such real or personal property and having any objections to the proposed removal or demolition of said building~~(s)~~ may appear before the Council of the City of Modesto and show cause why said building~~(s)~~ should not be ordered demolished and removed.

SECTION 3. MAILING OF NOTICE TO OWNER OR OWNERS. The City Clerk shall cause a copy of this resolution to be mailed by registered mail to the owner or owners of the property affected at least ten (10) days prior to the date set for the hearing.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of August, 19 64, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Tabbert,  
Vice Mayor VanderWall

NOES: Councilmen: None

ABSENT: Councilmen: Patton, Mayor Johansen

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

BY   
ELWYN I. JOHNSON, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64- 427


A RESOLUTION AUTHORIZING THE CITY MANAGER OR THE DEPUTY CITY MANAGER TO EXECUTE DOCUMENTS ON BEHALF OF THE CITY OF MODESTO TO PARTICIPATE IN THE FEDERAL CONTRIBUTIONS MATCHING FUNDS PROGRAM.


WHEREAS, the City of Modesto is a civil defense organization designated pursuant to State law, within the meaning of the Federal Property and Administrative Services Act of 1949, as amended, and the regulations of the Department of Health, Education and Welfare, and

WHEREAS, the City is desirous of participating in the Federal Contributions Matching Funds Program for civil defense equipment, and

WHEREAS, in accordance with the Federal Civil Defense Guide, Part F, Chapter 5, Appendix 1, Section 3, the City of Modesto desires to establish its eligibility for participating in said program,

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Council of the City of Modesto that:

  
\_\_\_\_\_  
JOHN C. KEEFE, City Manager

  
\_\_\_\_\_  
MARVIN RAY, Deputy City Manager

be, and they are hereby authorized and designated as the representatives to execute documents on behalf of said City to participate in the Federal Contributions Matching Funds Program, and

IT IS FURTHER RESOLVED that this resolution of authorization shall remain in full force and effect until superseded or rescinded by resolution of this Council transmitted in duplicate to the California Disaster Office, and

IT IS FURTHER RESOLVED that the Clerk of this Council is hereby authorized and directed to send two (2) certified copies of this resolution to the California Disaster Office, for filing with said Disaster Office.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of August, 1964, by Councilman Shastid, who moved its adoption, which motion being duly

seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Tabbert,  
Vice Mayor VanderWall

NOES: Councilmen: None

ABSENT: Councilmen: Patton, Mayor Johansen

ATTEST:   
City Clerk

(SEAL)

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APPROVED AS TO FORM:

By   
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-428

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND RUDY BONZI - WATER SERVICE TO PROPERTY LOCATED ON CARPENTER ROAD


BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Rudy Bonzi for water service to property located on the west side of Carpenter ~~for~~ Road, approximately three hundred feet north of Maze Boulevard be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of August, 1964 by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Tabbert, Vice Mayor  
VanderWall  
NOES: Councilmen: Shastid  
ABSENT: Councilmen: Patton, Mayor Johansen

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-429

A RESOLUTION AUTHORIZING CITY MANAGER TO SIGN PETITION  
REGARDING DAVIS PARK ADDITION ANNEXATION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that City Manager Keefe be and he is hereby authorized to sign the petition for the city owned parcel - Davis Park Addition - Annexation 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 3rd day of August, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Tabbert, Vice Mayor VanderWall

NOES: Councilmen: None

ABSENT: Councilmen: Patton, Mayor Johansen

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-430

A RESOLUTION REFERRING TO THE MODESTO CITY  
PLANNING COMMISSION A PETITION FOR ANNEXATION  
OF CERTAIN UNINHABITED TERRITORY TO THE CITY  
OF MODESTO KNOWN AS DAVIS PARK ADDITION.

WHEREAS, a petition has been filed in the office of  
the City Clerk requesting the annexation of certain uninhabited  
territory to the City of Modesto, which territory is more  
specifically described hereinafter, and

WHEREAS, the County Boundary Commission has certified  
to the definiteness and accuracy of the boundaries of said  
territory, and

WHEREAS, annexation of the Davis Park Addition was  
approved by the Local Agency Formation Commission by resolution  
adopted July 15, 1964,

NOW, THEREFORE, BE IT RESOLVED by the Council of the  
City of Modesto that said petition for the annexation of the  
hereinafter described uninhabited territory be referred to the  
Planning Commission for its report and recommendation.


The territory herein referred to is situated in the  
County of Stanislaus, State of California, and is more particularly  
described as attached hereto.

The foregoing resolution was introduced at a regular  
meeting of the Council of the City of Modesto held on the 3rd  
day of August, 1964, by Councilman Shastid,  
who moved its adoption, which motion being duly seconded by  
Councilman Mitchell, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Tabbert,  
Vice Mayor VanderWall

NOES: Councilmen: None

ABSENT: Councilmen: Patton, Mayor Johansen

ATTEST: 

City Clerk

(SEAL)

APPROVED AS TO FORM:

By 

ELWYN L. JOHNSON, City Attorney

DAVIS PARK ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northwest quarter of Section 17, 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 the ASHFORD ADDITION, as per description filed February 4, 1954, as Instrument 2877, Stanislaus County Records, said point being the Southeastern corner of the Northeast quarter of the Northwest quarter of Section 17; thence along the existing City Limits, and the Southern line of said Northeast quarter of the Northwest quarter of Section 17, North  $88^{\circ} 54'$  West, 1318.13 feet, to the Northwestern corner of said Ashford Addition and the Southeastern corner of the DAVIS HIGH SCHOOL ADDITION, as per description filed April 20, 1962, as Instrument 15320, Stanislaus County Records, said point being the Southwestern corner of the Northeast quarter of the Northwest quarter of Section 17; thence along the existing City Limits and the Eastern line of said Davis High School Addition, and the Western line of said Northeast quarter of the Northwest quarter of Section 17, North  $00^{\circ} 49' 30''$  West, 1338.29 feet, to the Northeastern corner of said Davis High School Addition which is on the Southern line of the NEIGHBORHOOD CHURCH ADDITION, as per description filed February 2, 1961, as Instrument 3513, Stanislaus County Records, said point also being on the Northern line of Rumble Road; thence along the Southern line of said Neighborhood Church Addition, South  $88^{\circ} 57' 30''$  East, 403.11 feet, to the Southeastern corner of said Neighborhood Church Addition; thence along the Southerly extension of the Eastern line of said Neighborhood Church Addition, South  $00^{\circ} 52' 30''$  East, 20.01 feet, to the Center Line of Rumble Road and the Section Line common to Sections 17 and 8; thence along said Section Line, South  $88^{\circ} 57' 30''$  East, 945.26 feet, to the Eastern line of the Tidewater Southern Railway Company Right of Way; thence along said Eastern line, South  $00^{\circ} 48' 45''$  East, 1009.48 feet, to the Northern line of the NORTHGATE ADDITION, as per description filed November 29, 1955, as Instrument 34498, Stanislaus County Records; thence along the existing City Limits and the Northern line of the Northgate Addition, North  $88^{\circ} 54'$  West, 30.02 feet, to the Western line thereof and the Eastern line of the Northeast quarter of the Northwest quarter of Section 17; thence along the existing City Limits and the Eastern line of the Northeast quarter of the Northwest quarter of Section 17, South  $00^{\circ} 48' 45''$  East, 310.13 feet, to the point of beginning, containing 40.774 Acres, more or less.

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-431

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 OF THE ZONING MAP (KLINK)

WHEREAS, the Modesto City Planning Commission held a public hearing on July 21, 1964, in the Council Chambers for the purpose of considering an amendment to Section 27 of the Zoning Map (Klink) to re-classify from Neighborhood Commercial Zone, C-1, to Multiple Family Zone, R-3,

the following described property:

Beginning at a point on the center line of Santa Barbara Avenue and the south line of lot 18, Block 2088A extended; thence North 0° 33' West along the center line of Santa Barbara Avenue 150.00 feet; thence South 89° 50' East a distance of 180 feet; thence South 0° 33' East a distance of 150.00 feet; thence North 89° 50' West a distance of 180 feet to the point of beginning; being located at the southwest corner of Miller and Santa Barbara Avenues, in Block 2088A

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 64-82 recommending to the Council that <sup>rezoning of</sup> 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 of the Zoning Map be set for August 24, 1964, at 8:00 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 3rd day of August, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Tabbert, Vice Mayor VanderWall  
NOES: Councilmen: None  
ABSENT: Councilmen: Patton, Mayor Johansen

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-432

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 OF THE ZONING MAP (BURKLEY)

WHEREAS, the Modesto City Planning Commission held a public hearing on July 21, 1964, in the Council Chambers for the purpose of considering an amendment to Section 32 of the Zoning Map (Burkley) to reclassify from Multiple-Family Zone, R-3, to General-Commercial Zone, C-2, the following described property:

~~the following described property:~~  
Beginning at a point on the center line of G Street and the center line of the 20-foot alley in Block 31, thence South 43° 29' 30" East 140 feet to the true point of beginning; thence continuing South 43° 29' 30" East along the center line of the alley in Block 31 and Block 30 a distance of 820 feet to the center line of E Street; thence South 46° 30' 30" West along the center line of E Street 420 feet more or less to the center line of the U.S. Highway 99 Freeway; thence Northwesterly along the center line of U.S. Highway 99 Freeway 820 feet more or less to a point 140 feet from the center line of G Street; thence North 46° 30' 30" East parallel to and 140 feet from the center line of G Street 380 feet more or less to the point of beginning, said area being lots 17 thru 32 in Block 30 & 17 thru 28 in Block 31, & adjacent street areas, located at the northeast side of 6th St. between E & G, running to the center line of the Freeway; and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 64-81 recommending to the Council that <sup>rezoning of</sup> 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 of the Zoning Map be set for August 24, 1964, at 8:10 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 August, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Tabbert, Vice Mayor VanderWall

NOES: Councilmen: None

ABSENT: Councilmen: Patton, Mayor Johansen

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-433

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 OF THE ZONING MAP (NANCIO, INC.)

WHEREAS, the Modesto City Planning Commission held a public hearing on July 21, 1964, in the Council Chambers for the purpose of considering an amendment to Section 29 of the Zoning Map, to reclassify from Two-Family Zone, R-2, to Planned-Development Zone, P-D, the following described property:

Beginning at a point being the north-south quarter-section corner of Section 29, T3S, R9E, MDB&M; thence South  $0^{\circ} 40'$  East along the north-south quarter-section line a distance of 496.1 feet to the true point of beginning of this description; thence North  $67^{\circ} 56'$  East a distance of 368.25 feet to the west line of the Modesto Irrigation District Substation property; thence North along the west line of said MID Substation property a distance of 147 feet more or less to the South line of lot 4, Block 520; thence west along the South line of lot 4 a distance of 160 feet more or less to the West line of the north-south alley in Block 520; thence South along the West line of said alley a distance of 101 feet; thence West parallel to the South line of lot 5, Block 520, 101 feet therefrom a distance of 180 feet more or less to the  $1/4$  Section line; thence South along the  $1/4$  Section line a distance of 195 feet more or less to the point of beginning. Said property being located on the east side of Virginia Avenue north of MID Lateral No. 4 ; and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 64-80 recommending to the Council <sup>rezoning of</sup> that/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 of the Zoning Map be set for August 24, 1964, at 8:15 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 2nd day of August, 1964, by Councilman Shastid, who moved its adoption, which

motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Tabbert, Vice Mayor VanderWall

NOES: Councilmen: None

ABSENT: Councilmen: Shastid, Mayor Johansen

ATTEST: \_\_\_\_\_

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-434

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 6 OF THE ZONING MAP (ZAMORA AND PRICE)

WHEREAS, the Modesto City Planning Commission held a public hearing on July 21, 1964 in the Council Chambers for the purpose of considering an amendment to Section 6 of the Zoning Map to reclassify from One-Family Zone, R-1, to Planned-Development Zone, P-D

the following described property:

Beginning at a point on the east line of Section 6 T4S R9E, MDB&M, and the center line of Nian Way; thence South 88° 44' West along the center line of Nian Way a distance of 300.00 feet to the center line of Clementa Way; thence North 0° 24' West a distance of 494.92 feet to the south line of the alley in Block 3071; thence North 75° 00' East a distance of 310.00 feet to the east line of Section 6 T4S R9E, thence South 0° 24" East along the east line of said Section a distance of 568.20 feet to the point of beginning; said property being located ~~and~~ at the northwest corner of Sutter Avenue and Nian Way; and

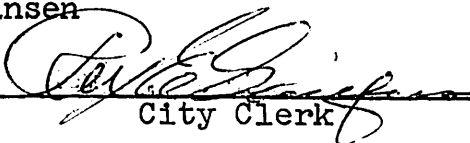
WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 64-79 recommending to the Council that <sup>rezoning of</sup> the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section of the Zoning Map be set for August 24, 1964, at 8:20 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 3rd day of August, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Tabbert, Vice Mayor  
VanderWall  
NOES: Councilmen: None  
ABSENT: Councilmen: Patton, Mayor Johansen

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-435

A RESOLUTION AUTHORIZING THE CITY MANAGER AND HIS DULY DESIGNATED REPRESENTATIVE TO GATHER INFORMATION - AIR LINE SERVICE AT MODESTO CITY-COUNTY AIRPORT.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that City Manager Keefe and his duly designated representative be and they hereby are authorized and directed to gather information and have discussions with any and all air line companies, and any sources the Manager in his discretion thinks desirable, regarding the Modesto City-County Airport problem to assure continuous and adequate service.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of August, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Tabbert,  
ViceMayor VanderWall

NOES: Councilmen: None

ABSENT: Councilmen: Patton, Mayor Johansen

ATTEST.

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64- 436

A RESOLUTION RESCINDING RESOLUTION NO. 63-12,  
RESOLUTION NO. 63-152, RESOLUTION NO. 63-307,  
AND RESOLUTION NO. 63-417. (P-D(12), SPENCER ADDITION)

BE IT RESOLVED by the Council of the City of Modesto  
that Resolution No. 63-12, adopted January 7, 1963, Resolution  
No. 63-152, adopted March 25, 1963, Resolution No. 63-307,  
adopted June 24, 1963, and Resolution No. 63-417, adopted  
August 26, 1963, are hereby rescinded.

The foregoing resolution was introduced at a regular  
meeting of the Council of the City of Modesto held on the 10th  
day of August, 1964, by Councilman VanderWall,  
who moved its adoption, which motion being duly seconded by  
Councilman Shastid, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ELWYN V. JOHNSON, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-437

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST OF SIGNAL OIL COMPANY FOR DRIVEWAY VARIANCE ON PROPERTY LOCATED AT THE SOUTHWEST CORNER OF 5TH AND "H" STREETS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that August 17, 1964 , 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 request of Signal Oil Company for driveway variance on property located at the southwest corner of 5th and "H" Streets.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of August, 1964, by Councilman Shastid , who moved its adoption, which motion being duly seconded by Councilman Patton , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-438

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND HARRY KULLIJIAN, ET UX, FOR WATER SERVICE TO SOMERSET PARK UNIT. NO. 1 SUBDIVISION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Harry Kullijian, et ux, for water service to Somerset Park Unit No. 1 Subdivision ~~for~~

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 August, 1964, by Councilman Patton, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-439

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR INSTALLATION OF WATER LINES IN SOMERSET PARK  
UNIT NO. 1 SUBDIVISION

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

Section 1. The plans and specifications for installation  
of water lines in Somerset Park Unit No. 1 Subdivision

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 Tuesday, August 25, 1964, 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 10th  
day of August, 1964, by Councilman Hughes,  
who moved its adoption, which motion being duly seconded by  
Councilman Patton, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-440

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING OF ONE DEEP WELL PUMP WITH ELECTRICAL EQUIPMENT AND ONE AUXILIARY GAS ENGINE FOR PUMP STATION NO. 29

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

Section 1. The plans and specifications for furnishing of one deep well pump with electrical equipment and one auxiliary gas engine for Pump Station No. 29 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 Tuesday, August 25, 1964, 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 10th day of August, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-441

A RESOLUTION DECLARING THE INTENTION OF THE  
CITY OF MODESTO TO SELL CERTAIN REAL PROPERTY  
BELONGING TO THE CITY AND AUTHORIZING THE CALLING  
FOR BIDS TO ACCOMPLISH SUCH SALE.

WHEREAS, that property delineated as Parcel 2196-1 as shown on the drawing entitled "Phoenix Fire Station Site Block 2196 Land Disposition 64-E", dated July 27, 1964, on file in the Office of the Director of Public Works and hereinafter described, is the property of the City of Modesto, and is zoned Commercial (C-2),

Lot 13, Block 2196, Alta Vista Tract

and

WHEREAS, this property is being sold for the reason that, at the time of delivery of title or possession, said property will not be needed for city purposes, and

WHEREAS, the City Council intends, and hereby declares its intention to sell and convey for cash, all its right, title and interest in and to the said real property hereinabove described,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that on the 14th day of September, 1964, at the hour of 2:00 o'clock P. M. in the Office of the City Clerk at the City Hall, 801 - 11th Street, Modesto, California, it will receive and consider sealed proposals to purchase said hereinabove described parcel of real property.

BE IT FURTHER RESOLVED that on the 14th day of September, 1964, in the Council Chambers of the City Hall, 801 - 11th Street, Modesto, California, in public meeting, at the hour of 8:00 o'clock P.M., the City Council will receive and consider oral proposals to purchase said hereinabove described parcel of real property.

BE IT FURTHER RESOLVED that the original bid of each bidder presented for the above described property, whether a written bid presented on September 14, 1964, at 2:00 o'clock P.M., or an oral bid presented on September 14, 1964, at 8:00 o'clock P.M., must be accompanied by cash or a cashier's check or a certified check, certified to by some responsible bank or banker, or a bidder's bond, and made payable to the City of Modesto in the amount of Five Hundred and no/100ths (\$500.00) Dollars, to be retained by said

City as agreed and liquidated damages should the party whose bid is accepted by the City Council fail to deposit with the City Clerk the amount of his bid within five (5) days after written notice of acceptance of said bid shall be given.

BE IT FURTHER RESOLVED that at said time and place above mentioned, to wit, at 2:00 o'clock P.M., September 14, 1964, all sealed proposals which have been received shall be opened, examined and declared by the City Clerk. Said bids shall be tabulated for Council information and presented at 8:00 o'clock P.M. on September 14, 1964, at which time the Council will sell to the highest responsible bidder said hereinabove described real property, provided, however, that if upon a call for oral bidding in said session, any responsible person will offer to purchase said property upon the terms and conditions specified in this resolution for a purchase price exceeding the highest of said written proposals submitted to the Council by a sum of at least five (5%) percent, then the highest of any of the oral bids which shall be made by any responsible person shall be finally accepted. This Council, however, reserves the right at such session to reject any and all bids, either written or oral, and to withdraw said hereinbefore described real property from being sold.

BE IT FURTHER RESOLVED that the City will furnish and execute a good and sufficient grant deed conveying the property referred to herein, will pay the total cost of the documentary stamp tax, the total cost of the policy of title insurance and will also pay one-half (1/2) of the title company's escrow fees. The buyer of the property is to pay the cost of recording fees and one-half (1/2) of the title company's escrow fees.

BE IT FURTHER RESOLVED that no commission shall be paid on the sale to any licensed real estate broker by the City.

BE IT FURTHER RESOLVED that the City Clerk be, and he is hereby directed to cause a copy of this resolution to be published in full at least once not less than fifteen (15) days before the date set forth in this resolution for submitting said bids in The Modesto Tribune, the official newspaper 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 August, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-442

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR INSTALLATION OF WATER LINES IN COLONIAL MANOR  
NO. 2 SUBDIVISION

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

Section 1. The plans and specifications for installation  
of water lines in Colonial Manor No. 2 Subdivision

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 Tuesday, August 25, 1964, 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 10th  
day of August, 1964, by Councilman VanderWall,  
who moved its adoption, which motion being duly seconded by  
Councilman Tabbert, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-443

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR INSTALLATION OF WATER LINES IN WYLDEWOOD PARK  
NO. 2 SUBDIVISION

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

Section 1. The plans and specifications for installation  
of water lines in Wyldewood Park No. 2 Subdivision

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

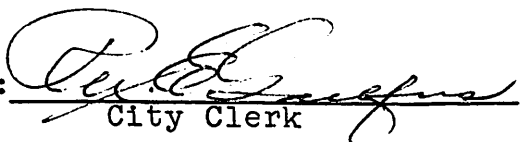
Section 2. The City Clerk is hereby authorized to call  
for public competitive sealed bids for the above named project,  
to be opened in the office of the City Clerk, 801 11th Street,  
in the City of Modesto, on Tuesday, August 25, 1964, at 2:00 P.M.  
and the City Clerk is hereby directed to give 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 10th  
day of August, 1964, by Councilman VanderWall,  
who moved its adoption, which motion being duly seconded by  
Councilman Hughes, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-444

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND BOMBERGER BROTHERS, INC., FOR WATER SERVICE TO SHERWOOD TERRACE SUBDIVISION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Bomberger Brothers, Inc., for water service to Sherwood Terrace Subdivision ~~for~~

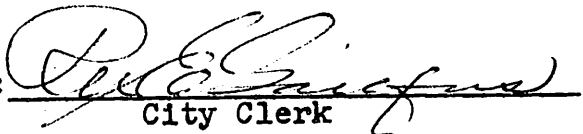
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 August, 1964 by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-445

A RESOLUTION APPROVING RENEWAL OF FIDELITY BONDS - CITY  
CLERK AND AUDITOR, FINANCE DIRECTOR, POLICE DEPARTMENT  
AND ALL OTHER EMPLOYEES

BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that the renewal of Fidelity Bonds with New Hampshire Insurance  
Company for the City Clerk and Auditor, Finance Director, Police  
Department and <sup>all</sup> other employees, for a three-year period,  
September 10, 1964, to September 10, 1967, amount of premium  
\$2,188.00, be, and it is hereby approved.

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 10th day  
of August, 1964, by Councilman Patton , who moved its adopt-  
ion, which motion being duly seconded by Councilman Hughes ,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-446

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST  
OF THE PLANNING COMMISSION FOR AMENDMENT TO ZONING REGU-  
LATIONS

BE IT HEREBY RESOLVED by the Council of the City  
of Modesto that September 14, 1964 at 8:15 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 request of the Modesto City  
Planning Commission for amendment to Zoning Regulations.

The foregoing resolution was introduced at a reg-  
ular meeting of the Council of the City of Modesto held  
on the 10th day of August, 1964, by Councilman  
VanderWall, who moved its adoption, which motion being  
duly seconded by Councilman Patton, was upon roll  
call carried and the resolution adopted by the follow-  
ing vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-447

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST OF TRI-COUNTY LEASING FOR AN UNCLASSIFIED USE PERMIT FOR AN OPHTHALMIC PRODUCTS ESTABLISHMENT AT 521 - 13TH STREET

BE IT HEREBY RESOLVED by the Council of the City of Modesto that September 8, 1964 , at 4:30 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 request of Tri-County Leasing for an unclassified use permit for an ophthalmic products establishment at 521 - 13th Street.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of August, 1964, by Councilman Shastid , who moved its adoption, which motion being duly seconded by Councilman VanderWall , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Mitchell

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-448

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR ONE GOLF COURSE TRACTOR AND FIVE GANG MOWER  
UNITS

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

Section 1. The plans and specifications for one golf  
course tractor and five gang mower units

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 8, 1964, 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 August, 1964, by Councilman Shastid,  
who moved its adoption, which motion being duly seconded by  
Councilman Patton, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST: Pauline P. Stanley  
Acting City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-449

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$1,130 FOR  
PURCHASE OF CONCRETE SAW

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

Fund No. 512  
Working Capital Fund

From:	Reserve Account (600)	\$1,130
To:	Service Division (48) Concrete Saw (5426)	\$1,130

(This is to provide money for the purchase of a concrete  
saw, based on a report by the Public Works Department  
August 13, 1964.)

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 17th day  
of August, 1964, by Councilman VanderWall, who moved  
its adoption, which motion being duly seconded by Councilman  
Shastid, was upon roll call carried and the resolution  
adopted by the following vote:

AYES:	Councilmen:	Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	None

ATTEST: Pauline P. Stanley  
Acting City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-450

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR INSTALLATION OF WATER LINES IN SHERWOOD TERRACE  
SUBDIVISION

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

Section 1. The plans and specifications for installation  
of water lines in Sherwood Terrace Subdivision

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 1, 1964, 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 August, 1964, by Councilman VanderWall,  
who moved its adoption, which motion being duly seconded by  
Councilman Mitchell, was upon roll call carried and  
the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	None

ATTEST: Pauline P. Stanley  
Acting City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-451

A RESOLUTION AUTHORIZING CITY MANAGER TO SIGN  
AGREEMENT BETWEEN THE CITY OF MODESTO AND  
QUINTANA, INC.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the City Manager be and he hereby is authorized to sign the agreement between the City of Modesto and Quintana, Inc., for rezoning from One-Family Zone, R-1, to General-Commercial Zone, C-2, property located on the north-east corner of McHenry and Tokay Avenues.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of August, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: Pauline P. Stanley  
Acting City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-452

A RESOLUTION GRANTING DRIVEWAY VARIANCE TO SIGNAL OIL  
COMPANY FOR PROPERTY LOCATED AT THE SOUTHWEST CORNER  
OF 5TH AND "H" STREETS

WHEREAS, Signal Oil Company has requested a variance to the provisions of Section 7-1.104(c) of the Modesto Municipal Code to permit the installation of four thirty (30') foot driveways as per plot plan on file in the office of the Director of Public Works, on property located at the southwest corner of 5th and "H" Streets, on which a new service station facility is proposed; and

WHEREAS, Signal Oil Company has filed with the Director of Public Works a plot plan designating the precise dimensions and location of the four driveways; and

WHEREAS, Section 7-1.104(c) of the Modesto Municipal Code provides that driveways shall not exceed forty (40%) percent of the frontage of any street, of the lot or parcel of land to be served thereby; and

WHEREAS, after investigation and study of the property, the Director of Public Works has recommended that the request be granted on the basis that the existing driveway on "H" Street near the alley be replaced with curb, gutter and sidewalk.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of Signal Oil Company for a variance to Section 7-1.104(c) of the Modesto Municipal Code to permit installation of four thirty (30') foot driveways on property located at the southwest corner of 5th and "H" Streets, in accordance with dimensions and locations indicated on the plot plan on file in the office of the Director of Public Works be, and it is hereby approved.

BE IT FURTHER RESOLVED that the existing driveway on "H" Street near the alley be closed and replaced with curb, gutter

and sidewalk, provided the adjacent property owner is agreeable to the closing, and there is no cost to the City.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of August, 1964 by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: Pauline P. Stanley  
Acting City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-453

A RESOLUTION ORDERING THE BUILDING OFFICIAL  
OF THE CITY OF MODESTO TO DEMOLISH THE BUILDING (S)  
LOCATED AT 1115 SEVENTH STREET  
IN THE CITY OF MODESTO IN ACCORDANCE WITH THE  
PROVISIONS OF SECTION 203(a) OF THE UNIFORM  
BUILDING CODE. (BARBARA CLAY)

WHEREAS, the Uniform Building Code, <sup>1961</sup>/~~1958~~ Edition, has  
been adopted by reference by Section 9-1.01 of Chapter 1 of  
Title IX of the Modesto Municipal Code/<sup>adopted</sup> on the 6th day of October,  
1954, as amended, and

WHEREAS, Section 203(a) of the Uniform Building Code,  
<sup>1961</sup>/~~1958~~ Edition, provides that a building which is structurally  
unsafe, or which constitutes a fire hazard, or is otherwise  
dangerous to human life and is declared to be a public nuisance,  
shall be abated by repair, rehabilitation, demolition, or removal  
in accordance with the procedure specified in said Uniform  
Building Code, <sup>1961</sup>/~~1958~~ Edition, and

WHEREAS, the Chief Building Official after examining  
the building(s) at 1115 Seventh Street, found it ~~(them)~~ to  
be unsafe and dangerous, and gave to the owner thereof written  
notice stating the defects thereof, and requiring commencement  
of work to make required repairs or to demolish and remove the  
building(s), and

WHEREAS, the owner was advised by ~~registered mail~~  
(personal service) on May 21, 1964, in accordance  
with Section 203(b) of the Uniform Building Code, <sup>1961</sup>/~~1958~~ Edition,  
to comply with the order of the Building Official, and

WHEREAS, in accordance with Section 203(c) of said  
Building Code, the Building Official caused signs to be posted  
at the hereinabove referred to property, declaring the build-  
ing(s) unsafe, and

WHEREAS, the owner of the above referred to property  
has failed and neglected to comply with the notice to commence  
the work of repair or remove the building(s) located thereon, and

WHEREAS, the matter was set for public hearing before the Council of the City of Modesto in the Council Chambers, located in the City Hall, 801 - 11th Street, Modesto, California, at 4:30 o'clock P.M., on the 17th day of August, 1964, and

WHEREAS, said hearing was held before the Council at the above time and place, and evidence, both oral and documentary, was taken and introduced and the Council found and determined that:

1. All of the provisions of Section 203(b) of the Uniform Building Code, <sup>1961</sup>/~~1958~~ Edition, adopted by reference by Section 9-1.01 of the Modesto Municipal Code, have been complied with; and

2. The building(s) referred to above is ~~(are)~~ structurally unsafe, constitute(s) a fire hazard, is ~~(are)~~ otherwise dangerous to human life and is ~~(are)~~ declared to be a public nuisance; and

3. A notice was given to the owner of said property in accordance with Section 3 of Resolution No. 64-426, adopted by the Council of the City of Modesto on August 3, 1964,

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

SECTION 1. DEMOLITION. In accordance with Section 203(d) of the Uniform Building Code, <sup>1961</sup>/~~1958~~ Edition, the owner having failed and neglected to comply with the notice to repair or demolish and remove said building(s), the Building Official is hereby authorized and directed to proceed with the work specified in the notice referred to above.

SECTION 2. COSTS. The costs incurred in the demolishing and removal of said building(s) shall be paid out of the City Treasury. Such costs shall be charged and assessed against the premises involved as a special assessment lien on the land on which the building(s) is ~~(are)~~ located, and shall be collected

in the manner provided for the collection of general property taxes of the City.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of August, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST: Pauline P. Stanley  
Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-454

A RESOLUTION ACCEPTING THE CONSTRUCTION OF IMPROVEMENTS AND LANDSCAPING AT GARRISON PARK

WHEREAS, a report has been filed by the Director of Public Works that the construction of improvements and landscaping at Garrison Park

has been completed by Harry O. Kline, 1109 Kansas Avenue, Modesto,

in accordance with the contract agreement, dated June 8, , 19 64

NOW, THEREFORE, BE IT RESOLVED that the construction of improvements and landscaping at Garrison Park be accepted from said contractor Harry O. Kline

that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts <sup>in the amount of \$16, 578.40,</sup> due, as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of August, 1964, by Councilman Shastid , who moved its adoption, which motion being duly seconded by Councilman Patton , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: VanderWall

ATTEST: Pauline P. Stanley  
Acting City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-455

A RESOLUTION ACCEPTING COMPLETION OF CONTRACT FOR ONE  
1,250 GPM FIRE ENGINE PUMPER FROM P. E. VAN PELT, INC.

WHEREAS, a report has been filed by the Purchasing Officer  
and the Fire Chief that the furnishing of one 1,250 GPM fire engine  
pumper has been completed by P. E. Van Pelt, Inc., in accordance  
with the contract agreement dated November 4, 1963; and

WHEREAS, it is the recommendation of the Purchasing Officer  
and the Fire Chief that the 1,250 GPM fire engine pumper be  
accepted as complete.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City  
of Modesto that the 1,250 GPM fire engine pumper be accepted  
from P. E. Van Pelt, Inc., <sup>and</sup> that payment of amount due, as pro-  
vided 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 17th day  
of August, 1964, by Councilman Patton, who moved its adoption,  
which motion being duly seconded by Councilman Shastid, was upon  
roll call carried and the resolution adopted by the following  
vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: VanderWall

ATTEST: Pauline P. Stanley  
Acting City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64- 456

A RESOLUTION RELEASING A CASH BOND IN THE AMOUNT OF \$550.00 TO CHARLES V. JEFFERS AND MARGUERITTE K. JEFFERS AND ACCEPTING \$516.38 FOR REIMBURSEMENT TO CITY FOR WORK PERFORMED ON OVERHEAD LIGHTING CIRCUIT AND FOR FUTURE REMOVAL OF IRRIGATION STRUCTURES.

WHEREAS, by Resolution No. 60-191 adopted by the Council of the City of Modesto on June 1, 1960, Charles V. Jeffers and Margueritte K. Jeffers, subdividers, agreed to post a cash bond in the amount of \$550.00 to guarantee the removal of irrigation structures which encroached on the north alley of Strathmore Subdivision Unit No. 1, and the repair of the alley once these structures were removed and to cover the cost of the temporary installation of overhead electric lines to complete the street light circuit, and

WHEREAS, a portion of the work covered by the bond has been completed by City forces and the remaining portion must await the development of the adjacent property,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, that the cash bond in the amount of \$550.00 which was posted in accordance with Resolution No. 60-191 be released to Charles V. and Margueritte K. Jeffers, and

BE IT FURTHER RESOLVED that Charles V. Jeffers and Margueritte K. Jeffers reimburse the City in the amount of \$266.38 for its costs incurred in the installation of temporary overhead electric lines by City forces, and

BE IT FURTHER RESOLVED that Charles V. Jeffers and Margueritte K. Jeffers deposit in trust with the City the sum of \$250.00 for the removal of the irrigation structures and the repair of the north alley at such time as the property adjacent to Strathmore Subdivision Unit No. 1 is developed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of August, 1964, by Councilman Shastid, who moved its adoption, which

motion, being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: Pauline P. Stanley  
Acting City Clerk

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-457

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$602 FOR PARTICIPATION IN ALLEY IMPROVEMENT IN BLOCK 81

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

Fund No. 101  
GENERAL RESERVE

From:	General Reserve (600)	\$602
To:	Streets (51) Pave Alley (5304)	\$602

(City's share of cost to pave alley located in Block 81 where Fire Station #1 is situated.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of August, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	None

ATTEST: Pauline P. Stanley  
Acting City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-458

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND CHARLES V. JEFFERS, ET UX, STREET LIGHTS STRATHMORE SUBDIVISION. UNIT NO. 2

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Charles V. Jeffers, et ux, for energizing and maintaining the five street lights serving ~~for~~ forty lots in Strathmore Subdivision Unit No. 2

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 August, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	None

ATTEST: Ruilina P. Stanley  
Acting City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-459

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$6,000  
TO PROVIDE SALARY FOR ADDITIONAL BUILDING INSPECTOR -  
BALANCE OF 1964-65 FISCAL YEAR

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

Fund No. 101  
General Reserve

From:	Reserve Account (600)	\$6,000
To:	Inspection (42)	
	Salaries & Wages - Regular (110)	\$5,800
	Business Expense (208)	200

(To provide salary for an additional building  
inspector for the balance of the 1964-65  
fiscal year.)

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 17th day  
of August, 1964 , by Councilman Shastid , who moved  
its adoption, which motion being duly seconded by Councilman  
VanderWall , was upon roll call carried and the resolution  
adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST: Pauline P. Stanley  
Acting City Clerk

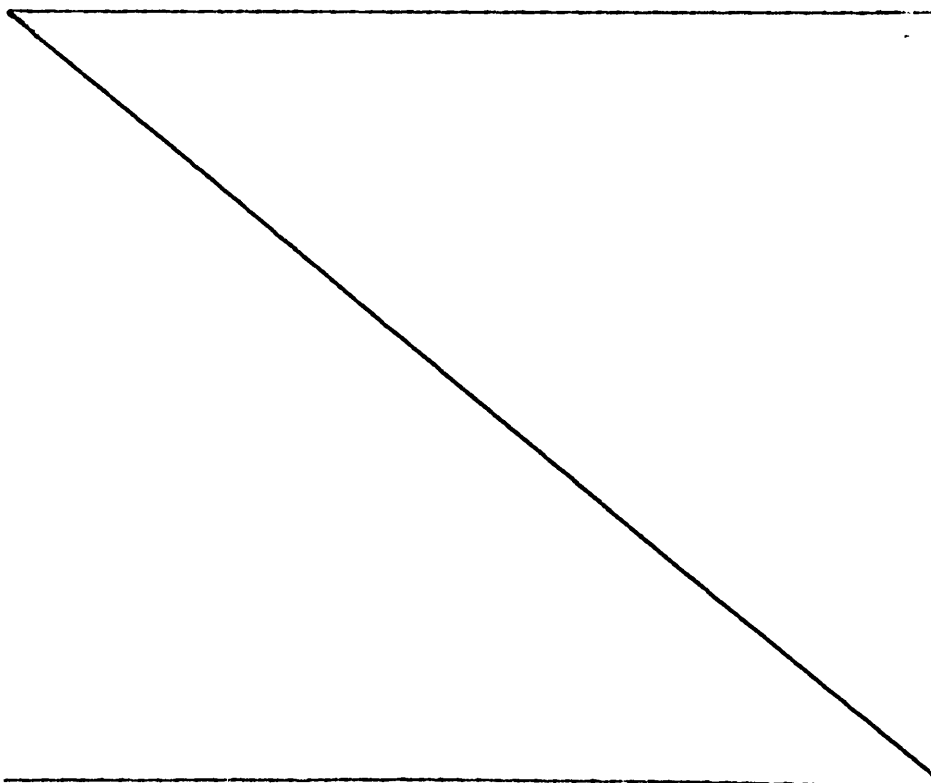
MODESTO CITY COUNCIL.  
RESOLUTION NO. 64-460

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION TO THE CITY OF MODESTO OF UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED AS DAVIS PARK 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 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 July 23, 1964, 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 DAVIS PARK ADDITION, and described as follows:



DAVIS PARK ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northwest quarter of Section 17, 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 the ASHFORD ADDITION, as per description filed February 4, 1954, as Instrument 2877, Stanislaus County Records, said point being the Southeastern corner of the Northeast quarter of the Northwest quarter of Section 17; thence along the existing City Limits, and the Southern line of said Northeast quarter of the Northwest quarter of Section 17, North  $88^{\circ} 54'$  West, 1318.13 feet, to the Northwestern corner of said Ashford Addition and the Southeastern corner of the DAVIS HIGH SCHOOL ADDITION, as per description filed April 20, 1962, as Instrument 15320, Stanislaus County Records, said point being the Southwestern corner of the Northeast quarter of the Northwest quarter of Section 17; thence along the existing City Limits and the Eastern line of said Davis High School Addition, and the Western line of said Northeast quarter of the Northwest quarter of Section 17, North  $00^{\circ} 49' 30''$  West, 1338.29 feet, to the Northeastern corner of said Davis High School Addition which is on the Southern line of the NEIGHBORHOOD CHURCH ADDITION, as per description filed February 2, 1961, as Instrument 3513, Stanislaus County Records, said point also being on the Northern line of Rumble Road; thence along the Southern line of said Neighborhood Church Addition, South  $88^{\circ} 57' 30''$  East, 403.11 feet, to the Southeastern corner of said Neighborhood Church Addition; thence along the Southerly extension of the Eastern line of said Neighborhood Church Addition, South  $00^{\circ} 52' 30''$  East, 20.01 feet, to the Center Line of Rumble Road and the Section Line common to Sections 17 and 8; thence along said Section Line, South  $88^{\circ} 57' 30''$  East, 945.26 feet, to the Eastern line of the Tidewater Southern Railway Company Right of Way; thence along said Eastern line, South  $00^{\circ} 48' 45''$  East, 1009.48 feet, to the Northern line of the NORTHGATE ADDITION, as per description filed November 29, 1955, as Instrument 34498, Stanislaus County Records; thence along the existing City Limits and the Northern line of the Northgate Addition, North  $88^{\circ} 54'$  West, 30.02 feet, to the Western line thereof and the Eastern line of the Northeast quarter of the Northwest quarter of Section 17; thence along the existing City Limits and the Eastern line of the Northeast quarter of the Northwest quarter of Section 17, South  $00^{\circ} 48' 45''$  East, 310.13 feet, to the point of beginning, containing 40.774 Acres, more or less.

3. That the County Boundary Commission of Stanislaus County, California, did in session duly assembled on June 3, 1964, consider the proposed annexation boundaries of said DAVIS PARK ADDITION, as above described, and as submitted to said Commission by the proponents of said annexation.

4. 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 July 15, 1964, approve the annexation of said uninhabited territory to the City of Modesto pursuant to Section 54766 of the Government Code.

5. No change in school district boundaries shall be effected by reason of the annexation of the hereinabove described area to the City of Modesto.

6. NOTICE IS HEREBY GIVEN that the 28th day of September, 1964, at the hour of 7:45 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.

7. 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 Tribune, 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 Turlock Daily Journal, 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.

8. 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 county 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.

9. 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.

10. 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.

11. 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 17th day of August, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman W Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST: Pauline P. Stanley  
Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL  
RESOLUTION NO. 64- 461

A RESOLUTION REFERRING TO THE MODESTO CITY PLANNING COMMISSION A PETITION FOR ANNEXATION OF CERTAIN UNINHABITED TERRITORY TO THE CITY OF MODESTO KNOWN AS CRESTWOOD TERRACE NO. 3 ADDITION.

WHEREAS, a petition has been filed in the office of the City Clerk requesting the annexation of certain uninhabited territory to the City of Modesto, which territory is more specifically described hereinafter, and

WHEREAS, the County Boundary Commission has certified to the definiteness and accuracy of the boundaries of said territory, and

WHEREAS, annexation of the Crestwood Terrace No. 3 Addition was approved by the Local Agency Formation Commission by resolution adopted July 15, 1964,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said petition for the annexation of the hereinafter described uninhabited territory be referred to the Planning Commission for its report and recommendation.

The territory herein referred to is situated in the County of Stanislaus, State of California, and is more particularly described as attached hereto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of August, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: Pauline P. Stanley  
Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

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

June 15, 1964

CRESTWOOD TERRACE NO. 3 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion 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 intersection of the Northeastern corner of CRESTWOOD TERRACE NO. 2 ADDITION, as per description filed March 24, 1964, as Instrument 11958, Stanislaus County Records, and the Western line of WALNUT ACRES ADDITION, as per description filed May 14, 1963, as Instrument 18496, Stanislaus County Records; thence along said Western line and the existing City Limits, North  $0^{\circ} 44' 25''$  West 240.57 feet; thence North  $89^{\circ} 30'$  West, 659.25 feet, to a point on the existing City Limits, as established by the Crestwood Terrace No. 2 Addition, said point also being the Northeastern corner of property conveyed to the City of Modesto, as per Deed recorded February 14, 1963, as Instrument 6030, Stanislaus County Records; thence along said City Limits and the Crestwood Terrace No. 2 Addition, South  $0^{\circ} 45'$  East 240.57 feet; thence continuing along the existing City Limits and the Crestwood Terrace No. 2 Addition, South  $89^{\circ} 30'$  East, 659.21 feet, to the point of beginning, containing 3.641 Acres, more or less.

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-462

A RESOLUTION APPOINTING SILAS GREEN A MEMBER OF THE  
MODESTO CITY LIBRARY AND CULTURAL COMMISSION (For a  
term ending January 1, 1965)

WHEREAS, Section 1100 of the Charter of the City of Modesto  
requires 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 Silas Green be, and he is hereby, appointed a  
member of the Modesto City Library and Cultural Commission for a  
term ending January 1, 1965.

BE IT FURTHER RESOLVED that the City Clerk is hereby di-  
rected to transmit a copy of this resolution to the newly  
appointed member of the Modesto City Library and Cultural Com-  
mission and the Secretary thereof.

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 17th day  
of August, 1964, by Councilman Shastid, who moved its adoption,  
which motion being duly seconded by Councilman Tabbert, was  
upon roll call carried and the resolution adopted by the follow-  
ing vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: VanderWall

ATTEST: Pauline P. Stanley  
Acting City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-463

A RESOLUTION ACCEPTING THE BID OF WILLIAM M. MINENI FOR  
CONSTRUCTION OF PUMP HOUSE AT STATION 8 AT COLDWELL AVENUE  
AND TULLY ROAD (MODESTO JUNIOR COLLEGE)

WHEREAS, Resolution No. 64-429 adopted by the Council of  
the City of Modesto on August 3, 1964 , approved the plans  
and specifications for the construction of Pump House at Station  
8 at Coldwell Avenue and Tully Road (Modesto Junior College)  
and authorized the calling for bids, and

WHEREAS, the bids received for the construction of pump  
house at Station 8 at Coldwell Avenue and Tully Road (Modesto  
Junior College)  
were opened at 2:00 P.M., August 18, 1964 and later tabulated by  
the Public Works Department 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 \$2,500

be accepted as the lowest responsible bid.

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

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 meet-  
ing of the Council of the City of Modesto held on the 24th day  
of August, 1964. , by Councilman VanderWall , who moved its  
adoption, which motion being duly seconded by Councilman Tabbert  
was upon roll call carried and the resolution adopted by the fol-  
lowing vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert, VanderWall, Mayor  
Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Shastid

ATTEST: Pauline P. Stanley  
Acting City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-464

A RESOLUTION ACCEPTING THE BID OF JACUZZI PUMP & SUPPLY, INC. FOR FURNISHING ONE DEEP WELL PUMP AND ELECTRICAL EQUIPMENT FOR PUMP STATION NO. 30

WHEREAS, Resolution No.64-419, adopted by the Council of the City of Modesto on August 3, 1964, approved the plans and specifications for the furnishing of one deep well pump and electrical equipment for Pump Station No. 30 and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of one deep well pump and electrical equipment for Pump Station No. 30 were opened at 2:00 P.M., August 18, 1964 and later tabulated by the Public Works Department for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of JACUZZI PUMP & SUPPLY, INC. in the amount of \$3,821 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of JACUZZI PUMP & SUPPLY, INC. in the amount of \$3,821 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 August, 1964, by Councilman Tabbert, who moved its adoption, which motion being duly seconded by Councilman VanderWall was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid

ATTEST: Pauline P. Stanley  
Acting City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-465

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING  
CALL FOR BIDS FOR INSTALLATION OF WATER LINES TO LORENZEN PARK  
NO. 3 SUBDIVISION

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

Section 1. The plans and specifications for installation  
of water lines to Lorenzen Park No. 3 Subdivision,

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 8, 1964, 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 24th  
day of August, 1964, by Councilman VanderWall,  
who moved its adoption, which motion being duly seconded by  
Councilman Hughes, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid

ATTEST: Paul P. Stanley  
Acting City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-466

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ANDY SILVA RELATING TO RENTAL OF GOLF CARTS AT DRYDEN AND MUNICIPAL GOLF COURSES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Andy Silva

for rental of golf carts at Dryden and Municipal Golf Courses

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 August, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid

ATTEST: Pauline P. Stanley  
Acting City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-467

A RESOLUTION GIVING NOTICE OF PROPOSED DEMOLITION OF THE BUILDING LOCATED AT 1115 SEVENTH STREET IN THE CITY OF MODESTO IN ACCORDANCE WITH THE PROVISIONS OF SECTION 203(a) OF THE UNIFORM BUILDING CODE AND FIXING THE TIME AND PLACE FOR HEARING PROTESTS THERETO, AND RESCINDING RESOLUTION NO. 64-426 AND RESOLUTION NO. 64-453. (BARBARA CLAY)

WHEREAS, the Uniform Building Code, 1961 Edition, has been adopted by reference by Section 9-1.01 of Chapter 1 of Title IX of the Modesto Municipal Code adopted on the 6th day of October, 1954, as amended, and

WHEREAS, Section 203(a) of the Uniform Building Code, 1961 Edition, provides that a building which is structurally unsafe, or which constitutes a fire hazard, or is otherwise dangerous to human life and is declared to be a public nuisance, shall be abated by repair, rehabilitation, demolition, or removal in accordance with the procedure specified in said Uniform Building Code, 1961 Edition, and

WHEREAS, the Chief Building Official, after examining the building at 1115 Seventh Street, found it to be unsafe and dangerous, and gave to Barbara Clay, the owner thereof, written notice stating the defects thereof, and requiring commencement of work to make required repairs within forty-eight (48) hours from such notice or to demolish and remove the building, and

WHEREAS, the owner, Barbara Clay, was advised by personal service on May 21, 1964, in accordance with Section 203(b) of the Uniform Building Code, 1961 Edition, to comply with the order of the Building Official, and

WHEREAS, in accordance with Section 203(c) of said Building Code, the Building Official caused signs to be posted at the hereinabove referred to property, declaring the building unsafe, and

WHEREAS, the owner of the above referred to property has failed and neglected to comply with the notice to commence the required repairs or demolish and remove the building located thereon,

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

SECTION 1. DECLARATION OF INTENTION. The Council hereby declares its intention to proceed in accordance with the provisions of Section 203(d) of the Uniform Building Code, 1961 Edition, to authorize and direct the Chief Building Official to demolish and remove the aforesaid described building as constituting an unsafe building and a public nuisance, the owner having failed and neglected to comply with the aforementioned notice to commence the required repairs or to demolish and remove the aforesaid building.

SECTION 2. NOTICE OF TIME AND PLACE FOR HEARING. Notice is hereby given that the 23th day of September, 1964, at the hour of 7:50 P.M of said day, in the Council Chambers at the City Hall located at 801 Eleventh Street in the City of Modesto, be and the same is hereby fixed as the time and place for considering said matter, at which time and place any person owning such real or personal property and having any objections to the proposed removal or demolition of said building may appear before the Council of the City of Modesto and show cause why said building should not be ordered demolished and removed.

SECTION 3. MAILING OF NOTICE TO OWNER OR OWNERS. The City Clerk shall cause a copy of this resolution to be served on the owner or owners of the property affected at least ten (10) days prior to the date set for the hearing; said service shall be either by personal service or registered mail.

SECTION 4. REPEALS. Resolution No. 64-426, adopted by the Council on August 3, 1964, and Resolution No. 64-453, adopted by the Council on August 17, 1964, are hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of August, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Shastid

ATTEST: Pauline P. Stanley  
Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-468

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND BOMBERGER BROTHERS, INC. FOR WATER LINE CONSTRUCTION TO SHERWOOD TERRACE SUBDIVISION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Bomberger Brothers, Inc.

for water line construction to Sherwood Terrace 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 24th day of August, 1964 by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid

ATTEST: Pauline P. Stanley  
Acting City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-469

A RESOLUTION ACCEPTING ~~THE EXTENSION OF~~ <sup>AS COMPLETE THE</sup> GAMEWELL COMPANY  
CONTRACT FOR FIRE ALARM HEADQUARTER'S EQUIPMENT AT THE POLICE-  
COMMUNICATIONS BUILDING

WHEREAS, a report has been filed by the Director of Public Works  
that the ~~construction of~~ <sup>contract for</sup> fire alarm headquarter's equipment at the  
Police-Communications Building

has been completed by The Gamewell Company, 4041 Transport St.,  
Palo Alto, California,

in accordance with the contract agreement, dated June 10 , 1963.

NOW, THEREFORE, BE IT RESOLVED that the ~~construction of~~ contract  
for fire alarm headquarter's equipment at the Police-Communications  
Building as complete  
be accepted from said contractor The Gamewell Company,

that Notice of Completion be filed with the Recorder of Stanislaus  
County and that payment of amounts <sup>in the amount of \$13,944</sup> due, as provided in the contract,  
be authorized.

The foregoing resolution was introduced at a regular meeting of  
the Council of the City of Modesto held on the 24th day of August  
1964, by Councilman VanderWall , who moved its adoption, which motion  
being duly seconded by Councilman Hughes , was upon roll call  
carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid

ATTEST: Pauline P. Stanley  
Acting City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-470

A RESOLUTION AMENDING SECTION 2 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. 64-395.

BE IT RESOLVED by the Council of the City of Modesto that Section 2 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:

SECTION 2. ANGLE PARKING. Angle parking is hereby established at the following locations:

15th Street, between F and H Streets (southwesterly side) on Sundays and 6 p.m. to midnight all other days (45° angle). At other times parallel to curb.

College Avenue, beginning at a point on the west curb line of College Avenue sixty (60') feet north of the north curb line of Orangeburg Avenue and continuing north on College Avenue a distance of two hundred two (202') feet. (diagonal)

Concord Avenue, beginning at a point on the east curb line of Concord Avenue fifty-eight (53') feet north of the north curb line of Orangeburg Avenue and continuing north on Concord a distance of two hundred (200') feet. (diagonal)

F Street, between 10th and 11th Streets (south side). (diagonal)

G Street, between 14th and 16th Streets (northwesterly side) on Sundays and 6 p.m. to midnight all other days (45° angle). At other times parallel to curb.

I Street, between 9th and 13th Streets (both sides).  
(diagonal)

P Street, between 9th and Needham Streets (both sides).  
(diagonal)

BE IT FURTHER RESOLVED that Resolution No. 64-395  
adopted by the Council on July 20, 1964, is hereby rescinded.

The foregoing resolution was introduced at a regular  
meeting of the Council of the City of Modesto held on the 24th  
day of August, 1964, by Councilman Patton,  
who moved its adoption, which motion being duly seconded by  
Councilman Mitchell, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert, VanderWall  
Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Shastid

ATTEST: Pauline P. Stanley  
Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-471

A RESOLUTION CERTIFYING THE REPORT OF EXPENDITURES FOR THE 1963-64 FISCAL YEAR FROM THE 1.04¢ (MATCHING FUNDS), AND ALL OTHER FUNDS SPENT FOR CONSTRUCTION OR RIGHTS OF WAY ON THE SELECT STREET SYSTEM

WHEREAS, the Collier-Unruh Local Transportation Development Act Provides that

"With 60 days following the close of each fiscal year each county, city, or city and county shall file with the Department a report in a form prescribed by the Department and certified by the local governing body showing its expenditures of funds during the preceding fiscal year pursuant to Sections 186.1 through 186.7."; and

WHEREAS, the attached report, compiled in the form prescribed by the Department from records maintained by the City of Modesto and showing expenditures during the 1963-64 fiscal year pursuant to Section 186.1 through 186.7 of the Streets and Highways Code, has been examined by this Council, and is determined to be factual;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Modesto hereby certifies the attached report to be a true record of expenditures by the City of Modesto during the 1963-64 fiscal year in conformance with the requirements of the Collier-Unruh Local Transportation Development Act; and

BE IT FURTHER RESOLVED that the City Clerk is hereby instructed to transmit six copies of the report and three certified copies of this resolution to the State of California, Department of Public Works, Division of Highways, in care of the Engineer in charge of its local District office.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of August, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid

ATTEST: Pauline P. Stanley  
Acting City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-472

A RESOLUTION AUTHORIZING EXECUTION OF GRANT OF EASEMENT OVER  
BOWEN AVENUE PUMPING STATION TO MODESTO IRRIGATION DISTRICT

WHEREAS, the Modesto Irrigation District has requested an overhang easement over the west ten feet of the Bowen Avenue storm drain pump station property, and

WHEREAS, the City Manager has recommended that the request be granted on the basis that granting the easement will not affect the City's use of the property,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of the Modesto Irrigation District for an overhang easement over the west ten feet of the Bowen Avenue storm drain pump station property be, and it is hereby granted.

BE IT FURTHER RESOLVED that the City Manager is hereby authorized to execute the grant of easement over the said property.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of August 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid

ATTEST: Pauline P. Stanley  
Acting City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-473

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND  
ZEFF MEAT COMPANY PROVIDING FOR RELOCATION OF SEWER EASEMENT

BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that the agreement between the City of Modesto and Zeff Meat  
Company  
for relocation of sewer easement

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement  
by the designated 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  
August, 1964, by ~~Councilman~~ Mayor Johansen, who moved its adopt-  
ion, which motion being duly seconded by Councilman Tabbert  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid

ATTEST: Pauline P. Stanley  
Acting City Clerk

A RESOLUTION APPROVING THE FINAL MAP OF THE  
LORENZEN PARK NO. 3 SUBDIVISION  
OF THE CITY OF MODESTO.

WHEREAS, Arthur J. Wylie and Florence E. Wylie, husband and wife, and Wolverine Building Service, Inc., a corporation, are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 4.87 acres, known as the Lorenzen Park No. 3 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 21st day of April, 1964, 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 Lorenzen Park 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 that said final map of the Lorenzen Park No. 3 Subdivision 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 in the amount of Four Hundred Fifty and 70/100ths (\$450.70) Dollars, as required by the Modesto Municipal Code, for checking, copies of maps, recording and parks and playgrounds have been paid, and subdividers have furnished a bond acceptable to the City Attorney, or, in lieu thereof, have posted a cash deposit with the City Clerk in the sum of Twenty-Two Thousand, Five Hundred and no/100ths (\$22,500.00) Dollars.

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 August, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid

ATTEST: Pauline P. Stanley  
Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-475

A RESOLUTION NAMING THE EAST MODESTO BRANCH OF THE  
MODESTO-STANISLAUS COUNTY FREE LIBRARY AS THE ESTO  
BROUGHTON BRANCH LIBRARY

WHEREAS, the naming of the East Modesto Branch Library as the  
Esto Broughton Branch Library is a fitting recognition of her outstanding  
service to the community, and

WHEREAS, Esto Broughton served this community long and well as  
attorney and state assemblywoman, and

WHEREAS, Esto Broughton was an exponent of vigorous intellectual  
activity, possessed of positive convictions stemming from her ideals  
and character, and

WHEREAS, Esto Broughton was one of the first California state  
assemblywomen, and

WHEREAS, Esto Broughton introduced the Broughton-Bennett bill  
on the use of hydroelectric power, allowing irrigation districts to  
develop such power in connection with irrigation projects;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of  
Modesto that the East Modesto Branch of the Modesto-Stanislaus County  
Free Library shall be known as the Esto Broughton Branch Library,  
subject to concurrence of the Stanislaus County Board of Supervisors.

The foregoing resolution was introduced at a regular meeting of  
the Council of the City of Modesto held on the 24th day of August  
1964, by Councilman VanderWall, who moved its adoption, which motion  
being duly seconded by Councilman Mitchell, was upon roll call carried  
and the resolution adopted by the following votes:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid

ATTEST: Pauline P. Stanley  
Acting City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-476

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION TO THE CITY OF MODESTO OF UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED AS CRESTWOOD TERRACE NO. 3 ADDITION AND GIVING NOTICE OF TIME AND PLACE FOR HEARING PROTESTS THERETO.

WHEREAS, there has been filed with the City Council as the Legislative Body of the City of Modesto, a Municipal Corporation, a written petition 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, it appears that it will be to the advantage, benefit and best interest of said City of Modesto to annex said territory to said Municipal Corporation, and

WHEREAS, said annexation proceeding will be taken under the provisions of the "Annexation of Uninhabited Territory Act of 1939" and amendments thereto, and

WHEREAS, said petition has been signed by or written consent has been filed by the owners of all of the land in the territory proposed to be annexed, and

WHEREAS, it is necessary for the Council, by resolution, to give notice of the day, hour and place when and where any owner of property within the City, who does not also own property in the territory to be annexed to said Municipal Corporation, may protest, and

WHEREAS, the matter of the proposed annexation to the City of Modesto of said territory has been referred to the Planning Commission of the City of Modesto for its consideration and its report and recommendation to this Council, and said Planning Commission did on August 13, 1964, recommend the annexation of said uninhabited territory to the City of Modesto, and

WHEREAS, the matter of the proposed annexation to the City of Modesto of said territory has been referred to the Stanislaus County Boundary Commission for its consideration and approval and said Stanislaus County Boundary Commission did on June 23, 1964, approve the

8/4/64

Annexation-Privately owned  
property (Uninhabited)

boundaries of said annexation proposal as to definiteness and certainty, pursuant to Section 35002 of the Government Code, and

WHEREAS, 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 July 15 \_\_\_\_\_, 19 64, approve the annexation of said uninhabited territory to the City of Modesto pursuant to Section 54766 of the Government Code,

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

That notice be, and the same is hereby given that on Tuesday, the 3th day of September, 19 64, at the hour of 4:40 o'clock P. M., or as soon thereafter as the matter can be heard, at the Council Chambers on the first floor of the City Hall, located at 801 11th Street, in the City of Modesto, County of Stanislaus, State of California, be and the same are hereby fixed as the day, hour and place when and where any owner of property within the City of Modesto, who does not also own property in the territory proposed to be annexed to said City of Modesto, and having any objections to such proposed annexation, may appear before said Legislative Body and show cause why the territory hereinafter mentioned and described should not be so annexed to, incorporated and included in said Municipal Corporation;

BE IT FURTHER RESOLVED, that as reasons for such proceedings, the following are hereby declared to-wit:

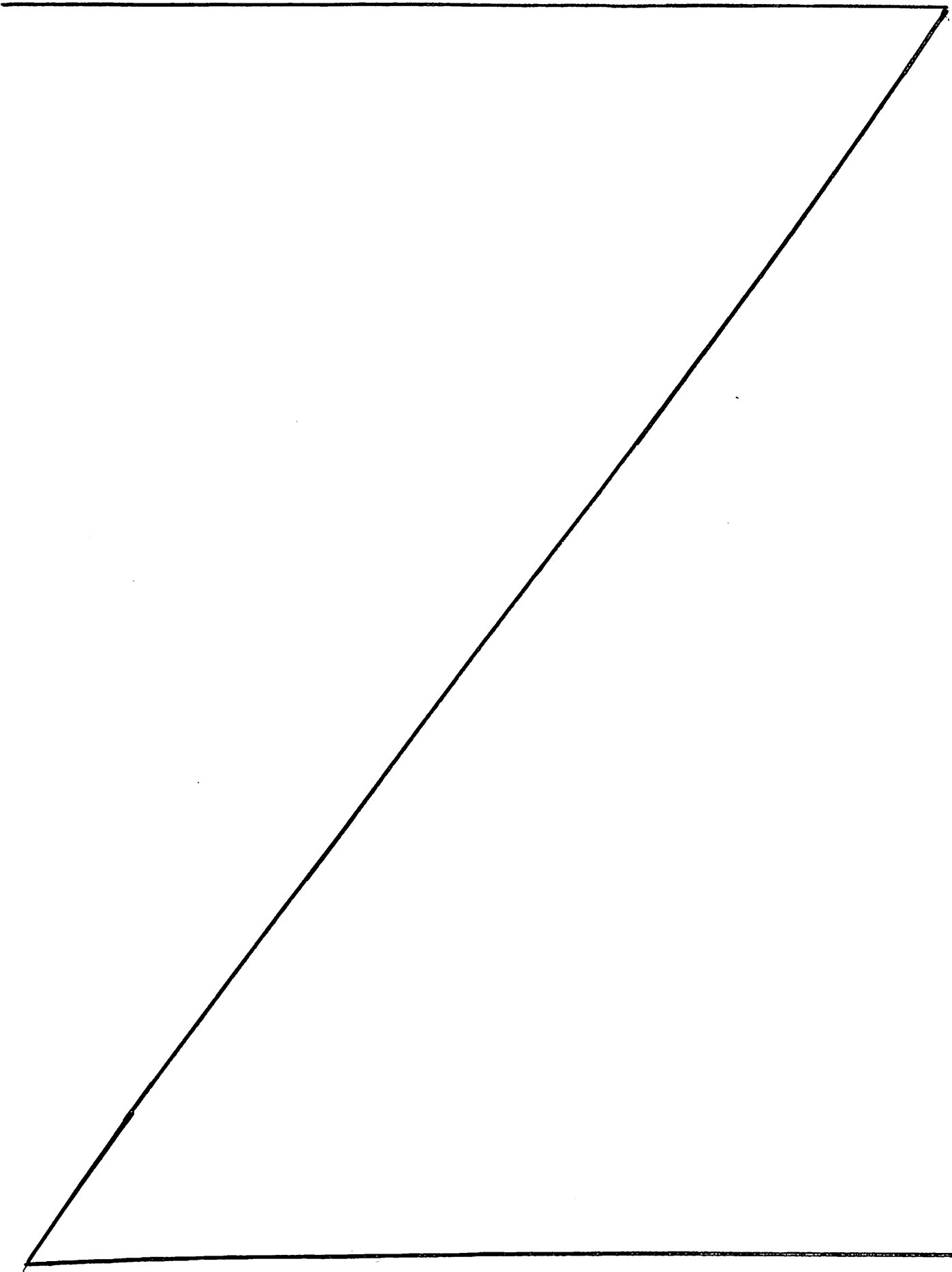
To allow a piece of uninhabited property to be annexed to the City of Modesto so that it may be furnished with the customary City services;

BE IT FURTHER RESOLVED, that the City Council recognizes that the petition requesting annexation has been signed by or written consent has been filed by the owners of all the land included in said annexation proposal;

BE IT FURTHER RESOLVED, that for appropriate identification of said territory so proposed to be annexed to the City of Modesto, the same is hereby designated as Crestwood Terrace No. 3 Addition

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and the boundaries of said territory so proposed to be annexed are specifically described as follows:



## CRESTWOOD TERRACE NO. 3 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion 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 intersection of the Northeastern corner of CRESTWOOD TERRACE NO. 2 ADDITION, as per description filed March 24, 1964, as Instrument 11958, Stanislaus County Records, and the Western line of WALNUT ACRES ADDITION, as per description filed May 14, 1963, as Instrument 18496, Stanislaus County Records; thence along said Western line and the existing City Limits, North  $0^{\circ} 44' 25''$  West 240.57 feet; thence North  $89^{\circ} 30'$  West, 659.25 feet, to a point on the existing City Limits, as established by the Crestwood Terrace No. 2 Addition, said point also being the Northeastern corner of property conveyed to the City of Modesto, as per Deed recorded February 14, 1963, as Instrument 6030, Stanislaus County Records; thence along said City Limits and the Crestwood Terrace No. 2 Addition, South  $0^{\circ} 45'$  East 240.57 feet; thence continuing along the existing City Limits and the Crestwood Terrace No. 2 Addition, South  $89^{\circ} 30'$  East, 659.21 feet, to the point of beginning, containing 3.641 Acres, more or less.

BE IT FURTHER RESOLVED, that no change in school district boundaries shall be effected by reason of the annexation of the hereinabove described area to the City of Modesto.

BE IT FURTHER RESOLVED, that the City Clerk of the City of Modesto shall cause a copy of this resolution to be published at least once in The Modesto Tribune, a newspaper of general circulation published in the City; said publication to be completed at least four (4) days prior to the date set for the hearing.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of August, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Shastid

ATTEST: Pauline P. Stanley  
Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-477

A RESOLUTION REFERRING TO THE MODESTO CITY  
PLANNING COMMISSION A PETITION FOR ANNEXATION  
OF CERTAIN UNINHABITED TERRITORY TO THE CITY  
OF MODESTO KNOWN AS FELLOWSHIP HOMES ADDITION.

WHEREAS, a petition has been filed in the office of  
the City Clerk requesting the annexation of certain uninhabited  
territory to the City of Modesto, which territory is more  
specifically described hereinafter, and

WHEREAS, the County Boundary Commission has certified  
to the definiteness and accuracy of the boundaries of said  
territory, and

WHEREAS, annexation of the Fellowship Homes Addition  
was approved by the Local Agency Formation Commission by  
resolution adopted February 19, 1964,

NOW, THEREFORE, BE IT RESOLVED by the Council of the  
City of Modesto that said petition for the annexation of the  
hereinafter described uninhabited territory be referred to the  
Planning Commission for its report and recommendation.

The territory herein referred to is situated in the  
County of Stanislaus, State of California, and is more  
particularly described as attached hereto.

The foregoing resolution was introduced at a regular  
meeting of the Council of the City of Modesto held on the 24th  
day of August, 1964, by Councilman Mitchell,  
who moved its adoption, which motion being duly seconded by  
Councilman VanderWall, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Shastid

ATTEST: Pauline P. Stanley  
Acting City Clerk

(SEAL)  
APPROVED AS TO FORM:

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

FELLOWSHIP HOMES ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of Section 16, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being portions of Lots 14, 15, 16, 19, 20 and 21 of the Pomona Villa Tract, as per map filed December 16, 1904, in Volume 2, Page 4, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the Eastern line of the Racquet Club Addition, as per description filed July 30, 1957, as Instrument 19002, Stanislaus County Records, and the Northern right of way line of the Modesto Irrigation District Lateral Number 3; thence along the existing City Limits, North  $0^{\circ} 49'$  West, 542.62 feet to a point on the existing City Limits as established by the Northeast Addition, as per description filed January 31, 1958, as Instrument 2427, Stanislaus County Records, said point being on the Northern line of Norwegian Avenue; thence along the existing City Limits, South  $89^{\circ} 39'$  East, 604.00 feet; thence along a line parallel with the Eastern line of said Pomona Villa Tract, South  $0^{\circ} 53'$  East, 753.61 feet, to a point on the Northern right of way line of the Modesto Irrigation District Lateral Number 3; thence along the Northern line of Lateral Number 3, North  $70^{\circ} 33'$  West, 644.60 feet, to the point of beginning, containing 8.991 Acres, more or less.

MODESTO CITY COUNCIL  
RESOLUTION NO. 640478

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$200 FOR  
RELOCATION OF TRAFFIC SIGNAL AT COFFEE ROAD AND FAIRMONT  
AVENUE

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

Fund No. 321  
Special Capital Outlay

From:	General Reserve (600)	\$200
To:	Signal Relocation Coffee & Fairmont (7903)	\$200

Relocation of a traffic signal at Coffee Road and  
Fairmont Avenue is necessitated by the joint City-  
County project for widening Coffee Road. Cost is  
subject to partial reimbursement by County of  
Stanislaus.

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 24th day  
of August, 1964 , by Councilman VanderWall , who moved  
its adoption, which motion being duly seconded by Councilman  
Tabbert , was upon roll call carried and the resolution  
adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid

ATTEST: Pauline P. Stanley  
Acting City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-479

A RESOLUTION REJECTING ALL BIDS AND AUTHORIZING THE WORK TO BE PERFORMED BY THE CITY FOR THE INSTALLATION OF WATER MAINS IN SHERWOOD TERRACE SUBDIVISION

WHEREAS, the Council of the City of Modesto adopted Resolution No. 64-450, on August 17, 1964, approving the plans and specifications for installation of water mains in Sherwood Terrace Subdivision

and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on the 1st day of September, 1964, and

WHEREAS, the City Clerk, in accordance with said Resolution, thereafter duly and regularly caused a notice to be published in the manner and for the time prescribed by law, and

WEREAS, <sup>one bid</sup> ~~all bids~~ received pursuant to said notice ~~were~~ was opened, examined and publicly declared at the time specified in said advertisement for bids, and

WHEREAS, the lowest responsible bid was submitted by R. Goold & Son, Stockton, California, in the sum of \$3,115.91, and

WHEREAS, the Director of Public Works estimates that the cost of such work to be performed by city forces for the sum of \$1,560.10, thus effecting a savings to the taxpayers of approximately \$1,555.81, which cost estimate has been approved by the City Manager, and

WHEREAS, the Council declares and determines that, in its opinion, based upon the estimate approved by the City Manager, the work in question may be performed better and more economically by the City with its own employees,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that, in accordance with the provisions of Section 1307 of the Charter of the City of Modesto, all bids received pursuant to

the aforesaid notice be, and they are hereby rejected and the City Manager is hereby authorized to proceed to have the work in question performed by the City by its own employees.

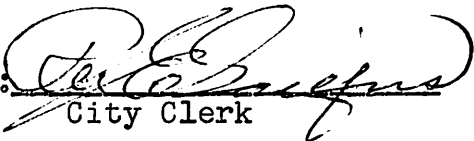
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Shastid, VanderWall,  
Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Tabbert

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-480

A RESOLUTION REJECTING ALL BIDS AND AUTHORIZING THE WORK TO BE PERFORMED BY THE CITY FOR THE INSTALLATION OF WATER MAINS IN COLONIAL MANOR NO. 2 SUBDIVISION

WHEREAS, the Council of the City of Modesto adopted Resolution No. 64-442, on August 10, 1964, approving the plans and specifications for the installation of water mains in Colonial Manor No. 2 Subdivision and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on the 25th day of August, 1964, and

WHEREAS, the City Clerk, in accordance with said Resolution, thereafter duly and regularly caused a notice to be published in the manner and for the time prescribed by law, and

WHEREAS, one bid received pursuant to said notice was opened, examined and publicly declared at the time specified in said advertisement for bids, and

WHEREAS, the ~~lowest priced~~<sup>only</sup> bid was submitted by Danick Construction Company, Bijou, California, in the sum of \$4,379.00, and

WHEREAS, the Director of Public Works estimates that the cost of such work to be performed by city forces for the sum of \$1,307.84, thus effecting a savings to the taxpayers of approximately \$3,071.16, which cost estimate has been approved by the City Manager and

WHEREAS, the Council declares and determines that, in its opinion, based upon the estimate approved by the City Manager, the work in question may be performed better and more economically by the City with its own employees;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that, in accordance with the provisions of Section 1307 of the Charter of the City of Modesto, all bids received pursuant to the aforesaid notice be, and they are hereby rejected and the City Manager is hereby authorized to proceed to have the work in question performed by the City by its own employees.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1964, by Councilman VanderWall, who moved its adoption,

which motion being duly seconded by Councilman Shastid , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Shastid, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes, Tabbert

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-481

A RESOLUTION ACCEPTING THE BID OF JOHNSTON PUMP COMPANY FOR FURNISHING ONE DEEP WELL PUMP WITH ELECTRICAL EQUIPMENT AND ONE AUXILIARY GAS ENGINE FOR PUMP STATION NO. 29

WHEREAS, Resolution No. 64-440, adopted by the Council of the City of Modesto on August, 10, 1964, approved the plans and specifications for the furnishing of one deep well pump with electrical equipment and one auxiliary gas engine for Pump Station #29 and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of one deep well pump with electrical equipment & one auxiliary gas engine for Pump Station No. 29 were opened at 2:00 P.M., Aug. 25, 1964, and later tabulated by the Public Works Department for the consideration of the Council, and


WHEREAS, the Director of Public Works has recommended that the bid of Johnston Pump Company, 3272 East Foothill Boulevard, Pasadena, California, in the amount of \$11,906.56, be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Johnston Pump Company, in the amount of \$11,906.56, be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Shastid, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes, Tabbert

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-482

A RESOLUTION REJECTING ALL BIDS AND AUTHORIZING THE WORK TO BE PERFORMED BY THE CITY FOR THE INSTALLATION OF WATER MAINS IN WYLDEWOOD PARK NO. 2 SUBDIVISION

WHEREAS, the Council of the City of Modesto adopted Resolution No. 64-443, on August 10, 1964, approving the plans and specifications for the installation of water mains in Wyldewood Park No. 2 Subdivision and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on the 25th day of August, 1964, and

WHEREAS, the City Clerk, in accordance with said Resolution, thereafter duly and regularly caused a notice to be published in the manner and for the time prescribed by law, and

WHEREAS, one bid received pursuant to said notice was opened, examined and publicly declared at the time specified in said advertisement for bids, and

WHEREAS, the only bid was submitted by Danick Construction Company, Bijou, California, in the sum of \$4,529.00, and

WHEREAS, the Director of Public Works estimates that the cost of such work to be performed by city forces for the sum of \$1,118.31, thus effecting a savings to the taxpayers of approximately \$3,410.69, which cost estimate has been approved by the City Manager and

WHEREAS, the Council declares and determines that, in its opinion, based upon the estimate approved by the City Manager, the work in question may be performed better and more economically by the City with its own employees;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that, in accordance with the provisions of Section 1307 of the Charter of the City of Modesto, all bids received pursuant to the aforesaid notice be, and they are hereby rejected and the City Manager is hereby authorized to proceed to have the work in question performed by the City by its own employees.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1964, by Councilman Shastid, who moved its adoption,

which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Shastid, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes, Tabbert

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-483

A RESOLUTION REJECTING ALL BIDS AND AUTHORIZING THE WORK TO BE PERFORMED BY THE CITY FOR THE INSTALLATION OF WATER MAINS IN SOMERSET PARK UNIT NO. 1 SUBDIVISION

WHEREAS, the Council of the City of Modesto adopted Resolution No. 64-439, on August 10, 1964, approving the plans and specifications for the installation of water mains in Somerset Park Unit No. 1 Subdivision and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on the 25th day of August, 1964, and

WHEREAS, the City Clerk, in accordance with said Resolution, thereafter duly and regularly caused a notice to be published in the manner and for the time prescribed by law, and

WHEREAS, one bid received pursuant to said notice was opened, examined and publicly declared at the time specified in said advertisement for bids, and

WHEREAS, the only bid was submitted by Danick Construction Company, Bijou, California, in the sum of \$10,389.00, and

WHEREAS, the Director of Public Works estimates that the cost of such work to be performed by City forces for the sum of \$2,989.64, thus effecting a savings to the taxpayers of approximately \$7,399.36, which cost estimate has been approved by the City Manager and

WHEREAS, the Council declares and determines that, in its opinion, based upon the estimate approved by the City Manager, the work in question may be performed better and more economically by the City with its own employees;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that, in accordance with the provisions of Section 1307 of the Charter of the City of Modesto, all bids received pursuant to the aforesaid notice be, and they are hereby rejected and the City Manager is hereby authorized to proceed to have the work in question performed by the City by its own employees.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1964, by Councilman VanderWall, who moved its adoption,

which motion being duly seconded by Councilman Mitchell , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Shastid, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes, Tabbert

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-484

A RESOLUTION ACCEPTING THE DEMOLITION OF THE OLD  
MODESTO CITY HALL AT 717 10TH STREET BY WALTER L.  
BOTTO

WHEREAS, a report has been filed by the Director of  
Parking and Traffic that the demolition of the old Modesto  
City Hall at 717 10th Street has been completed by Mr.  
Walter L. Botto, 1923 Michel Avenue, Modesto, California,  
in accordance with the contract agreement, dated June 29,  
1964.

NOW, THEREFORE, BE IT RESOLVED by the Council of  
the City of Modesto that the demolition of the old  
Modesto City Hall at 717 10th Street be accepted from  
said contractor, Mr. Walter L. Botto, that Notice of Com-  
pletion be filed with the Recorder of the Stanislaus  
County and that payment of amounts due in the amount of  
\$3,910.00, 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  
8th day of September, 1964, by Councilman Mitchell , who  
moved its adoption, which motion being duly seconded by  
Councilman Patton , was upon roll call carried and the  
resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Shastid, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes, Tabbert

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-485

A RESOLUTION GRANTING AN UNCLASSIFIED USE PERMIT TO TRI-COUNTY LEASING FOR AN OPHTHALMIC PRODUCTS ESTABLISHMENT AT 521 - 13TH STREET.

WHEREAS, a verified application for an unclassified use permit for an optical lens grinding, polishing and mounting business was filed by Tri-County Leasing on July 21, 1964, 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, at 2:00 P.M. on August 4, 1964, and

WHEREAS, said hearing was held at the above time and place and evidence, both oral and documentary, was taken and introduced, and

WHEREAS, thereafter, the Planning Commission adopted Resolution No. 64-83, recommending to the Council that an unclassified use permit be granted to Tri-County Leasing for an optical lens grinding, polishing and mounting business at 521 - 13th Street, lots 5 and 6 in Block 97, and

WHEREAS, said matter was set for public hearing before the Council in the Council Chambers located in the City Hall, 801 - 11th Street in the City of Modesto, at 4:30 P.M. on September 8, 1964, and

WHEREAS, said hearing was held before the Council at the above time and place and evidence, both oral and documentary, was taken and introduced and the Council found and determined that the proposed use is located near professional offices which require the services provided by a lens grinding, polishing and mounting business,

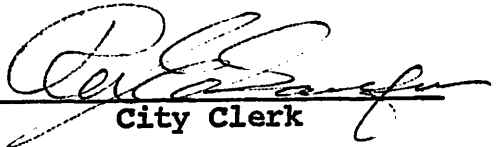
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that an unclassified use permit be granted to Tri-County Leasing for an optical lens grinding, polishing and mounting business at 521 - 13th Street.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
VanderWall and Mayor Johansen


NOES: Councilmen: None

ABSENT: Councilmen: Tabbert

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ELWYN L. JOHNSON, City Attorney

A RESOLUTION ANNEXING UNINHABITED TERRITORY KNOWN AS  
THE **CRESTWOOD TERRACE 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, thereafter, said Legislative Body by Resolution No. 64-476, adopted August 24, 19 64, specifically describing the boundaries of the territory proposed to be annexed to said Municipal Corporation and designating therein such territory by an appropriate identification, did give notice of the day, hour and place when and where the Legislative Body would hear protests against the annexation made by any person owning real property within the City, who does not also own property in the territory to be annexed, and in said notice, fixed Tuesday, the 8th day of September, 19 64, at the hour of 4:40 o'clock P. M., or as soon thereafter as the matter could be heard, at the City Council Chambers on the first floor of the City Hall, located at 801 11th Street, in the City of Modesto, County of Stanislaus, State of California, as the time and place for hearing of protests against such annexation, and

WHEREAS, the City Clerk of said Municipal Corporation caused a copy of said resolution to be published at least once in a newspaper of general circulation, published in the City, to-wit: The Modesto Tribune, and said publication was completed at least four (4) days prior to the date of this hearing, and

WHEREAS, the Stanislaus County Boundary Commission did on June 23, 19 64, approve the boundaries of the territory proposed to be annexed as to definiteness and certainty, pursuant to Section 35002 of the Government Code, and

WHEREAS, the Planning Commission of the City of Modesto has reviewed said annexation and on August 18, 1964, did make a report and recommendation to said Legislative Body, approving the annexation of said territory to said Municipal Corporation, and

WHEREAS, the Stanislaus County Local Agency Formation Commission did on July 15, 1964, approve the annexation of said uninhabited territory to the City of Modesto, pursuant to Section 54766 of 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 Crestwood Terrace No. 3 Addition, and

WHEREAS, said Legislative Body has held the public hearing at the day, hour and place designated and has heard all protests, if any, against said annexation,

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

That any and all protests, if any, against the annexation of said uninhabited territory to the City of Modesto, are hereby overruled;

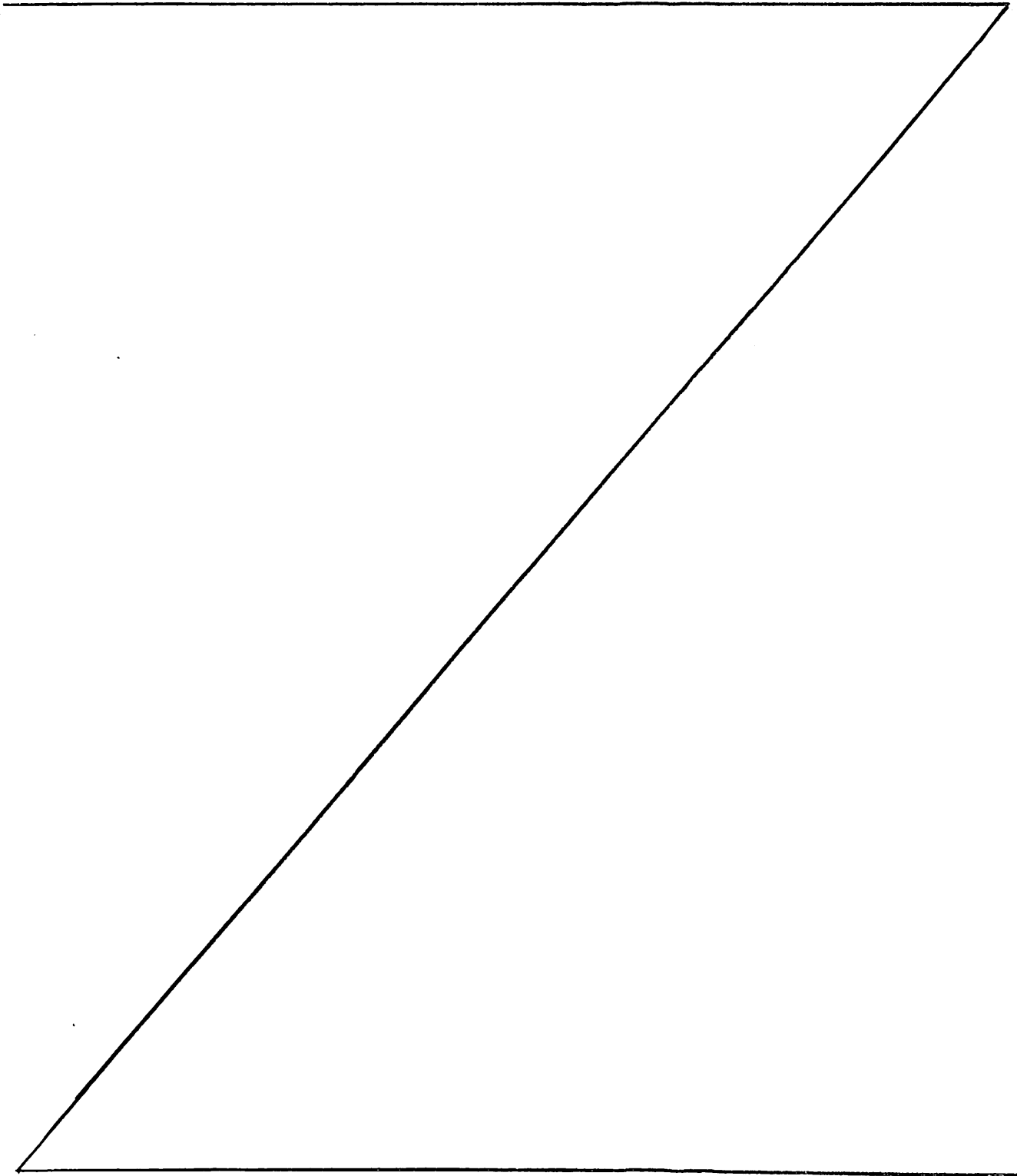
BE IT FURTHER RESOLVED, that the annexation of said uninhabited territory designated as Crestwood Terrace No. 3 Addition

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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 as follows:



CRESTWOOD TERRACE NO. 3 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion 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 intersection of the Northeastern corner of CRESTWOOD TERRACE NO. 2 ADDITION, as per description filed March 24, 1964, as Instrument 11958, Stanislaus County Records, and the Western line of WALNUT ACRES ADDITION, as per description filed May 14, 1963, as Instrument 18496, Stanislaus County Records; thence along said Western line and the existing City Limits, North  $0^{\circ} 44' 25''$  West 240.57 feet; thence North  $89^{\circ} 30'$  West, 659.25 feet, to a point on the existing City Limits, as established by the Crestwood Terrace No. 2 Addition, said point also being the Northeastern corner of property conveyed to the City of Modesto, as per Deed recorded February 14, 1963, as Instrument 6030, Stanislaus County Records; thence along said City Limits and the Crestwood Terrace No. 2 Addition, South  $0^{\circ} 45'$  East 240.57 feet; thence continuing along the existing City Limits and the Crestwood Terrace No. 2 Addition, South  $89^{\circ} 30'$  East, 659.21 feet, to the point of beginning, containing 3.641 Acres, more or less.

BE IT FURTHER RESOLVED, that no change in school district boundaries shall be effected by reason of the annexation of the hereinabove described area 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 8th day of September, 19 64, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Tabbert

ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-487

A RESOLUTION COMMENDING MODESTO GARBAGE COMPANY FOR ITS  
CONTRIBUTION IN "CLEAN-UP MODESTO" CAMPAIGN

WHEREAS, a "Clean-Up Modesto" campaign was successfully conducted by the Modesto City Employees' Association on July 11 and July 18, 1964, and


WHEREAS, the Modesto Garbage Company has contributed most generously to the campaign by waiving its fees at the disposal area;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that it hereby offers its appreciation and thanks to the Modesto Garbage Company for its generosity in a cause of great benefit to the entire community.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Mitchell, Patton, Shastid, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Tabbert

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-488

A RESOLUTION ACCEPTING THE CONSTRUCTION OF COMFORT STATION AT ENSLEN PARK TO WILLIAM MINENI, CONTRACTOR

WHEREAS, a report has been filed by the Director of Public Works that the construction of the comfort station at Enslen Park

has been completed by William Mineni, 7709 McHenry Avenue, Modesto,

in accordance with the contract agreement, dated June 15, 1964.

NOW, THEREFORE, BE IT RESOLVED that the construction of the comfort station at Enslen 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 \$5,731.00, 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 8th day of September, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Tabbert

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-489

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$272 -  
BROOKDALE PARK NO. 3 PERIMETER STREET LIGHT

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

Fund No. 321  
Special Fund for Capital Outlays

From:	General Reserve (600)	\$272.00
To:	Perimeter Street Lights (7903)	\$272.00

To provide payment for a perimeter street light  
in Brookdale Park No. 3 Subdivision. The City will  
be reimbursed when that portion of the street light  
is included in a subdivision.

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 8th day  
of September, 1964 , by Councilman VanderWall , who moved  
its adoption, which motion being duly seconded by Councilman  
Hughes , was upon roll call carried and the resolution  
adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Tabbert

ATTEST:

  
\_\_\_\_\_  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-490

A RESOLUTION APPROVING <sup>LEASE</sup> AGREEMENT BETWEEN THE CITY OF MODESTO AND  
WILLIE C. MAXWELL AND ANNIE MAXWELL - RENTAL OF CITY-OWNED PROPERTY,  
213 ELM

BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that the <sup>lease</sup> agreement between the City of Modesto and Willie C.  
Maxwell and Annie Maxwell for rental of City-owned property at  
~~for~~ 213 Elm on a month-to-month tenancy commencing on the 1st day  
of September, 1964, for a rental payment of \$45.00 per month  
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said <sup>lease</sup> agreement  
by the designated 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  
September, 1964, by Councilman VanderWall, who moved its adopt-  
ion, which motion being duly seconded by Councilman Shastid,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Tabbert

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-491

A RESOLUTION APPOINTING COUNCILMAN KEITH TABBERT OFFICIAL REPRESENTATIVE OF THE CITY OF MODESTO - LEAGUE OF CALIFORNIA CITIES OFFICIAL MISSION TO MEXICO TOUR

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Councilman Keith Tabbert be, and he is hereby appointed the official representative of the City of Modesto on the League of California Cities Official Mission to Mexico Tour.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1964 by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Tabbert

ATTEST:

  
REX E. GAILFUS  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-492

A RESOLUTION AUTHORIZING THE SALE OF SURPLUS GINKGO TREES  
TO BIBENS NURSERY COMPANY

WHEREAS, Resolution No. 64-49 of the Council of the City of Modesto authorizes the sale of 150 surplus ginkgo trees accumulated at the city nursery, and

WHEREAS, Bibens Nursery Company has submitted an offer to the City of Modesto of \$17.50 per tree for the 150 surplus ginkgo trees, to be picked up in the spring of 1965. The City of Modesto will add maintenance charge of one dollar (\$1) per tree per year on a pro rata basis until the trees are picked up, and total payment will be made at that time.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Parks and Recreation Department is hereby authorized to sell 150 surplus ginkgo trees to Bibens Nursery Company, for the sum of \$17.50 per tree, the trees to be picked up in the spring of 1965. The City of Modesto will add maintenance charge of one dollar (\$1) per tree per year on a pro rata basis until the trees are picked up, and total payment will be made at that time.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Tabbert

ATTEST: \_\_\_\_\_

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-493

A RESOLUTION APPROVING RULES FOR THE USE OF MODESTO  
MODEL AIRPLANE FLYING FIELD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the following listed rules for the use of Modesto Model Airplane Flying Field be and they are hereby approved:

1. Insurance coverage - A. All flyers, when using the Modesto Model Airplane Flying Field, must be covered by insurance in the following amounts: \$100,000 Public Liability, \$100,000 Property Damage; B. Said insurance to specifically cover model airplane flying, and all flyers must have proof of coverage on their person when using the model airplane flying field.

2. All flyers shall abide by the posted safety rules at all times.

3. Any persons using the area shall help keep it in clean and orderly condition at all times.

4. Flying hours will be daily 1:00 P.M. until dusk, Saturday 10:00 A.M. to dusk, except during specifically scheduled events.

5. Any infraction of these rules may result in flyers being prohibited use of the Model Airplane Flying Field.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Tabbert

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-494

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ~~REQUEST~~  
~~OF~~ APPEAL TO GRANTING OF CONDITIONAL USE PERMIT TO DON  
PEDRO REAL ESTATE FOR TEMPORARY USE OF BUILDING FOR A  
CHURCH AT 505 FLOYD AVENUE

BE IT HEREBY RESOLVED by the Council of the City  
of Modesto that September 28, 1964, 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 ~~request~~ appeal to the granting  
of a conditional use permit to Don Pedro Real Estate for  
temporary use of existing building at 505 Floyd Avenue for  
a church.

The foregoing resolution was introduced at a reg-  
ular meeting of the Council of the City of Modesto held  
on the 8th day of September, 1964, by Councilman  
Shastid , who moved its adoption, which motion being  
duly seconded by Councilman Hughes , was upon roll  
call carried and the resolution adopted by the follow-  
ing vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Tabbert

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64- 495

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION TO THE CITY OF MODESTO OF UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED AS FELLOWSHIP HOMES ADDITION AND GIVING NOTICE OF TIME AND PLACE FOR HEARING PROTESTS THERETO.

WHEREAS, there has been filed with the City Council as the Legislative Body of the City of Modesto, a Municipal Corporation, a written petition 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, it appears that it will be to the advantage, benefit and best interest of said City of Modesto to annex said territory to said Municipal Corporation, and

WHEREAS, said annexation proceeding will be taken under the provisions of the "Annexation of Uninhabited Territory Act of 1939" and amendments thereto, and

WHEREAS, said petition has been signed by or written consent has been filed by the owners of all of the land in the territory proposed to be annexed, and

WHEREAS, it is necessary for the Council, by resolution, to give notice of the day, hour and place when and where any owner of property within the City, who does not also own property in the territory to be annexed to said Municipal Corporation, may protest, and

WHEREAS, the matter of the proposed annexation to the City of Modesto of said territory has been referred to the Planning Commission of the City of Modesto for its consideration and its report and recommendation to this Council, and said Planning Commission did on September 1, 1964, recommend the annexation of said uninhabited territory to the City of Modesto, and

WHEREAS, the matter of the proposed annexation to the City of Modesto of said territory has been referred to the Stanislaus County Boundary Commission for its consideration and approval and said Stanislaus County Boundary Commission did on November 27, 1962, approve the

8/4/64  
Annexation-Privately owned  
property (Uninhabited)

boundaries of said annexation proposal as to definiteness and certainty, pursuant to Section 35002 of the Government Code, and

WHEREAS, 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 February 19, 1964, approve the annexation of said uninhabited territory to the City of Modesto pursuant to Section 54766 of the Government Code,

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

That notice be, and the same is hereby given that on Monday, the 21st day of September, 1964, at the hour of 4:30 o'clock P. M., or as soon thereafter as the matter can be heard, at the Council Chambers on the first floor of the City Hall, located at 801 11th Street, in the City of Modesto, County of Stanislaus, State of California, be and the same are hereby fixed as the day, hour and place when and where any owner of property within the City of Modesto, who does not also own property in the territory proposed to be annexed to said City of Modesto, and having any objections to such proposed annexation, may appear before said Legislative Body and show cause why the territory hereinafter mentioned and described should not be so annexed to, incorporated and included in said Municipal Corporation;

BE IT FURTHER RESOLVED, that as reasons for such proceedings, the following are hereby declared to-wit:

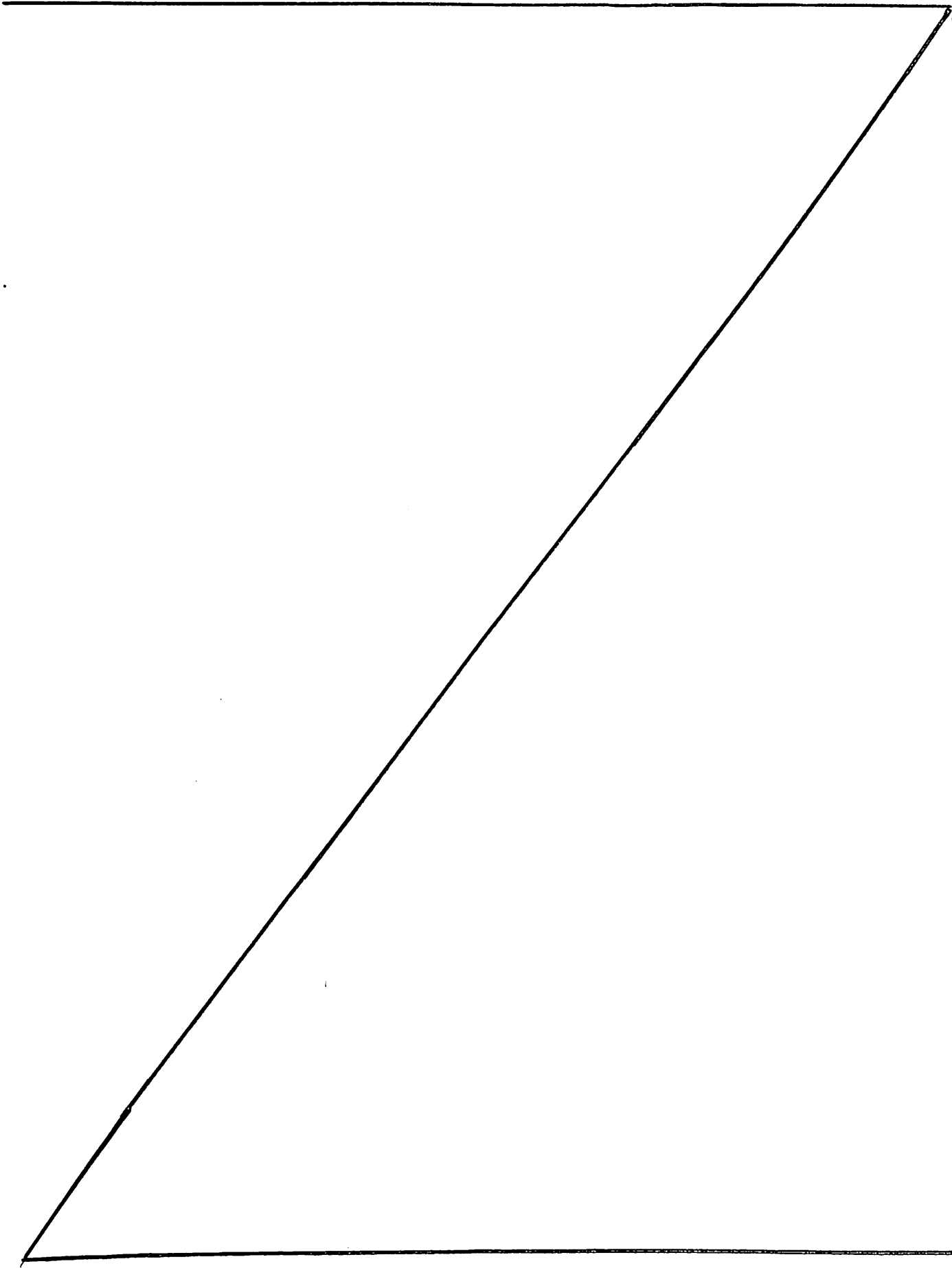
To allow a piece of uninhabited property to be annexed to the City of Modesto so that it may be furnished with the customary City services;

BE IT FURTHER RESOLVED, that the City Council recognizes that the petition requesting annexation has been signed by or written consent has been filed by the owners of all the land included in said annexation proposal;

BE IT FURTHER RESOLVED, that for appropriate identification of said territory so proposed to be annexed to the City of Modesto, the same is hereby designated as Fellowship Homes Addition

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and the boundaries of said territory so proposed to be annexed are specifically described as follows:



FELLOWSHIP HOMES ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of Section 16, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being portions of Lots 14, 15, 16, 19, 20 and 21 of the Pomona Villa Tract, as per map filed December 16, 1904, in Volume 2, Page 4, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the Eastern line of the Racquet Club Addition, as per description filed July 30, 1957, as Instrument 19002, Stanislaus County Records, and the Northern right of way line of the Modesto Irrigation District Lateral Number 3; thence along the existing City Limits, North  $0^{\circ} 49'$  West, 542.62 feet to a point on the existing City Limits as established by the Northeast Addition, as per description filed January 31, 1958, as Instrument 2427, Stanislaus County Records, said point being on the Northern line of Norwegian Avenue; thence along the existing City Limits, South  $89^{\circ} 39'$  East, 604.00 feet; thence along a line parallel with the Eastern line of said Pomona Villa Tract, South  $0^{\circ} 53'$  East, 753.61 feet, to a point on the Northern right of way line of the Modesto Irrigation District Lateral Number 3; thence along the Northern line of Lateral Number 3, North  $70^{\circ} 33'$  West, 644.60 feet, to the point of beginning, containing 8.991 Acres, more or less.

BE IT FURTHER RESOLVED, that no change in school district boundaries shall be effected by reason of the annexation of the hereinabove described area to the City of Modesto.

BE IT FURTHER RESOLVED, that the City Clerk of the City of Modesto shall cause a copy of this resolution to be published at least once in The Modesto Tribune, a newspaper of general circulation published in the City; said publication to be completed at least four (4) days prior to the date set for the hearing.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 19 64, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Tabbert

ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ELWYN L. JOHNSON, City Attorney

A RESOLUTION REFERRING TO THE MODESTO CITY  
PLANNING COMMISSION A PETITION FOR ANNEXATION  
OF CERTAIN UNINHABITED TERRITORY TO THE CITY  
OF MODESTO KNOWN AS **BELLENITA ADDITION**.

WHEREAS, a petition has been filed in the office of  
the City Clerk requesting the annexation of certain uninhabited  
territory to the City of Modesto, which territory is more  
specifically described hereinafter, and

WHEREAS, the County Boundary Commission has certified  
to the definiteness and accuracy of the boundaries of said  
territory, and

WHEREAS, annexation of the Bellenita  
Addition was approved by the Local Agency Formation Commission by  
resolution adopted August 19, 1964,

NOW, THEREFORE, BE IT RESOLVED by the Council of the  
City of Modesto that said petition for the annexation of the  
hereinafter described uninhabited territory be referred to the  
Planning Commission for its report and recommendation.

The territory herein referred to is situated in the  
County of Stanislaus, State of California, and is more particularly  
described as attached hereto.


The foregoing resolution was introduced at a regular  
meeting of the Council of the City of Modesto held on the 8th  
day of September, 1964, by Councilman ~~EMX~~VanderWall,  
who moved its adoption, which motion being duly seconded by  
Councilman Patton, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Tabbert

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ELWYN L. JOHNSON, City Attorney

## BELLENITA ADDITION

All that real property in the State of California, County of Stanislaus, being the North half of the Northeast quarter of the Southeast quarter of Section 6, 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 MINENI MANOR ADDITION, as per description filed July 26, 1955, as Instrument 21227, Stanislaus County Records, said point being on the East quarter corner of Section 6 and the center line of Sutter Avenue; thence along the East line of Section 6 and the center line of Sutter Avenue, South  $0^{\circ} 24'$  East, 664.98 feet to the Southern line of the North half of the Northeast quarter of the Southeast quarter of Section 6; thence along said Southernline, South  $88^{\circ} 50' 06''$  West, 1321.81 feet, to a point on the North-South quarter quarter section line; thence along the quarter quarter section line, North  $0^{\circ} 27'$  West, 662.64 feet, to a point on the East-West quarter section line and the Southwestern corner of the Mineni Manor Addition; thence along the Southern line of the Mineni Manor Addition and the East-West quarter section line, North  $88^{\circ} 44'$  East, 1322.38 feet, to the point of beginning, containing 20.147 Acres, more or less.

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-497

A RESOLUTION APPROVING A DEVELOPMENT PLAN  
FOR PLANNED-DEVELOPMENT ZONE, P-D (17)  
(ZAMORA AND PRICE)

WHEREAS, a verified application for an amendment to  
Section 6 of the Zoning Map was filed by John L. Zamora  
and James E. Price on June 30,  
19 64, to reclassify from One-Family Zone, R-1,  
to Planned-Development Zone, P-D, the following described property:

Beginning at a point on the east line of Section 6  
T4S R9E, MDB&M, and the center line of Nian Way;  
thence South 88° 44' West along the center line of  
Nian Way a distance of 300.00 feet to the center line  
of Clementa Way; thence North 0° 24' West a distance  
of 494.92 feet to the south line of the alley in  
Block 3071; thence North 75° 00' East a distance of  
310.00 feet to the east line of Section 6 T4S R9E,  
thence South 0° 24' East along the east line of said  
Section a distance of 568.20 feet to the point of  
beginning; said property being located at the north-  
west corner of Sutter Avenue and Nian Way, and

WHEREAS, after public hearing held on July 21,  
19 64, 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 suitable transition between low and high density  
residential uses would be provided.

(2) The amount of traffic generated by this development  
can be accommodated on Sutter Avenue.

(3) The development is basically oriented to Sutter Avenue  
and would not conflict with the residential development to the north,  
west and south, and

WHEREAS, after a public hearing held on August 24, 1964, the Council found and determined that the application of John L. Zamora and James E. Price

for a Planned Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth above, and

WHEREAS, the Council has introduced Ordinance No. 678 -C.S. on the 8th day of September, 1964, reclassifying the above-described property from One-Family Zone, R-1, to Planned Development Zone, P-D (17).

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 (17), is hereby approved in accordance with the plan titled "50 Unit Apartment Complex for Mr. James Price", as amended on its face, dated June 30, 1964 / which said plan is on file in the office of the Planning Director, subject to the following conditions:

(a) That a six (6') foot fence be constructed and maintained on the north and west property boundaries where adjacent to an alley.

(b) That sidewalks be constructed on the south fronting on Nian Way, and on the west fronting on Clementa Way.

(c) That the alleys bordering the property on the north and west sides be fully improved to current city subdivision standards.

(d) That the final site plan and a landscaping and fencing plan be approved by the Secretary of the Planning Commission prior to the issuance of a building permit for the first phase of construction.

(e) That a cash deposit, savings and loan certificate, or a performance bond issued by a corporate surety company in an amount to be determined by the City Engineer to cover the cost of public improvements shall be filed with the City Clerk within thirty (30) days following establishment of the zone, said bond to guarantee the faithful performance of the provisions of this resolution.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D (17) :

(a) The entire construction program shall be accomplished in one phase, construction to begin on or before January 21, 1966, and be completed not later than January 21, 1967.

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 (17) 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 September, 19 64, by <sup>Mayor</sup>~~Councilman~~ Johansen, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, VanderWall and Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Tabbert

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
~~ATTORNEY GENERAL~~, City Attorney  
ELWYN L. JOHNSON

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-498

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$1,565.00  
FOR ADDITIONAL INSURANCE PREMIUM - LIABILITY

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

Fund No. 101  
General Reserve

From: General Reserve (600) \$1,565.00  
To: Public Liability Insurance (415) \$1,565.00

Additional premium - Increase in limit of  
liability from \$1,000,000 to \$2,000,000.

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 8th day  
of September, 1964 , by Councilman Shastid , who moved  
its adoption, which motion being duly seconded by Councilman  
VanderWall , was upon roll call carried and the resolution  
adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Tabbert

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-499

A RESOLUTION AUTHORIZING WORK TO BE PERFORMED BY CITY FORCES  
FOR INSTALLATION OF WATER MAINS IN LORENZEN PARK NO. 3 SUBDIVISION

WHEREAS, the Council of the City of Modesto adopted Resolution No. 64-465, on August 24, 1964, approving the plans and specifications for the installation of water mains in Lorenzen Park No. 3 Subdivision

and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on the 8th day of September, 1964, and

WHEREAS, the City Clerk, in accordance with said Resolution, thereafter duly and regularly caused a notice to be published in the manner and for the time prescribed by law, and

WHEREAS, no bids were received pursuant to said notice, and

WHEREAS, the Director of Public Works estimates that the cost of such work to be performed by city forces for the sum of \$3,340, which cost estimate has been approved by the City Manager, and

WHEREAS, the Council declares and determines that, in its opinion, based upon the estimate approved by the City Manager, the work in question may be performed better and more economically by the City with its own employees,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that, in accordance with the provisions of Section 1307 of the Charter of the City of Modesto, the City Manager is hereby authorized to proceed to have the work in question performed by the City by its own employees.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of September, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, VanderWall, Mayor  
NOES: Councilmen: Johansen  
ABSENT: Councilmen: None  
Patton, Tabbert

ATTEST:   
CITY CLERK

CITY CLERK

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-500

A RESOLUTION ACCEPTING THE BID OF H. V. CARTER COMPANY FOR  
FURNISHING ONE GOLF COURSE TRACTOR AND FIVE GANG MOWER UNITS

WHEREAS, Resolution No. 64-448 adopted by the Council of the City of Modesto on August 17, 1964, approved the plans and specifications for the furnishing of one golf course tractor and five gang mower units and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of one golf course tractor and five gang mower units were opened at 2:00 P.M., September 8, 1964, and later tabulated by the Public Works Department for the consideration of the Council, and


WHEREAS, the Director of Public Works has recommended that the bid of H. V. Carter Company, 52 Beale Street, San Francisco, in the amount of \$4,721.03 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of H. V. Carter Company, in the amount of \$4,721.03 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 September, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Patton, Tabbert

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-501

A RESOLUTION ACCEPTING THE ORAL BID OF JAMES D. PETROS IN AMOUNT OF \$15,150 FOR PURCHASE OF PHOENIX AVENUE FIRE STATION

WHEREAS, Resolution No. 64-441 adopted by the Council of the City of Modesto on August 10, 1964 approved the sale of the Phoenix Avenue Fire Station, Lot 13, Block 2196, Alta Vista Tract, and

WHEREAS, sealed bids received for the sale of the Phoenix Avenue Fire Station were opened at 2:00 P.M. September 14, 1964 and

WHEREAS, a call for oral bids was set for 8:00 P.M., September 14, 1964 in the Council Chambers, City Hall, 801 11th Street, and

WHEREAS, the high oral bid of \$15,150 was submitted by James D. Petros, 1233 South Rose Avenue, Turlock, California, and

WHEREAS, James D. Petros has submitted a cash deposit of \$500 with the City of Modesto which shall be retained by the City should he fail to deposit with the City Clerk the amount of his bid within five (5) days after written notice of acceptance of said bid;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of James D. Petros in the amount of \$15,150 be accepted as the highest responsible bid, and the execution of necessary documents to complete the sale of the property by 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 14th day of September, 1964 by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Patton, Tabbert

ATTEST:   
REX E. GAILFUS, City Clerk

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED  
TERRITORY FROM THE MCHENRY-DRY CREEK  
FIRE PROTECTION DISTRICT BY REASON OF ITS  
ANNEXATION TO THE CITY OF MODESTO.  
(WYLIE NO. 3 ADDITION)

WHEREAS, a portion of the McHenry-Dry Creek  
Fire Protection District was annexed to the City of Modesto by  
Ordinance No. 664 -C.S. adopted on July 20, 1964,  
and

WHEREAS, said territory officially became a part of the  
City on July 23, 1964, 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 State  
Board of Equalization, the governing body of the District, and  
the County Assessor of copies 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 District which has been annexed to the  
City that the area be withdrawn from said Fire 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, be withdrawn from the boundaries of the  
McHenry-Dry Creek Fire Protection District.

BE IT FURTHER RESOLVED that the City Clerk be, and  
he is hereby directed to file a certified copy of this resolu-  
tion with the State Board of Equalization, the governing body  
of said Fire Protection District, and the Assessor of Stanis-  
laus County.

The foregoing resolution was introduced at a regular  
meeting of the Council of the City of Modesto held on the 14th  
day of September, 1964, by Councilman Shastid.

who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, VanderWall,  
Mayor Johansen

NOES: Councilmen: None

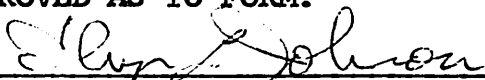
ABSENT: Councilmen: Patton, Tabbert

ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ELWYN L. JOHNSON, City Attorney

WYLIE NO. 3 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Southwest 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 the Northeastern corner of the DOWNEY HIGH SCHOOL SITE ADDITION, as per description filed July 27, 1950, Instrument 16443, the Southeastern corner of DOWNEY PARK ADDITION, as per description filed February 21, 1963, Instrument 6991, and the Southwestern corner of the LORENZEN ADDITION, as per description filed June 27, 1961, Instrument 20145, Stanislaus County Records; thence along the Southern line of the Lorenzen Addition, South  $89^{\circ} 56' 30''$  East, 300.01 feet, to the Northwestern corner of the WYLIE NO. 2 ADDITION, as per description filed July 18, 1963, Instrument 27042, Stanislaus County Records; thence along the Western line of the Wylie No. 2 Addition, South  $0^{\circ} 30' 30''$  East, 823.09 feet to the Southwest corner thereof; thence along the Southern line of Wylie No. 2 Addition and the Southern line of WYLIE ADDITION, as per description filed July 23, 1962, Instrument 27724, Stanislaus County Records, and its Easterly extension, South  $89^{\circ} 57' 45''$  East, 1017.42 feet, to a point on the Center Line of a Public Road known as Rose Avenue; thence along the Center Line of Rose Avenue, South  $0^{\circ} 37'$  East, 330.84 feet to the Easterly extension of the Southern line of property conveyed to Rudy Bonzi, et ux, by Deed recorded July 10, 1958, Instrument 16927, Stanislaus County Records and the Northern line of the DOWNEY VILLA TRACT NO. 2, as per map filed April 27, 1959, in Volume 19 of Maps, Page 18, Stanislaus County Records; thence along the Southern line of said Bonzi property and the Northern line of Downey Villa Tract No. 2 the following bearings and distances: North  $89^{\circ} 58' 13''$  West, 228.71 feet; North  $0^{\circ} 37'$  West, 2.00 feet; and North  $89^{\circ} 58' 13''$  West, 431.14 feet, to the Southwestern corner of said Bonzi property and the Southeastern corner of property conveyed to Per Adolph Swenson, et ux, by Deed recorded March 19, 1935, Instrument 3010, Stanislaus County Records; thence along the Southern line of said Swenson property and the Northern line of Downey Villa Tract No. 2, North  $89^{\circ} 58' 13''$  West, 454.20 feet to the Northwestern corner of Downey Villa Tract No. 2; thence along the Western line of Downey Villa Tract No. 2, South  $0^{\circ} 30' 30''$  East, 330.07 feet to the Southwestern corner thereof and the Southern line of property conveyed to Leon H. Boyd, Jr., by Deed recorded January 9, 1964, Instrument 1105, Stanislaus County Records; thence along the Southern line of said Boyd property and its Westerly extension, North  $89^{\circ} 58' 13''$  West, 204.00 feet to the Center Line of a Public Road known as Brighton Avenue and a point on the existing City Limits as established by the Downey High School Site Addition; thence along the Center Line of Brighton Avenue and the existing City Limits, North  $0^{\circ} 30' 30''$  West, 1482.17 feet to the point of beginning, containing 17.176 Acres, more or less.

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-503

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND  
HAGER SUPPLY COMPANY FOR SALE OF DRIED DIGESTED SLUDGE

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 sale of dried digested sludge  
~~for~~

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement  
by the designated 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  
September, 1964, by Councilman VanderWall, who moved its adopt-  
ion, which motion being duly seconded by Councilman Shastid,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Patton, Tabbert

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-504

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$1,250.00  
ADDITIONAL FUNDS FOR IMPROVEMENT OF BRIGGSMORE AVENUE FROM  
CARVER ROAD TO TULLY ROAD

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

Fund No. 321  
Special Fund for Capital Outlays


From:	General Reserve (600)	\$1,250.00
To:	Improve Briggsmore, Tully to Carver (5304)	\$1,250.00

Final quantities exceeded original  
estimates.

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 14th day  
of September, 1964 , by Councilman Shastid , who moved  
its adoption, which motion being duly seconded by Councilman  
Mitchell , was upon roll call carried and the resolution  
adopted by the following vote:

AYES:	Councilmen:	Hughes, Mitchell, Shastid, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Patton, Tabbert

ATTEST:

  
\_\_\_\_\_  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-505

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$1,275.00  
ADDITIONAL FUNDS FOR REALIGNMENT OF TUOLUMNE BOULEVARD AND  
IMPROVEMENT OF 7TH AND "B" STREETS

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

		Fund No. 321
		<u>Special Fund for Capital Outlays</u>
From:	General Reserve (600)	\$1,275.00
To:	Improve Intersection, 7th and B (5302)	\$1,275.00

Final quantities exceeded original  
estimates.

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 14th day  
of September, 1964, by Councilman VanderWall, who moved  
its adoption, which motion being duly seconded by Councilman  
Shastid, was upon roll call carried and the resolution  
adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, VanderWall, Mayor  
Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Patton, Tabbert

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-506

A RESOLUTION GRANTING HEASTON'S CASH REGISTER A PERMIT TO ENCROACH  
ON THE PUBLIC RIGHT OF WAY

WHEREAS, E. L. Heaston, Heaston's Cash Register, has filed a request for an encroachment to permit installation of 3½-inch brick veneer on two 16-inch wide pilasters on the front of a building located at 1613-1615 "H" Street; and

WHEREAS, the Director of Public Works has recommended that an encroachment permit be granted as requested by the applicant;

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

SECTION 1. A revocable permit is hereby granted to said applicant to place 3½-inch brick veneer on two 16-inch wide pilasters on the front of the building located at 1613-1615 "H" Street.

SECTION 2. Said permit is granted for each of the conditions herein set forth, which conditions permittee agrees, by acceptance of this permit, to faithfully perform, to wit:

(a) Permittee, his successors and assigns, during the term of this permit, shall indemnify and save the City harmless of and from all damages, costs and charges of any kind or character arising out of or relating thereto or in any way connected with the exercise of the rights granted by this permit.

(b) Permittee, his successors and assigns, subject to the provisions of this resolution, shall comply with all laws of the City, including the securing of a building permit for the placement of the 3½-inch brick veneer.

(c) Permittee, his successors and assigns, at his own cost and expense, shall defend any and all law suits, if any, arising out of or in any way connected with the exercise of the rights granted by this permit.

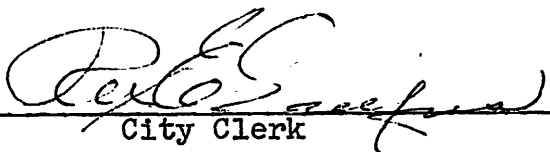
SECTION 3. The Council of the City of Modesto reserves the right to revoke this permit at any time.

SECTION 4. The City Clerk shall furnish permittee with a copy of this resolution. Permittee shall have twenty (20) days from and after the adoption of this resolution within which to file written acceptance of this permit with the City Clerk, and no right shall be conferred hereby until said acceptance is filed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of September, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Mitchell, Shastid, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Patton, Tabbert

ATTEST:

  
\_\_\_\_\_  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-507

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL  
FOR BIDS FOR SEVEN MOBILE RADIOS

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

Section 1. The plans and specifications for seven mobile 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 Wednesday, October 7, 1964, <sup>at 2:00 P.M.</sup> / 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.

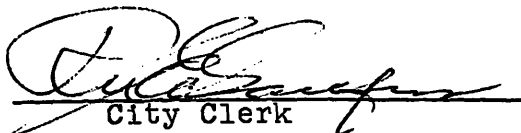
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of September, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, VanderWall,  
Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Tabbert

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64- 508

A RESOLUTION DESIGNATING CERTAIN AREAS AS MUNICIPAL OFF-STREET PARKING LOTS, PROVIDING FOR CONTROL OF VEHICULAR PARKING THEREON BY MEANS OF PARKING ATTENDANTS, ESTABLISHING THE DAYS AND HOURS DURING WHICH CONTROL BY PARKING ATTENDANTS SHALL BE EFFECTIVE, FIXING THE RATES TO BE CHARGED, AND RESCINDING RESOLUTION NO. 64-107.

WHEREAS, Section 3-2.1601(c) of the Modesto Municipal Code provides that certain municipal off-street parking lots shall be established as attendant lots, and

WHEREAS, Section 3-2.1603 of said Code provides that the Council, by resolution, shall determine the hours and days of operation on said lots and establish the rates to be charged,

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

SECTION 1. The following areas are hereby designated as municipal off-street parking lots:

- (a) 9th Street between I and J Streets parking lot (PAL-2)
- (b) 11th Street between H and I Streets (street level) parking lot (PAL-4a)
- (c) 10th Street between K and L Streets parking lot (PAL-5)

SECTION 2. That vehicular parking on said municipal off-street parking lots PAL-2, PAL-4a and PAL-5 shall be controlled and regulated by parking attendants from 9:00 a.m. to 9:00 p.m., Monday through Saturday. Attendant parking may be used on such additional special occasions as may be deemed appropriate by the City Manager.

SECTION 3. The rate of fifteen (15¢) 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, PAL-4a and PAL-5.

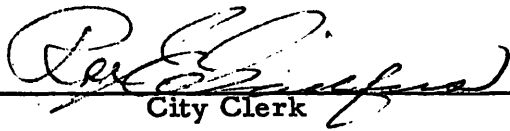
SECTION 4. Resolution No. 64-107 adopted by the Council of the City of Modesto on March 9, 1964, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of September, 1964, by Councilman Mitchell, who moved its adoption, which motion being

duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Tabbert

ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-509

**A RESOLUTION ANNEXING UNINHABITED TERRITORY KNOWN  
AS THE FELLOWSHIP HOMES 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, thereafter, said legislative body by Resolution No. 64-495, adopted September 8, 1964, specifically describing the boundaries of the territory proposed to be annexed to said municipal corporation and designating therein such territory by an appropriate identification, did give notice of the day, hour and place when and where the legislative body would hear protests against the annexation made by any person owning real property within the City, who does not also own property in the territory to be annexed, and in said notice, fixed Monday, the 21st day of September, 1964, at the hour of 4:30 o'clock P.M., or as soon thereafter as the matter could be heard, at the City Council Chambers on the first floor of the City Hall, located at 801 - 11th Street, in the City of Modesto, County of Stanislaus, State of California, as the time and place for hearing of protests against such annexation, and

WHEREAS, the City Clerk of said municipal corporation caused a copy of said resolution to be published at least once in a newspaper of general circulation, published in the City, to wit: The Modesto Tribune, and said publication was completed at least four (4) days prior to the date of this hearing, and

WHEREAS, the Stanislaus County Boundary Commission did on November 27, 1962, approve the boundaries of the territory

proposed to be annexed as to definiteness and certainty, pursuant to Section 35002 of the Government Code, and

WHEREAS, the Planning Commission of the City of Modesto has reviewed said annexation and on September 1, 1964, did make a report and recommendation to said legislative body, approving the annexation of said territory to said municipal corporation, and

WHEREAS, the Stanislaus County Local Agency Formation Commission did on February 19, 1964, approve the annexation of said uninhabited territory to the City of Modesto, pursuant to Section 54766 of 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 Fellowship Homes Addition, and

WHEREAS, said legislative body has held the public hearing at the day, hour and place designated and has heard all protests, if any, against said annexation,

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

That any and all protests, if any, against the annexation of said uninhabited territory to the City of Modesto are hereby overruled.

BE IT FURTHER RESOLVED, that the annexation of said uninhabited territory designated as Fellowship Homes 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 as follows:

All that real property in the State of California, County of Stanislaus, being a portion of Section 16, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being portions of Lots 14, 15, 16, 19, 20 and 21 of the Pomona Villa Tract, as per map filed December 16, 1904, in Volume 2, Page 4, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the Eastern line of the Racquet Club Addition, as per description filed July 30, 1957, as Instrument 19002, Stanislaus County Records, and the Northern right of way line of the Modesto Irrigation District Lateral Number 3; thence along the existing City Limits, North 0° 49' West, 542.62 feet to a point on the existing City Limits as established by the Northeast Addition, as per description filed January 31, 1958, as Instrument 2427, Stanislaus County Records, said point being on the Northern line of Norwegian Avenue; thence along the existing City Limits, South 89° 39' East, 604.00 feet; thence along a line parallel with the Eastern line of said Pomona Villa Tract, South 0° 53' East, 753.61 feet, to a point on the Northern right of way line of the Modesto Irrigation District Lateral Number 3; thence along the Northern line of Lateral Number 3, North 70° 33' West, 644.60 feet, to the point of beginning, containing 8.991 Acres, more or less.

BE IT FURTHER RESOLVED, that no change in school district boundaries shall be effected by reason of the annexation of the hereinabove described area 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 21st day of September, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Tabbert

ATTEST: *Ray E. Gailford*  
City Clerk

(SEAL)

APPROVED AS TO FORM:

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

A RESOLUTION DESIGNATING MAP PREPARED BY  
CITY OF MODESTO PUBLIC WORKS DEPARTMENT  
AS THE APPROVED SELECT STREET SYSTEM.

WHEREAS, the provisions of the Collier-Unruh Local Transportation Act, as administered by the California Division of Highways, requires that cities and counties designate certain city streets and county roads as "arterial" or "collector" thereby establishing a select street and road system for the expenditure of certain gasoline tax revenue, and

WHEREAS, cities and counties are required to submit maps of said select system to the Division of Highways for its review and approval, and

WHEREAS, the provisions of the act further require that the select system so submitted be approved by resolution of the City Council of the city so affected,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves and designates as the official map of the select system of the City of Modesto that map entitled "Select System - City of Modesto", as prepared by the City of Modesto Public Works Department.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of September, 1964, by Councilman VanderWall, who moved its adoption, which motion, being duly seconded by ~~Councilman~~ Mayor Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, VanderWall,  
Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Tabbert

ATTEST:   
City Clerk

APPROVED AS TO FORM:

By   
ELWYN L. JOHNSON, City Attorney

A RESOLUTION ORDERING TIDEWATER SOUTHERN RAILWAY COMPANY TO REMOVE AND RELOCATE ITS TRACKS AND RELATED FACILITIES FROM NINTH STREET IN THE CITY OF MODESTO, AND REQUESTING A WRITTEN REPORT AS TO HOW AND WHEN REMOVAL AND RELOCATION WILL BE ACCOMPLISHED.

WHEREAS, on February 7, 1911, by Ordinance No. 310, the City of Modesto granted the Tidewater Southern Railway Company a franchise for a term of forty-three (43) years to construct, maintain and operate in the city a railroad of standard gauge over a certain route which is described in the ordinance, being principally over Ninth Street from the Tuolumne River north to N Street, then northeasterly from N Street to Virginia Avenue, then northerly on Virginia Avenue to Stoddard Avenue, and

WHEREAS, on June 2, 1920, by Ordinance No. 156-N.S., a portion of the route covered by Ordinance No. 310 was substituted, namely: north along Ninth Street approximately to the intersection of N and Ninth to Needham, thence northerly along Nellie Avenue to Modesto Irrigation District Lateral No. 4 and thence northeasterly along said lateral to Stoddard Avenue, and

WHEREAS, the franchise granted by Ordinance No. 156-N.S. expired on June 3, 1945, and has never been renewed, and

WHEREAS, the franchise granted by Ordinance No. 310 expired on February 7, 1954, and has never been renewed, and

WHEREAS, the Tidewater Southern Railway Company is now engaged in a utility business within the city without a franchise in violation of Article XIV of the Charter of the City of Modesto, and

WHEREAS, the City of Modesto has requested the Tidewater Southern Railway Company on numerous and frequent occasions over the last several years to relocate its tracks from Ninth Street, and

WHEREAS, the Tidewater Southern Railway Company has frequently informed the City of Modesto that it is working on the problem of relocating its tracks, but has never come up with a concrete proposal, and

WHEREAS, the City of Modesto has entered into a free-way agreement with the State of California under which the State of California is going to completely reconstruct Ninth Street, commencing in April of 1965, and

WHEREAS, the reconstruction of Ninth Street in April, 1965, makes it imperative that action be taken immediately by the Tidewater Southern Railway Company to commence the relocation of its tracks from Ninth Street,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Tidewater Southern Railway Company be, and it is hereby ordered to remove and relocate its tracks, and related facilities, from Ninth Street.

BE IT FURTHER RESOLVED that Tidewater Southern Railway Company commence the removal and relocation of its tracks, and related facilities, from Ninth Street immediately and complete said removal and relocation by April 1, 1965.

BE IT FURTHER RESOLVED that Tidewater Southern Railway Company is hereby directed, within thirty (30) days from receipt of a certified copy of this resolution, to furnish this Council, in writing, a report as to how and when it will accomplish the removal and relocation of its tracks from Ninth Street in the City of Modesto.

BE IT FURTHER RESOLVED that the City Clerk of the City of Modesto is hereby directed to deliver certified copies of this resolution, by certified mail to the appropriate officials of the Tidewater Southern Railway Company, the Western Pacific Railroad Company and the Southern Pacific Company.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st

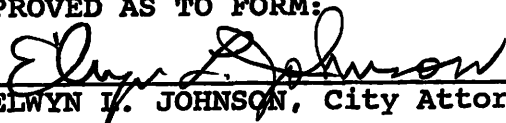
day of September, 1964, by Councilman Shastid,  
who moved its adoption, which motion being duly seconded by  
Councilman VanderWall, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Tabbert

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ELWYN I. JOHNSON, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-512

LEASE  
A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND  
THOMAS S. OSTERMAIER, FRANCIS RINGLER AND COLONEL ELVIN W. BRUSH  
FOR LEASING OF WEST ONE-HALF OF HANGAR NO. 5 AT AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that the <sup>lease</sup> agreement between the City of Modesto and Thomas S.  
Ostermaier, Francis Ringler and Colonel Elvin W. Brush  
for leasing of the west one-half of Hangar No. 5 at Modesto  
City-County Airport on year-to-year basis, commencing July 1, 1964  
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said <sup>lease</sup> agreement  
by the designated 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  
September, 1964 by Councilman Hughes , who moved its adopt-  
ion, which motion being duly seconded by Councilman Shastid ,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Tabbert

ATTEST:

  
City Clerk

A RESOLUTION INSTRUCTING THE SUPERINTENDENT  
OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION  
OF SIDEWALK ALONG  
CERTAIN STREETS IN THE CITY OF MODESTO.  
(1422 CYPRESS AVENUE)

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 sidewalk  
\_\_\_\_\_ may be required, and

WHEREAS, in accordance with Section 5876 of the Streets  
and Highways Code, the Superintendent of Streets finds that  
sidewalks \_\_\_\_\_ have been constructed in  
front of the properties constituting more than fifty per cent  
(50%) of the street frontage of the south side of Cypress  
Avenue

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

SECTION 1. The Superintendent of Streets is hereby  
directed to notify the owners of record of the properties  
described as follows:

Lot 23 and the West 10.00 feet of Lot 24 of Block  
6116 of Westwood Manor, as per map filed April 28,  
1955, in Volume 18 of Maps, Page 24, Stanislaus  
County Records,

to construct or cause to be constructed sidewalk  
along the street frontage of the property/~~premises~~ hereinabove  
described, all of said construction to be in accordance with City  
of Modesto standards for such construction work. (

SECTION 2. The 5th day of October,  
19 64, at 4:30 o'clock P.M. in the Council Chambers,  
located in the City Hall, 801 Eleventh Street, Modesto, California,  
is set as the time and place where the Council will hear and pass  
upon objections or protests, if any, which may be raised by any  
property owner or other interested persons relating to the pro-  
posed work.

SECTION 3. 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 21st  
day of September, 19 64, by Councilman Mitchell,  
who moved its adoption, which motion being duly seconded by  
Councilman Patton, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Tabbert

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
~~ELWYN L. JOHNSON~~ / City Attorney  
ELWYN L. JOHNSON,

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-514

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED  
TERRITORY FROM THE MCHENRY-DRY CREEK  
FIRE PROTECTION DISTRICT BY REASON OF ITS  
ANNEXATION TO THE CITY OF MODESTO.  
(CRESTWOOD TERRACE NO. 3 ADDITION)

WHEREAS, a portion of the McHenry-Dry Creek

Fire Protection District was annexed to the City of Modesto by  
Resolution No. 64-486

~~and Ordinance No. 64-1000-68~~ adopted on September 8, 1964,

and

WHEREAS, said territory officially became a part of the  
City on September 10, 1964, 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 State  
Board of Equalization, the governing body of the District, and  
the County Assessor of copies 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 District which has been annexed to the  
City that the area be withdrawn from said Fire 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, be withdrawn from the boundaries of the  
McHenry-Dry Creek Fire Protection District.

BE IT FURTHER RESOLVED that the City Clerk be, and  
he is hereby directed to file a certified copy of this resolu-  
tion with the State Board of Equalization, the governing body  
of said Fire Protection District, and the Assessor of Stanis-  
laus County.

The foregoing resolution was introduced at a regular  
meeting of the Council of the City of Modesto held on the 21st  
day of September, 1964, by Councilman Shastid,

who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
VanderWall, Mayor Johansen


NOES: Councilmen: None

ABSENT: Councilmen: Tabbert

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ELWYN L. JOHNSON, City Attorney

A RESOLUTION APPROVING THE FINAL MAP OF THE  
SOMERSET PARK UNIT NO. 1 SUBDIVISION  
OF THE CITY OF MODESTO.

WHEREAS, Hagop, Inc., a corporation, and Harry Kullijian  
and Geraldine B. Kullijian, husband and wife,  
are possessed of a tract of land situate in the City of Modesto,  
County of Stanislaus, consisting of 12.644 acres, known as the  
Somerset Park Unit No. 1 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the  
City Planning Commission on the 7th day of July,  
1964, 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 cer-  
tified that the final map of said Somerset Park Unit 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 that said final map of the  
Somerset Park Unit No. 1 Subdivision  
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 in the amount of Eight Hundred, Sixty-Eight and 70/100ths  
(\$868.70) Dollars, as required by the  
Modesto Municipal Code, for checking, copies of maps, recording and  
parks and playgrounds have been paid, and subdividers have furnished  
a bond acceptable to the City Attorney, or, in lieu thereof, have  
posted a cash deposit with the City Clerk in the sum of Twenty-Three  
Thousand, Six Hundred and no/100ths (\$23,600.00) Dollars.

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.

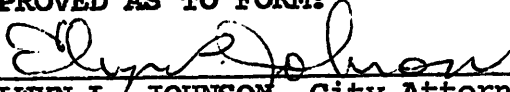
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of September, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Tabbert

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-516

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND FORREST G. HARRIS, JR. AND SIDNEY SMITH, SUBDIVIDERS, FOR WATER SERVICE TO SYLVAN GLEN SUBDIVISION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Forrest G. Harris, Jr. and Sidney Smith, subdividers for water service to Sylvan Glen Subdivision

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of September, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Mitchell, Patton, Shastid, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Tabbert

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-517

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL  
FOR BIDS FOR INSTALLATION OF WATER LINES IN SYLVAN GLEN SUBDIVISION

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

Section 1. The plans and specifications for installation of water lines in Sylvan Glen Subdivision

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 6, 1964, 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 September, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Mitchell, Patton, Shastid, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Tabbert

ATTEST:

  
City Clerk

A RESOLUTION CHANGING THE NAME OF ORANGE AVENUE  
RUNNING FROM MC HENRY AVENUE TO THE EASTERN  
BOUNDARY OF POMONA VILLA TRACT TO BRIGGSMORE  
AVENUE IN THE CITY OF MODESTO.

WHEREAS, the map of the Pomona Villa Tract recorded December 16, 1904, designates a street located north of and adjacent to Modesto Irrigation District Lateral No. 3, and extending from a county road now known as McHenry Avenue, a State Highway, to the easterly boundary of the Tract (now Sunrise Avenue), and

WHEREAS, said street, known as Orange Avenue, is the easterly extension of Briggsmore Avenue, and

WHEREAS, the name "Orange Avenue" is in conflict with Orange Avenue existing between Needham and Stoddard Avenues, 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 that the existing name of any city street should be changed, the legislative body may adopt a resolution designating a name for, or change the name of, such street, and

WHEREAS, the Planning Commission has recommended by Resolution No. 64-100, adopted September 15, 1964, that said street be re-named accordingly,

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

1. That the street name of "Orange Avenue" running from Mc Henry Avenue to the eastern boundary of Pomona Villa Tract be changed to "Briggsmore Avenue",

2. That the Director of Public Works 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 21st day of September.

1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Webb  
VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Tabbert

ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By

  
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64- 519

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION TO THE CITY OF MODESTO OF UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED AS **BELLENITA** ADDITION AND GIVING NOTICE OF TIME AND PLACE FOR HEARING PROTESTS THERETO.

WHEREAS, there has been filed with the City Council as the Legislative Body of the City of Modesto, a Municipal Corporation, a written petition 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, it appears that it will be to the advantage, benefit and best interest of said City of Modesto to annex said territory to said Municipal Corporation, and

WHEREAS, said annexation proceeding will be taken under the provisions of the "Annexation of Uninhabited Territory Act of 1939" and amendments thereto, and

WHEREAS, said petition has been signed by or written consent has been filed by the owners of all of the land in the territory proposed to be annexed, and

WHEREAS, it is necessary for the Council, by resolution, to give notice of the day, hour and place when and where any owner of property within the City, who does not also own property in the territory to be annexed to said Municipal Corporation, may protest, and

WHEREAS, the matter of the proposed annexation to the City of Modesto of said territory has been referred to the Planning Commission of the City of Modesto for its consideration and its report and recommendation to this Council, and said Planning Commission did on September 15, 1964, recommend the annexation of said uninhabited territory to the City of Modesto, and

WHEREAS, the matter of the proposed annexation to the City of Modesto of said territory has been referred to the Stanislaus County Boundary Commission for its consideration and approval and said Stanislaus County Boundary Commission did on July 28, 1964, approve the

8/4/64  
Annexation-Privately owned  
property (Uninhabited)

boundaries of said annexation proposal as to definiteness and certainty, pursuant to Section 35002 of the Government Code, and

WHEREAS, 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 19 \_\_\_\_\_, 19 64 \_\_\_\_\_, approve the annexation of said uninhabited territory to the City of Modesto pursuant to Section 54766 of the Government Code,

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

That notice be, and the same is hereby given that on Monday \_\_\_\_\_, the 5th day of October \_\_\_\_\_, 19 64 \_\_\_\_\_, at the hour of 4:40 o'clock P. M., or as soon thereafter as the matter can be heard, at the Council Chambers on the first floor of the City Hall, located at 801 11th Street, in the City of Modesto, County of Stanislaus, State of California, be and the same are hereby fixed as the day, hour and place when and where any owner of property within the City of Modesto, who does not also own property in the territory proposed to be annexed to said City of Modesto, and having any objections to such proposed annexation, may appear before said Legislative Body and show cause why the territory hereinafter mentioned and described should not be so annexed to, incorporated and included in said Municipal Corporation;

BE IT FURTHER RESOLVED, that as reasons for such proceedings, the following are hereby declared to-wit:

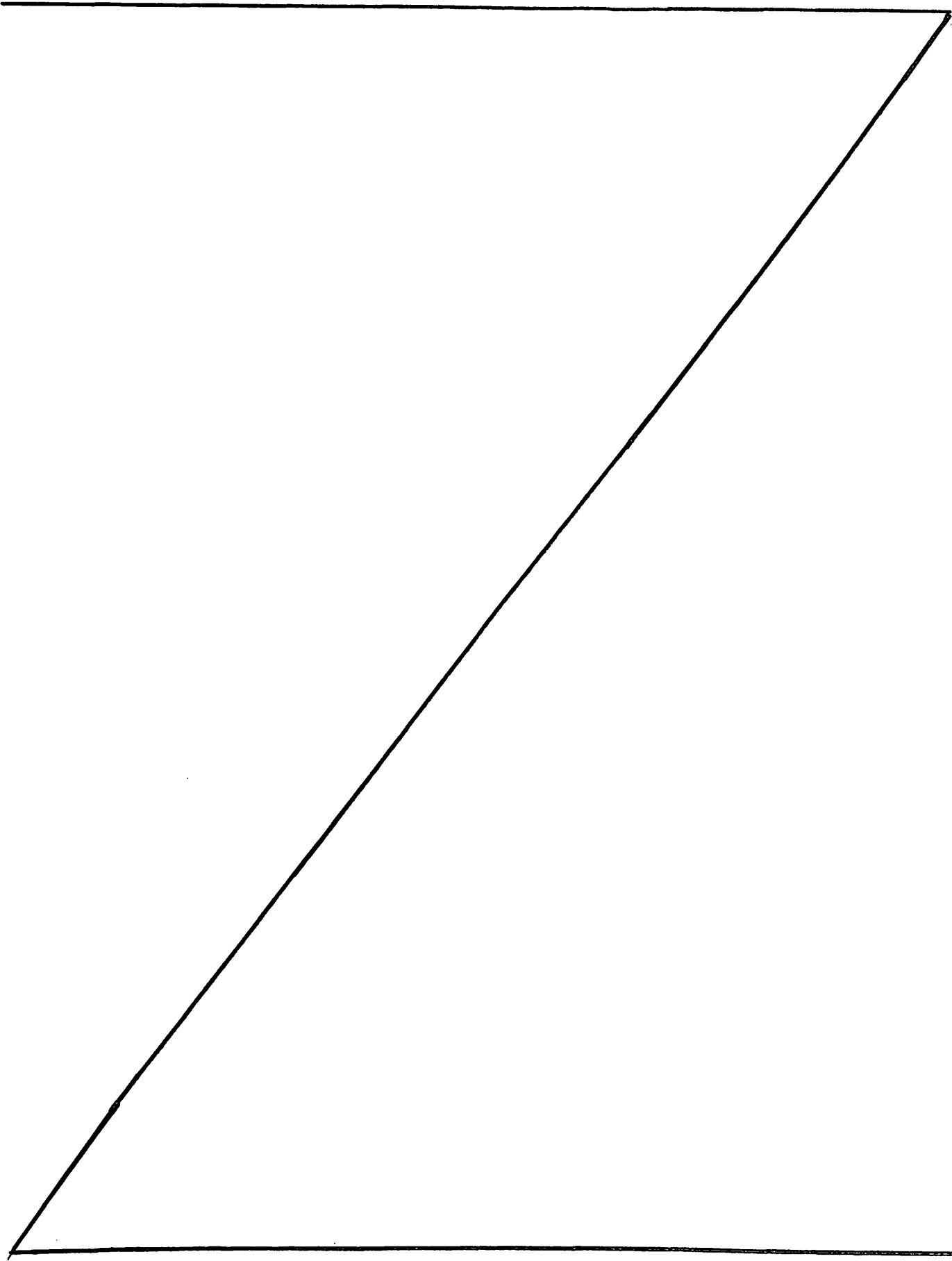
To allow a piece of uninhabited property to be annexed to the City of Modesto so that it may be furnished with the customary City services;

BE IT FURTHER RESOLVED, that the City Council recognizes that the petition requesting annexation has been signed by or written consent has been filed by the owners of all the land included in said annexation proposal;

BE IT FURTHER RESOLVED, that for appropriate identification of said territory so proposed to be annexed to the City of Modesto, the same is hereby designated as BELLENITA ADDITION

---

and the boundaries of said territory so proposed to be annexed are specifically described as follows:



## BELLENITA ADDITION

All that real property in the State of California, County of Stanislaus, being the North half of the Northeast quarter of the Southeast quarter of Section 6, 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 MINENI MANOR ADDITION, as per description filed July 26, 1955, as Instrument 21227, Stanislaus County Records, said point being on the East quarter corner of Section 6 and the center line of Sutter Avenue; thence along the East line of Section 6 and the center line of Sutter Avenue, South  $0^{\circ} 24'$  East, 664.98 feet to the Southern line of the North half of the Northeast quarter of the Southeast quarter of Section 6; thence along said Southernline, South  $88^{\circ} 50' 06''$  West, 1321.81 feet, to a point on the North-South quarter quarter section line; thence along the quarter quarter section line, North  $0^{\circ} 27'$  West, 662.64 feet, to a point on the East-West quarter section line and the Southwestern corner of the Mineni Manor Addition; thence along the Southern line of the Mineni Manor Addition and the East-West quarter section line, North  $88^{\circ} 44'$  East, 1322.38 feet, to the point of beginning, containing 20.147 Acres, more or less.

BE IT FURTHER RESOLVED, that no change in school district boundaries shall be effected by reason of the annexation of the hereinabove described area to the City of Modesto.

BE IT FURTHER RESOLVED, that the City Clerk of the City of Modesto shall cause a copy of this resolution to be published at least once in The Modesto Tribune, a newspaper of general circulation published in the City; said publication to be completed at least four (4) days prior to the date set for the hearing.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of September, 19 64, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Tabbert

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-520

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$700 FOR  
CONSTRUCTION OF FRONTAGE ROAD AT AIRPORT

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

General Fund No. 101

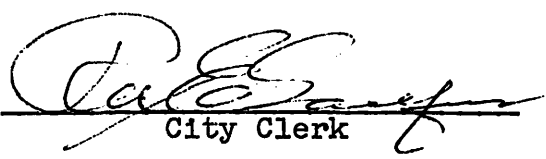
From:	General Reserve (600)	\$700.00
To:	Public Works - Airport (46) Frontage Road for Control Tower (5301)	\$700.00

(For construction of a frontage road along the east side of  
Modesto City- County Airport to serve the new control tower)

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 21st day  
of September, 1964 , by Councilman Shastid , who moved  
its adoption, which motion being duly seconded by Councilman  
Hughes , was upon roll call carried and the resolution  
adopted by the following vote:

AYES:	Councilmen:	Hughes, Mitchell, Patton, Shastid, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Tabbert

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-521

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$1,900 FOR  
CONSTRUCTION OF PARKING LOT AT OLD CITY HALL SITE

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

Parking Fund No. 209

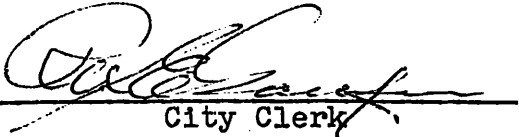
From:	Parking (57) General Reserve (600)	\$1,900
To:	Parking Lot Improvement - Old City Hall (57-5303)	\$1,900

(For construction of parking lot at old City Hall  
site)

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 21st day  
of September, 1964 , by Councilman VanderWall , who moved  
its adoption, which motion being duly seconded by Councilman  
Patton , was upon roll call carried and the resolution  
adopted by the following vote:

AYES: Councilmen: ~~Hughes~~, Mitchell, Patton, Shastid,  
VanderWall, Mayor Johansen  
NOES: Councilmen: Hughes  
ABSENT: Councilmen: Tabbert

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-522

A RESOLUTION GRANTING EXTENSION OF TIME TO JAMES D. PETROS FOR PAYMENT ON PROPERTY PURCHASED FROM THE CITY OF MODESTO (PHOENIX AVENUE FIRE STATION)

WHEREAS, Resolution No. 64-501 adopted by the Modesto City Council on September 14, 1964 accepted the bid of James D. Petros, 1233 South Rose Avenue, Turlock, California, in the amount of \$15,150 as the highest responsible oral bid for the purchase of the Phoenix Avenue Fire Station, Lot 13, Block 2196, Alta Vista Tract; and

WHEREAS, Resolution No. 64-501 provides that the amount of the bid be deposited with the City Clerk within five (5) days after written notice of acceptance of said bid; and


WHEREAS, James D. Petros has requested the Council approve an extension of time to October 14, 1964 within which to make payment to the City of Modesto for the above described property.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of James D. Petros for an extension of time to October 14, 1964 within which to make payment to the City of Modesto for the Phoenix Avenue Fire Station, Lot 13, Block 2196, Alta Vista Tract, 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 28th day of September, 1964 by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Tabbert, Vice-Mayor VanderWall  
NOES: Councilmen: Shastid  
ABSENT: Councilmen: Patton, Mayor Johansen

ATTEST: \_\_\_\_\_

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-523

A RESOLUTION APPROVING REQUEST OF DOWNTOWN MODESTO  
ASSOCIATION TO SELL FROM SIDEWALKS DURING ITS "HARVEST  
FESTIVAL" ACTIVITIES

WHEREAS, the Downtown Modesto Association has requested that merchants in the downtown area be permitted to sell from sidewalks as a part of its "Harvest Festival" activities; and

WHEREAS, the sales promotion event is of community-wide interest and importance, and sponsored by a bona fide merchants' association, as provided in Section 4-5.08 of the Modesto Municipal Code;

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

SECTION 1. Permission is hereby granted to the Downtown Modesto Association of merchants, property owners and professional services, to sell from sidewalks as a part of its "Harvest Festival" activities for a three-day period beginning October 15, 1964, and ending October 17, 1964, subject to the following conditions:

(a) Permittee, its successors and assigns, during the term of this permit, shall indemnify and save the City harmless of and from all damages, costs and charges of any kind or character arising out of or relating thereto or in any way connected with the exercise of the rights granted by this permit.

(b) Permittee, its successors and assigns, shall comply with all laws of the City.

(c) Permittee, its successors and assigns, at its own cost and expense, shall defend any and all law suits, if any, arising out of or in any way connected with the exercise of the rights granted by this permit.

(d) Permittee shall assume the responsibility for cleaning the facility after its use.

(e) Proper arrangements shall be cleared by the Permittee through the appropriate City departments.

SECTION 2. The City Clerk shall furnish Permittee with a copy of this resolution. Permittee shall have twenty (20) days from and after the adoption of this resolution within which to

file written acceptance of this permit, and no right shall be conferred hereby until said acceptance is filed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of September, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Tabbert, Vice-Mayor VanderWall  
NOES: Councilmen: None  
ABSENT: Councilmen: Patton, Mayor Johansen

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-524

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 **DAVIS PARK** ADDITION AND DECLARING THE INTENTION OF THE COUNCIL TO PROCEED WITH THE ANNEXATION OF SAID TERRITORY.

WHEREAS, by Resolution No. 64-460, adopted on August 17, 19 64, the Council fixed the 28th day of September, 19 64, at the hour of 7:45 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. 64-460 to be published in the Modesto Tribune, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto, and in the Turlock Daily Journal, 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 having been duly given of said hearing and no person owning real property within such territory having appeared at said time and place to protest said annexation and no written protests having been filed prior to the hour set for hearing objections 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 Davis Park


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.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of September, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Tabbert, Vice-Mayor VanderWall

NOES: Councilmen: None

ABSENT: Councilmen: Patton, Mayor Johansen

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ELWYN L. JOHNSON, City Attorney

DAVIS PARK ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northwest quarter of Section 17, 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 the ASHFORD ADDITION, as per description filed February 4, 1954, as Instrument 2877, Stanislaus County Records, said point being the Southeastern corner of the Northeast quarter of the Northwest quarter of Section 17; thence along the existing City Limits, and the Southern line of said Northeast quarter of the Northwest quarter of Section 17, North  $88^{\circ} 54'$  West, 1318.13 feet, to the Northwestern corner of said Ashford Addition and the Southeastern corner of the DAVIS HIGH SCHOOL ADDITION, as per description filed April 20, 1962, as Instrument 15320, Stanislaus County Records, said point being the Southwestern corner of the Northeast quarter of the Northwest quarter of Section 17; thence along the existing City Limits and the Eastern line of said Davis High School Addition, and the Western line of said Northeast quarter of the Northwest quarter of Section 17, North  $0^{\circ} 49' 30''$  West, 1338.29 feet, to the Northeastern corner of said Davis High School Addition which is on the Southern line of the NEIGHBORHOOD CHURCH ADDITION, as per description filed February 2, 1961, as Instrument 3513, Stanislaus County Records, said point also being on the Northern line of Rumble Road; thence along the Southern line of said Neighborhood Church Addition, South  $88^{\circ} 57' 30''$  East, 403.11 feet, to the Southeastern corner of said Neighborhood Church Addition; thence along the Southerly extension of the Eastern line of said Neighborhood Church Addition, South  $0^{\circ} 52' 30''$  East, 20.01 feet, to the Center Line of Rumble Road and the Section Line common to Sections 17 and 8; thence along said Section Line, South  $88^{\circ} 57' 30''$  East, 945.26 feet, to the Eastern line of the Tidewater Southern Railway Company Right of Way; thence along said Eastern line, South  $0^{\circ} 48' 45''$  East, 1009.48 feet, to the Northern line of the NORTHGATE ADDITION, as per description filed November 29, 1955, as Instrument 34498, Stanislaus County Records; thence along the existing City Limits and the Northern line of the Northgate Addition, North  $88^{\circ} 54'$  West, 30.02 feet, to the Western line thereof and the Eastern line of the Northeast quarter of the Northwest quarter of Section 17; thence along the existing City Limits and the Eastern line of the Northeast quarter of the Northwest quarter of Section 17, South  $0^{\circ} 48' 45''$  East, 310.13 feet, to the point of beginning, containing 40.774 Acres, more or less.

MODESTO CITY COUNCIL  
RESOLUTION NO. 64- 525

A RESOLUTION ORDERING THE BUILDING OFFICIAL OF THE CITY OF MODESTO TO DEMOLISH THE BUILDING ~~(S)~~ LOCATED AT 1115 SEVENTH STREET IN THE CITY OF MODESTO IN ACCORDANCE WITH THE PROVISIONS OF SECTION 203(a) OF THE UNIFORM BUILDING CODE. (BARBARA CLAY)

WHEREAS, the Uniform Building Code, <sup>1961</sup>/~~1952~~ Edition, has been adopted by reference by Section 9-1.01 of Chapter 1 of Title IX of the Modesto Municipal Code <sup>adopted</sup> on the 6th day of October, 1954, as amended, and

WHEREAS, Section 203(a) of the Uniform Building Code, <sup>1961</sup>/~~1952~~ Edition, provides that a building which is structurally unsafe, or which constitutes a fire hazard, or is otherwise dangerous to human life and is declared to be a public nuisance, shall be abated by repair, rehabilitation, demolition, or removal in accordance with the procedure specified in said Uniform Building Code, <sup>1961</sup>/~~1952~~ Edition, and

WHEREAS, the Chief Building Official after examining the building ~~(S)~~ at 1115 Seventh Street, found it ~~(S)~~ to be unsafe and dangerous, and gave to the owner thereof written notice stating the defects thereof, and requiring commencement of work to make required repairs or to demolish and remove the building ~~(S)~~, and

WHEREAS, the owner was advised by ~~registered mail~~ (personal service) on May 21, 1964, in accordance with Section 203(b) of the Uniform Building Code, <sup>1961</sup>/~~1952~~ Edition, to comply with the order of the Building Official, and

WHEREAS, in accordance with Section 203(c) of said Building Code, the Building Official caused signs to be posted at the hereinabove referred to property, declaring the building ~~(S)~~ unsafe, and

WHEREAS, the owner of the above referred to property has failed and neglected to comply with the notice to commence the work of repair or remove the building ~~(S)~~ located thereon, and

WHEREAS, the matter was set for public hearing before the Council of the City of Modesto in the Council Chambers, located in the City Hall, 801 - 11th Street, Modesto, California, at 7:50 o'clock P.M., on the 28th day of September, 1964, and

WHEREAS, said hearing was held before the Council at the above time and place, and evidence, both oral and documentary, was taken and introduced and the Council found and determined that:

1. All of the provisions of Section 203(b) of the <sup>1961</sup> Uniform Building Code, ~~1958~~ Edition, adopted by reference by Section 9-1.01 of the Modesto Municipal Code, have been complied with; and

2. The building~~(s)~~ referred to above is ~~(was)~~ structurally unsafe, constitute(s) a fire hazard, is ~~(was)~~ otherwise dangerous to human life and is ~~(was)~~ declared to be a public nuisance; and

3. A notice was given to the owner of said property in accordance with Section 3 of Resolution No. 64-467, adopted by the Council of the City of Modesto on August 24, 1964,

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

SECTION 1. DEMOLITION. In accordance with Section <sup>1961</sup> 203(d) of the Uniform Building Code, ~~1958~~ Edition, the owner having failed and neglected to comply with the notice to repair or demolish and remove said building~~(s)~~, the Building Official is hereby authorized and directed to proceed with the work specified in the notice referred to above.

SECTION 2. COSTS. The costs incurred in the demolishing and removal of said building~~(s)~~ shall be paid out of the City Treasury. Such costs shall be charged and assessed against the premises involved as a special assessment lien on the land on which the building~~(s)~~ is ~~(was)~~ located, and shall be collected

in the manner provided for the collection of general property taxes of the City.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of September, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Tabbert,  
Vice-Mayor VanderWall  
NOES: Councilmen: None  
ABSENT: Councilmen: Patton, Mayor Johansen

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-526

A RESOLUTION AFFIRMING THE DECISION OF THE BOARD OF ZONING ADJUSTMENT GRANTING A CONDITIONAL USE PERMIT TO DON PEDRO REAL ESTATE FOR TEMPORARY USE OF AN EXISTING BUILDING AT 505 FLOYD AVENUE FOR A CHURCH.

WHEREAS, an application for a conditional use permit to use an existing building at 505 Floyd Avenue for a church was filed by Don Pedro Real Estate on July 31, 1964, and

WHEREAS, after a public hearing held on August 27, 1964, the Board of Zoning Adjustment adopted Resolution No. 254, granting a conditional use permit to Don Pedro Real Estate for temporary use of an existing building at 505 Floyd Avenue for a church, subject to the conditions contained in said resolution, and

WHEREAS, an appeal to said decision of the Board of Zoning Adjustment was filed with the City Clerk on September 3, 1964, and

WHEREAS, the Council set September 28, 1964, at 8:00 o'clock P. M. in the Council Chambers at the City Hall, 801 11th Street, Modesto, as the time and place for a public hearing on the appeal, 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, subject to certain modifications to the list of improvements under condition number 1 of Board of Zoning Adjustment Resolution No. 254. Said improvements should be modified to read as follows:

- a. A paved, drained, fenced parking area for 25 cars developed between the residence and the alley.
- b. The driveway widened and paved to permit two-way traffic from Floyd Avenue only, with no vehicular access from Edward Avenue.
- c. Removal of existing shed at the north end of the property.
- d. Six foot solid wood fence on the north and east sides of the property, with no access permitted to the property from the alley.

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

of Modesto that the appeal of Gene Righetti to the decision of the Board of Zoning Adjustment be denied, and that the decision of the Board of Zoning Adjustment as set forth in its Resolution No. 254 be affirmed on the basis of the findings set forth in said resolution, subject to the modified conditions hereinabove set forth.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of September, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Tabbert, Vice Mayor  
VanderWall

NOES: Councilmen: None

ABSENT: Councilmen: Patton, Mayor Johansen

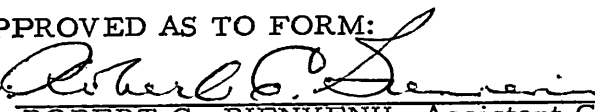
ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By:

  
ROBERT C. BIENVENU, Assistant City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64- 527

A RESOLUTION DESIGNATING CERTAIN AREAS AS MUNICIPAL OFF-STREET PARKING LOTS, PROVIDING FOR CONTROL OF VEHICULAR PARKING THEREON BY MEANS OF A TICKET DISPENSING DEVICE, ESTABLISHING THE DAYS AND HOURS DURING WHICH CONTROL BY A TICKET DISPENSING DEVICE SHALL BE EFFECTIVE, AND FIXING THE RATES TO BE CHARGED.

WHEREAS, Section 3-2.1601(e) of the Modesto Municipal Code provides that certain municipal off-street parking lots shall be established as parking ticket lots,

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

SECTION 1. The following area is hereby designated as a municipal off-street parking ticket lot:

10th Street between G and H Street parking lot (Old City Hall) (PTL-20)

SECTION 2. That vehicular parking on said municipal off-street parking lot, PTL-20, shall be controlled by means of a ticket dispensing device from 9:00 a.m. to 4:30 p.m., Monday through Saturday.


SECTION 3. The rate of twenty-five (25¢) cents per day or fraction thereof is hereby established for said parking ticket lot, PTL-20.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of September, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Tabbert, Vice-Mayor VanderWall

NOES: Councilmen: None

ABSENT: Councilmen: Patton, Mayor Johansen

ATTEST: 

City Clerk

(SEAL)

APPROVED AS TO FORM:

By

  
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-528

LEASE

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND  
BILL HILL FOR RENTAL OF CITY-OWNED PROPERTY AT 1415 SUTTER STREET


BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that the <sup>lease</sup> agreement between the City of Modesto and Bill Hill for  
rental of City-owned property at 1415 Sutter Street on a month-  
~~for~~ to-month tenancy commencing on the 23rd day of September,  
1964, for a rental payment of \$50.00 per month  
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said <sup>lease</sup> agreement  
by the designated 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  
September, 1964 by Councilman Hughes , who moved its adopt-  
ion, which motion being duly seconded by Councilman Shastid ,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Tabbert, Vice-  
Mayor VanderWall  
NOES: Councilmen: None  
ABSENT: Councilmen: Patton, Mayor Johansen

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-529

A RESOLUTION ACCEPTING THE ~~CONSTRUCTION OF~~ IMPROVEMENT OF VIRGINIA AVENUE  
FROM COLDWELL AVENUE TO ROSEBURG AVENUE

WHEREAS, a report has been filed by the Director of Public Works  
that the ~~CONSTRUCTION OF~~ improvement of Virginia Avenue from Coldwell  
Avenue to Roseburg Avenue

has been completed by M. J. Ruddy and Son, P. O. Box 3042, Modesto,  
California

in accordance with the contract agreement, dated June 15 , 19 64

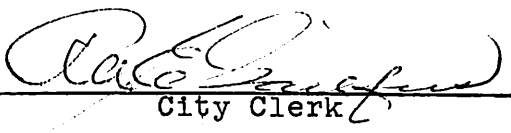
NOW, THEREFORE, BE IT RESOLVED that the ~~CONSTRUCTION OF~~ improvement  
of Virginia Avenue from Coldwell Avenue to Roseburg Avenue  
be accepted from said contractor M. J. Ruddy and Son

that Notice of Completion be filed with the Recorder of Stanislaus  
County and that payment of amounts due in the amount of \$24,985.50 as  
provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the  
Council of the City of Modesto held on the 28th day of September,  
1964, by Councilman Hughes , who moved its adoption, which motion  
being duly seconded by Councilman Tabbert , was upon roll call  
carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Tabbert, Vice-Mayor  
VanderWall  
NOES: Councilmen: None  
ABSENT: Councilmen: Patton, Mayor Johansen

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-530

A RESOLUTION ACCEPTING THE ~~CONSTRUCTION~~ IMPROVEMENT OF ORANGEBURG AVENUE FROM TULLY ROAD TO MC HENRY AVENUE

WHEREAS, a report has been filed by the Director of Public Works that the ~~CONSTRUCTION~~ improvement of Orangeburg Avenue from Tully Road to McHenry Avenue has been completed by M.J. Ruddy and Son, P.O. Box 3042, Modesto, California

in accordance with the contract agreement, dated June 22, 1964.

NOW, THEREFORE, BE IT RESOLVED that the ~~construction~~ improvement of Orangeburg Avenue from Tully Road to McHenry Avenue be accepted from said contractor M. J. Ruddy and Son

that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$93,920.63 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of September, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Mitchell, Shastid, Tabbert, Vice-Mayor VanderWall
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Patton, Mayor Johansen

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-531

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND  
GEORGIA C. MUNSON - LOT SPLIT, CONSTRUCTION OF SIDEWALKS AT  
419 SMITH AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that the agreement between the City of Modesto and Georgia C.  
Munson whereby in consideration of a lot split, Munson agrees to  
~~for~~ construct sidewalks at 419 Smith Avenue as the street trees  
die or are otherwise removed,  
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement  
by the designated 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  
September, 1964 by Councilman Hughes, who moved its adoption,  
which motion being duly seconded by Councilman Mitchell,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Tabbert, Vice-  
Mayor VanderWall  
NOES: Councilmen: None  
ABSENT: Councilmen: Patton, Mayor Johansen

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-532

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND  
COUNTY OF STANISLAUS FOR ANNUAL RECREATION ALLOCATION

BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that the agreement between the City of Modesto and County of  
Stanislaus for annual recreation allocation (1964-65 contribution  
~~for~~ by County of Stanislaus is \$14,796.78),

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 28th day of  
September, 1964 by Councilman Mitchell , who moved its adopt-  
ion, which motion being duly seconded by Councilman Shastid ,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Tabbert, Vice-  
Mayor VanderWall  
NOES: Councilmen: None  
ABSENT: Councilmen: Patton, Mayor Johansen

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-533

A RESOLUTION AUTHORIZING REFUND TO LA LOMA PROPERTIES, INC., OF  
PORTION OF DEPOSIT FOR CURB CUTS

WHEREAS, Resolution No. 56-370 adopted by the Council of the  
City of Modesto on September 12, 1956 approved a variance to Save  
Mart of La Loma for curb cuts for the Save Mart Store located at  
1600 Yosemite Boulevard; and

WHEREAS, Resolution No. 56-370 imposed a condition that the  
company deposit a fee of \$135 covering 45' of new curb (at a rate  
of \$3 per frontage foot); and

WHEREAS, R. H. Olson, Secretary-Treasurer, LaLoma Properties,  
Inc., 1600 Yosemite Boulevard, in letter dated September 17, 1964,  
has filed a claim for refund of \$120 due to the fact that 40 feet  
of the curb cut has been closed; and

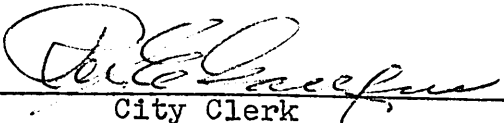
WHEREAS, the Director of Finance has recommended that the  
sum of \$120 be refunded to La Loma Properties, Inc., for restora-  
tion of 40 feet of the curb cut at the company's own expense;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City  
of Modesto that the sum of \$120 be refunded to La Loma Properties,  
Inc., as requested in letter dated September 17, 1964.

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 28th day  
of September, 1964 by Councilman Shastid, who moved its adoption,  
which motion being duly seconded by Councilman Hughes, was upon  
roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Tabbert, Vice-  
Mayor VanderWall  
NOES: Councilmen: None  
ABSENT: Councilmen: Patton, Mayor Johansen

ATTEST:

  
City Clerk



WHEREAS, in accordance with Section 203 (c) of said Building Code, the Building Official caused signs to be posted at the hereinabove referred to property, declaring the building(s) unsafe, and

WHEREAS, the owner(s) of the above referred to property has ~~(have)~~ failed and neglected to comply with the notice to commence the required repairs or demolish and remove the building(s) located thereon,

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

SECTION 1. DECLARATION OF INTENTION. The Council hereby declares its intention to proceed in accordance with the provisions of Section 203 (d) of the Uniform Building Code, <sup>1961</sup> ~~1958~~ Edition, to authorize and direct the Chief Building Official to demolish and remove the aforesaid described building(s) as constituting an unsafe building(s) and a public nuisance, the owner(s) having failed and neglected to comply with the aforementioned notice to commence the required repairs or to demolish and remove the aforesaid building(s).

SECTION 2. NOTICE OF TIME AND PLACE FOR HEARING. Notice is hereby given that the 26th day of October, 1964, at the hour of 8:00 o'clock P.M. of said day, in the Council Chambers at the City Hall located at 801 Eleventh Street in the City of Modesto, be and the same is hereby fixed as the time and place for considering said matter, at which time and place any person owning such real or personal property and having any objections to the proposed removal or demolition of said building(s) may appear before the Council of the City of Modesto and show cause why said building(s) should not be ordered demolished and removed.


SECTION 3. ~~MAILING OF~~ NOTICE TO OWNER OR OWNERS. The City Clerk shall cause a copy of this resolution to be <sup>served</sup> ~~mailed by~~ personally upon ~~registered mail to~~ the owner <sup>or owners</sup> of the property affected at least ten (10) days prior to the date set for the hearing.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of September, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Tabbert,  
Vice-Mayor VanderWall


NOES: Councilmen: None

ABSENT: Councilmen: Patton, Mayor Johansen

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM

  
Elwyn L. Johnson, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-535

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$150 FOR  
INSTALLATION OF AERIAL LADDER IN ELECTRICAL DIVISION PICKUP  
(ADDITIONAL FUNDS REQUESTED)

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

Service Working Capital Fund No. 512


~~General Reserve (600)~~

From:	General Reserve (600)	\$150
To:	Service (48)	
	Aerial Ladder (5423)	\$150

(Additional funds requested for installation  
of aerial ladder in electrical division pickup.  
\$1,900 was approved in budget)

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 28th day  
of September, 1964 , by Councilman Shastid , who moved  
its adoption, which motion being duly seconded by Councilman  
Hughes , was upon roll call carried and the resolution  
adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Tabbert, Vice-  
Mayor VanderWall  
NOES: Councilmen: None  
ABSENT: Councilmen: Patton, Mayor Johansen

ATTEST: 

City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-536

A RESOLUTION APPOINTING THOMAS E. DIBB A MEMBER OF THE MODESTO CITY PERSONNEL COMMISSION (For a term ending January 1, 1965)

WHEREAS, Section 1100 of the Charter of the City of Modesto requires the City Council to appoint members to various Boards and Commissions;

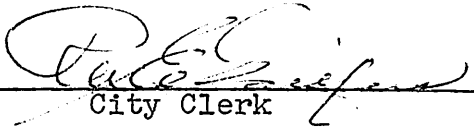
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Thomas E. Dibb be, and he is hereby appointed a member of the Modesto City Personnel Commission for a term ending January 1, 1965.

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the Modesto City 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 28th day of September, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Tabbert,  
Vice-Mayor VanderWall  
NOES: Councilmen: None  
ABSENT: Councilmen: Patton, Mayor Johansen

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-537

A RESOLUTION ACCEPTING THE RESIGNATION OF DR. FRANK SAMPLE AS A MEMBER OF THE HUMAN RIGHTS COMMITTEE AND COMMENDING HIM FOR SERVICES RENDERED TO THE CITY OF MODESTO

WHEREAS, Dr. Frank Sample was appointed a member of the Modesto City Human Rights Committee on November 12, 1963; and

WHEREAS, Dr. Sample has served this community for approximately one year;

NOW, THEREFORE, BE IT RESOLVED that this Council of the City of Modesto, on its own behalf and in behalf of the citizens of this City, hereby expresses its sincere appreciation to Dr. Frank Sample for his service to the community;

BE IT FURTHER RESOLVED that the City Clerk be, and he is hereby, directed to furnish a suitably inscribed certified copy of this resolution to Dr. Sample in recognition of his services.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of October, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Shastid

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-538

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING WATER WORKS PIPE, VALVES AND FITTINGS

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

Section 1. The plans and specifications for water works pipe, valves and fittings 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 20, 1964, 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.

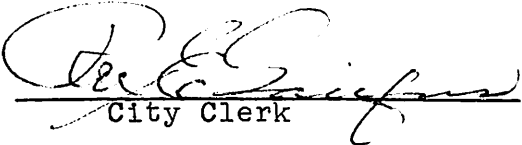
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of October, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:

  
City Clerk

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION  
OF SIDEWALK ALONG  
CERTAIN STREETS IN THE CITY OF MODESTO.  
(1422 CYPRESS AVENUE)

WHEREAS, Chapter 27 of Part 3 of Division 7 of the  
Streets and Highways Code of the State of California estab-  
lishes a procedure pursuant to which the construction of  
sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets  
and Highways Code, the Superintendent of Streets finds that  
sidewalks have been constructed in  
front of the properties constituting more than fifty per cent  
(50%) of the street frontage along the south side of Cypress  
Avenue

WHEREAS, the Council, did, on September 21,  
1964, adopt its Resolution No. 64-513, directing the  
Superintendent of Streets to give notice requiring the construction  
of sidewalk along certain streets in  
the City of Modesto, as provided therein, and

WHEREAS, the Council, did by said resolution, set the  
5th day of October, 1964, at 4:30  
o'clock P.M. in the Council Chambers, as the time and place  
for a hearing for the purpose of passing upon objections or pro-  
tests, 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 notice  
to be given as directed by said Resolution No. 64-513, and

WHEREAS, at the time set for hearing the protests and  
objections, if any, to the proposed work, the said Council pro-  
ceeded to hear the same and no protests having been received,

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 are hereby overruled or  
denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 64-513 and 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 October, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen


NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

BY   
~~XXXXXXXXXX~~ City Attorney  
ELWYN L. JOHNSON,

A RESOLUTION ANNEXING UNINHABITED TERRITORY KNOWN  
AS BELLENITA 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, thereafter, said legislative body by Resolution No. 64-519, adopted September 21, 1964, specifically describing the boundaries of the territory proposed to be annexed to said municipal corporation and designating therein such territory by an appropriate identification, did give notice of the day, hour and place when and where the legislative body would hear protests against the annexation made by any person owning real property within the City, who does not also own property in the territory to be annexed, and in said notice, fixed Monday, the 5th day of October, 1964, at the hour of 4:40 o'clock P.M., or as soon thereafter as the matter could be heard, at the City Council Chambers on the first floor of the City Hall, located at 801 - 11th Street, in the City of Modesto, County of Stanislaus, State of California, as the time and place for hearing of protests against such annexation, and

WHEREAS, the City Clerk of said municipal corporation caused a copy of said resolution to be published at least once in a newspaper of general circulation, published in the City, to wit: The Modesto Tribune, and said publication was completed

at least four (4) days prior to the date of this hearing, and

WHEREAS, the Stanislaus County Boundary Commission did on July 28, 1964, approve the boundaries of the territory proposed to be annexed as to definiteness and certainty, pursuant to Section 35002 of the Government Code, and

WHEREAS, the Planning Commission of the City of Modesto has reviewed said annexation and on September 15, 1964, did make a report and recommendation to said legislative body, approving the annexation of said territory to said municipal corporation, and

WHEREAS, the Stanislaus County Local Agency Formation Commission did on August 19, 1964, approve the annexation of said uninhabited territory to the City of Modesto, pursuant to Section 54766 of 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 BELLENITA ADDITION, and

WHEREAS, said legislative body has held the public hearing at the day, hour and place designated and has heard all protests, if any, against said annexation,

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

That any and all protests, if any, against the annexation of said uninhabited territory to the City of Modesto, are hereby overruled.

BE IT FURTHER RESOLVED, that the annexation of said uninhabited territory designated as BELLENITA 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 as follows:

All that real property in the State of California, County of Stanislaus, being the North half of the Northeast quarter of the Southeast quarter of Section 6, 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 MINENI MANOR ADDITION, as per description filed July 26, 1955, as Instrument 21227, Stanislaus County Records, said point being on the East quarter corner of Section 6 and the center line of Sutter Avenue; thence along the East line of Section 6 and the center line of Sutter Avenue, South  $0^{\circ} 24'$  East, 664.98 feet to the Southern line of the North half of the Northeast quarter of the Southeast quarter of Section 6; thence along said Southern line, South  $88^{\circ} 50' 06''$  West, 1321.81 feet, to a point on the North-South quarter quarter section line; thence along the quarter quarter section line, North  $0^{\circ} 27'$  West, 662.64 feet, to a point on the East-West quarter section line and the Southwestern corner of the Mineni Manor Addition; thence along the Southern line of the Mineni Manor Addition and the East-West quarter section line, North  $88^{\circ} 44'$  East, 1322.38 feet, to the point of beginning, containing 20.147 Acres, more or less.

BE IT FURTHER RESOLVED, that no change in school district boundaries shall be effected by reason of the annexation of the hereinabove described area 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 5th day of October, 1964, by Councilman Tabbert, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-541

A RESOLUTION ESTABLISHING SALARY SCHEDULES AND  
FIXING THE COMPENSATION FOR POSITIONS IN THE  
CITY SERVICE.

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

SECTION 1. SALARY RANGES AND RATES. The salary rates, salary ranges and salary steps as set forth in "Exhibit A", entitled "Modesto Schedule of Salary Ranges in the City Service", which is attached hereto and hereby made a part hereof, are hereby established, effective October 1, 1964.

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 B", "Exhibit D", and "Exhibit E", entitled "Salary Ranges and Rates for Classes of Positions in the City Service", which are attached hereto and hereby made a part hereof, are established, effective October 1, 1964.

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. SALARY BASIS. The salaries hereby established are on a monthly basis unless otherwise designated.

SECTION 5. 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 6. APPOINTMENTS AND SALARIES. The City Manager is hereby authorized to appoint, in accordance with applicable provisions of the Personnel Ordinance 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 herein 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 7. 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 police personnel serving in special assignments made by the Chief of Police as criminal investigators or juvenile officers in the salary range approved for Police Sergeant.

The City Manager is further authorized, subject to budgetary limitations, to approve the special assignment of one Police Captain as executive assistant to the Chief of Police and second-in-command in the department at a salary rate two (2) ranges (approximately ten (10%) per cent) above the established rate for Police Captain.

The City Manager is further authorized, subject to budgetary limitations, to approve salaries for not to exceed one half (1/2) the authorized Patrolman positions, within the upper range indicated on "Exhibit B" for this class.

**SECTION 8. 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 to the time worked.

SECTION 9. EFFECTIVE DATE. The schedule of salary rates and ranges, and the compensation fixed for classes of positions by this resolution shall be effective retroactively on and after October 1, 1964.

SECTION 10. REPEALS. Resolutions Nos. 64-35, 64-37, 64-38, 64-67, 64-77 and 64-116 are hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of October, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen


NOES: Councilmen: Hughes, Shastid

ABSENT: Councilmen: None

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

BY   
ELWYN I. JOHNSON, City Attorney

<u>RANGE NO.</u>	<u>STEP A</u>	<u>STEP B</u>	<u>STEP C</u>	<u>STEP D</u>	<u>STEP E</u>	<u>RANGE NO.</u>	<u>STEP A</u>	<u>STEP B</u>	<u>STEP C</u>	<u>STEP D</u>	<u>STEP E</u>
8.5	\$244	\$256	\$269	\$282	\$297	26	\$573	\$602	\$631	\$663	\$696
9	250	263	276	289	304	26.5	587	616	647	680	714
9.5	256	269	282	297	311	27	602	631	663	696	731
10	263	276	289	304	319	27.5	616	647	680	714	749
10.5	269	282	297	311	327	27.9	628	660	693	727	763
11	276	289	304	319	335	28	631	663	696	731	767
11.5	282	297	311	327	343	28.5	647	680	714	749	786
12	289	304	319	335	351	29	663	696	731	767	805
12.5	297	311	327	343	359	29.5	680	714	749	786	825
13	304	319	335	351	369	29.9	693	727	763	801	841
13.5	311	327	343	359	378	30	696	731	767	805	846
14	319	335	351	369	387	30.5	714	749	786	825	866
14.5	327	343	359	378	397	31	731	767	805	846	888
15	335	351	369	387	407	31.5	749	786	825	866	909
15.5	343	359	378	397	417	32	767	805	846	888	932
16	351	369	387	407	427	32.5	786	825	866	909	955
16.5	359	378	397	417	438	33	805	846	888	932	979
17	369	387	407	427	449	33.5	825	866	909	955	1003
17.5	378	397	417	438	460	34	846	888	932	979	1028
18	387	407	427	449	472	34.5	866	909	955	1003	1054
18.5	397	417	438	460	483	35	888	932	979	1028	1079
18.9	405	425	447	469	493	35.5	909	955	1003	1054	1106
19	407	427	449	472	495	36	932	979	1028	1079	1133
19.5	417	438	460	483	508	36.5	955	1003	1054	1106	1162
20	427	449	472	495	520	37	979	1028	1079	1133	1190
20.5	438	460	483	508	533	37.5	1003	1054	1106	1162	1220
21	449	472	495	520	546	38	1028	1079	1133	1190	1249
21.5	460	483	508	533	559	38.5	1054	1106	1162	1220	1280
21.9	469	493	517	543	570	39	1079	1133	1190	1249	1312
22	472	495	520	546	573	39.5	1106	1162	1220	1280	1344
22.5	483	508	533	559	587	40	1133	1190	1249	1312	1378
23	495	520	546	573	602	40.5	1162	1220	1280	1344	1411
23.5	508	533	559	587	616	41	1190	1249	1312	1378	1447
23.9	517	543	570	598	628	41.5	1220	1280	1344	1411	1482
24	520	546	573	602	631	42	1249	1312	1378	1447	1519
24.5	533	559	587	616	647						
25	546	573	602	631	663						
25.5	559	587	616	647	680						
25.9	570	598	628	660	693						

Exhibit "A"

SALARY RANGES AND RATES  
for  
CLASSES OF POSITIONS IN THE CITY SERVICE

Exhibit "B"  
(Sworn police personnel)

RANGE 18.9            \$405-425-447-469-493

Parking Enforcement Officer (female)

RANGE 20.5            \$438-460-483-508-533

Parking & Traffic Officer

RANGE 21.9            \$469-493-517-543-570

Police Patrolman

RANGE 23.9            \$517-543-570-598-628

Police Patrolman (Incentive Pay)  
Policewoman

RANGE 25.9            \$570-598-628-660-693

Police Sergeant

RANGE 27.9            \$628-660-693-727-763

Police Lieutenant

RANGE 29.9            \$693-727-763-801-841

Police Captain

Effective 10-1-64 (Adopted 10-5-64).

Exhibit "B"

~~CITY CLERK~~  
~~SALARY RANGES AND RATES~~  
for  
CLASSES OF POSITIONS IN THE CITY SERVICE

Exhibit "D"  
(Fire Personnel)

RANGE 20.5            \$438-460-483-508-533

Fireman

RANGE 21.5            \$460-483-508-533-559

Fire Engineer

RANGE 23.5            \$508-533-559-587-616

Fire Lieutenant

RANGE 25.5            \$559-587-616-647-680

Fire Captain

RANGE 27.5            \$616-647-680-714-749

Fire Marshal

RANGE 29.5            \$680-714-749-786-825

Assistant Fire Chief

Effective 10-1-64 (Adopted 10-5-64)

Exhibit "D"

For  
CLASSES OF POSITIONS IN THE CITY SERVICE

Exhibit "E"  
(General Classifications)

RANGE 10      \$263-276-289-304-319

Junior Clerk  
Junior Typist Clerk

RANGE 11      \$276-289-304-319-335

Junior Stenographer Clerk

RANGE 12      \$289-304-319-335-351

Telephone Operator-Receptionist

RANGE 13      \$304-319-335-351-369

Intermediate Clerk  
Intermediate Typist Clerk

RANGE 14      \$319-335-351-369-387

Janitor

RANGE 14.5    \$327-343-359-378-397

Account Clerk  
Intermediate Stenographer Clerk

RANGE 15      \$335-351-369-387-407

Office Machine Operator

RANGE 16.5    \$359-378-397-417-438

Laborer

RANGE 17.5    \$378-397-417-438-460

Parking Meter Serviceman  
Police Property Clerk  
Junior Engineering Aide  
Junior Planning Aide  
Pump Operator

RANGE 18.5    \$397-417-438-460-483

Equipment Service Man  
Parks Maintenance Man  
Public Works Maintenance Man  
Tree Trainer  
Office Machine Supervisor  
Senior Account Clerk  
Senior Stenographer Clerk  
Tabulating Equipment Operator

RANGE 19.5    \$417-438-460-483-508

Building Maintenance Foreman  
Librarian I  
Maintenance Mechanic  
Nurseryman  
Radio Telephone Operator  
Stores and Equipment Clerk

RANGE 20.5    \$438-460-483-508-533

Engineering Aide  
Heavy Equipment Operator  
Planning Aide  
Poundmaster  
Traffic Painter  
Tree Trimmer  
Administrative Aide  
Assistant City Clerk  
Senior Legal Stenographer

Effective 10-1-64 (Adopted 10-5-64)

Exhibit "E"

RANGE 21.5 \$460-483-508-533-559

Equipment Mechanic  
Librarian II  
Parks Leadman  
Public Works Leadman  
Sewage Plant Operator  
Traffic Engineering Aide  
Tree Leadman  
Personnel Assistant  
Secretary to City Manager  
Supervisor Central Office Services

RANGE 22.5 \$483-508-533-559-587

Junior Accountant  
Administrative Assistant

RANGE 23 \$495-520-546-573-602

Supervising Tab. Equipment Operator

RANGE 23.5 \$508-533-559-587-616

Electrician  
Laboratory Technician  
Recreation Supervisor I  
Senior Engineering Aide  
Senior Planning Aide  
Shop Foreman

RANGE 25 \$546-573-602-631-663

Building Inspector  
Chief Pump Maintenance Man  
Construction Inspector  
Golf Course Maintenance Foreman  
Parks Foreman  
Public Works Foreman  
Tree Foreman

RANGE 25.5 \$559-587-616-647-680

Recreation Supervisor II

RANGE 26 \$573-602-631-663-696

Accountant  
Assistant Planner  
Junior Civil Engineer  
Principal Engineering Aide  
Purchasing Officer

RANGE 26.5 \$587-616-647-680-714

Airport Manager

RANGE 27 \$602-631-663-696-731

Chief Electrician  
Service Division Superintendent

RANGE 28 \$631-663-696-731-767

Civil Engineering Assistant  
Construction & Maintenance Supt.  
Personnel Officer  
Sewage Plant Superintendent

RANGE 29 \$663-696-731-767-805

Assistant to Public Works Director  
Associate Planner  
Chief Building Official  
Land Agent-Project Assistant  
Parks Superintendent  
Senior Accountant

RANGE 32 \$767-805-846-888-932

Associate Civil Engineer  
Senior Planner

RANGE 34 \$846-888-932-979-1028

Assistant City Engineer  
Assistant Public Works Director

Effective 10-1-64  
(Adopted 10-5-64 )

Exhibit "E"

A RESOLUTION FIXING THE COMPENSATION FOR  
SPECIFIED 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, set forth in the  
schedule attached hereto and hereby made a part hereof, are  
hereby established, effective October 1, 1964.

SECTION 2. SALARY BASIS. The salaries established  
by this resolution are on a monthly basis.

SECTION 3. EFFECTIVE DATE. The schedule of salary  
ranges and rates and the compensation fixed for various  
positions by this resolution shall be effective retroactively  
on and after October 1, 1964.

SECTION 4. REPEALS. Resolution No. 64-39 is hereby  
rescinded.

The foregoing resolution was introduced at a regular  
meeting of the Council of the City of Modesto held on the 5th  
day of October, 1964, by Councilman VanderWall, who moved its  
adoption, which motion being duly seconded by Councilman  
Mitchell, was upon roll call carried and the resolution  
adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert,  
VanderWall, Mayor Johansen

NOES: Councilmen: Shastid

ABSENT: Councilmen: None

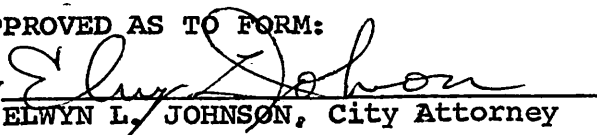
ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

BY

  
ELWYN L. JOHNSON, City Attorney

City of Modesto  
SALARY RANGES AND RATES  
for  
CLASSES OF POSITIONS IN THE CITY SERVICE

Exhibit "C"

CITY MANAGER APPOINTEES

RANGE 33.                    \$805-846-888-932-979

Fire Chief

RANGE 33.5                \$825-866-909-955-1003

Parks and Recreation Director

RANGE 34.5                \$866-909-955-1003-1054

Finance Director

RANGE 35                    \$888-932-979-1028-1079

Police Chief

RANGE 36                    \$932-979-1028-1079-1133

Parking and Traffic Director  
Planning Director

RANGE 38                    \$1028-1079-1133-1190-1249

Public Works Director

RANGE 39.5                \$1106-1162-1220-1280-1344

Deputy City Manager

COUNCIL APPOINTEES

RANGE 30                    \$696-731-767-805-846

City Clerk

City Attorney - \$1239 per month

City Manager - \$1660 per month

Effective 10-1-64 (Adopted 10-5-64)

Exhibit "C"

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-543

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$150.00  
ADDITIONAL FUNDS FOR AUDITING SERVICE (NATTINGER & LOWRY)

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

General Fund No. 65  
Miscellaneous Unclassified


From:	General Reserve (600)	\$150.00
To:	Independent Audit (235)	\$150.00

(To provide increased amount for outside audit in  
agreement effective for the 1963-64 fiscal year.  
Amount budgeted \$1,650.00. New contract provides  
for increase of \$150.00, or a total audit cost of  
\$1,800.00.)

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 5th day  
of October, 1964 , by Councilman Shastid , who moved  
its adoption, which motion being duly seconded by Councilman  
VanderWall , was upon roll call carried and the resolution  
adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-544

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$300 FOR REPAIR OF OAK PANELING IN CITY ATTORNEY'S OFFICE AND COUNCIL CHAMBER

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

Fund No. 101  
General Fund

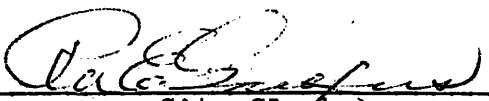
From:	General Reserve (600)	\$300.00
To:	City Hall (19) M & R, Bldgs. & Grounds	\$300.00

(The oak paneling in the City Attorney's office and the Council Chamber is coming unglued. Before this work can be authorized to be done by a qualified contractor, an appropriation transfer is necessary.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of October, 1964, by Councilman Tabbert, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-545

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ~~REQUEST~~  
~~OF~~ ON APPEAL OF HAYDEN ANDREW FROM DECISION OF THE  
PLANNING COMMISSION DENYING A LOT SPLIT IN BLOCK 741

BE IT HEREBY RESOLVED by the Council of the City of Modesto that October 26, 1964 , at 8:10 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 ~~request of~~ appeal of Hayden Andrew from decision of the Planning Commission denying a lot split in Block 741.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of October, 1964, by Councilman Hughes , who moved its adoption, which motion being duly seconded by Councilman Mitchell , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-546

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST  
OF ANDREW P. FISCHER FOR CURB CUT VARIANCE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that October 26, 1964 , at 8:10 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 request of Andrew P. Fischer for curb cut variance fronting on Sherwood Avenue on the southwest corner of Fleetwood Drive.

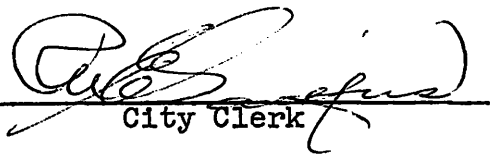
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of October, 1964 by Councilman Mitchell , who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, VanderWall,  
Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Shastid, Tabbert

ATTEST:

  
City Clerk

A RESOLUTION AUTHORIZING WORK TO BE PERFORMED BY CITY FORCES  
FOR INSTALLATION OF WATER MAINS IN SYLVAN GLEN SUBDIVISION

WHEREAS, the Council of the City of Modesto adopted Resolution No. 64-517, on Sept. 21, 1964, approving the plans and specifications for installation of water mains in Sylvan Glen Subdivision and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on the 6th day of October, 1964, and

WHEREAS, the City Clerk, in accordance with said Resolution, thereafter duly and regularly caused a notice to be published in the manner and for the time prescribed by law, and

WHEREAS, no bids were received pursuant to said notice, and

WHEREAS, the Director of Public Works estimates that the cost of such work to be performed by city forces for the sum of \$3,940.00 which cost estimate has been approved by the City Manager, and

WHEREAS, the Council declares and determines that, in its opinion, based upon the estimate approved by the City Manager, the work in question may be performed better and more economically by the City with its own employees,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that, in accordance with the provisions of Section 1307 of the Charter of the City of Modesto, the City Manager is hereby authorized to proceed to have the work in question performed by the City by its own employees.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of October, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Mitchell, Patton, <del>Tabbert</del> VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Shastid, Tabbert

ATTEST:

  
CITY CLERK

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-548

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 ~~for~~ program (amount allocated by Modesto City School District is \$7,206, which is an increase of \$368 over last year's allocation), be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 October, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid, Tabbert

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-549

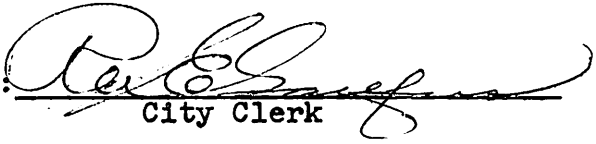
A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MODESTO HIGH SCHOOL DISTRICT PROVIDING FOR ACQUISITION OF PROPERTY FOR A SCHOOL SITE FOR THE DISTRICT AND A PARK SITE FOR THE CITY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and the Modesto High School District providing for acquisition of property for a ~~for~~ school site for the District and a park site for the City, all costs and expenditures to be divided and shared on a pro rata basis of gross area to be acquired by each party, be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 October, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid, Tabbert

ATTEST:   
City Clerk



who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, VanderWall,  
Mayor Johansen

NOES: Councilmen: None

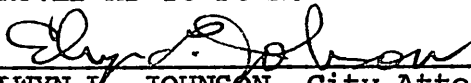
ABSENT: Councilmen: Shastid, Tabbert

ATTEST: 

City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ELWYN I. JOHNSON, City Attorney

FELLOWSHIP HOMES ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of Section 16, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being portions of Lots 14, 15, 16, 19, 20 and 21 of the Pomona Villa Tract, as per map filed December 16, 1904, in Volume 2, Page 4, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the Eastern line of the Racquet Club Addition, as per description filed July 30, 1957, as Instrument 19002, Stanislaus County Records, and the Northern right of way line of the Modesto Irrigation District Lateral Number 3; thence along the existing City Limits, North  $0^{\circ} 49'$  West, 542.62 feet to a point on the existing City Limits as established by the Northeast Addition, as per description filed January 31, 1958, as Instrument 2427, Stanislaus County Records, said point being on the Northern line of Norwegian Avenue; thence along the existing City Limits, South  $89^{\circ} 39'$  East, 604.00 feet; thence along a line parallel with the Eastern line of said Pomona Villa Tract, South  $0^{\circ} 53'$  East, 753.61 feet, to a point on the Northern right of way line of the Modesto Irrigation District Lateral Number 3; thence along the Northern line of Lateral Number 3, North  $70^{\circ} 33'$  West, 644.60 feet, to the point of beginning, containing 8.991 Acres, more or less.

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-551

A RESOLUTION ACCEPTING THE/CONSTRUCTION OF PARKING LOT NO. 12 ON 9TH STREET BETWEEN J AND K STREETS  
DEMOLITION OF BUILDING AND

WHEREAS, a report has been filed by the Director of Public Works that the/demolition of building and construction of parking lot No. 12 on 9th Street between J and K Streets

has been completed by Acme Construction Company, 119 East Granger Avenue, Modesto, California, in accordance with the contract agreement, dated July 20, 1964


NOW, THEREFORE, BE IT RESOLVED that the/demolition of building and construction of Parking Lot No. 12 on 9th Street between J and K Streets be accepted from said contractor Acme Construction Company

that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$18,914.00 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 October, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid, Tabbert

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-552

A RESOLUTION ACCEPTING THE CONSTRUCTION OF PUMP HOUSES AT STATIONS 29  
AND 30

WHEREAS, a report has been filed by the Director of Public Works  
that the construction of pump houses at Stations 29 and 30

has been completed by William Mineni, Route 2, Box 901P, Modesto,  
California,

in accordance with the contract agreement, dated June 22 , 19 64

NOW, THEREFORE, BE IT RESOLVED that the construction of pump  
houses at Stations 29 and 30

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 \$6,202.00, 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 October,  
1964, by Councilman Mitchell , who moved its adoption, which motion  
being duly seconded by Councilman Hughes , was upon roll call  
carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, VanderWall, Mayor  
Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Shastid, Tabbert

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-553

A RESOLUTION ACCEPTING THE CONSTRUCTION OF PUMP HOUSE NO. 28 AT MARK  
TWIN PARK

WHEREAS, a report has been filed by the Director of Public Works  
that the construction of pump house No. 28 at Mark Twain Park

has been completed by William Mimeni, 7709 McHenry Avenue, Modesto,  
California,

in accordance with the contract agreement, dated July 13 , 19 64

NOW, THEREFORE, BE IT RESOLVED that the construction of pump  
house No. 28 at Mark Twain Park  
be accepted from said contractor William Mimeni

that Notice of Completion be filed with the Recorder of Stanislaus  
County and that payment of amounts due in the amount of \$2,539.00, 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 October,  
1964 , by Councilman VanderWall , who moved its adoption, which motion  
being duly seconded by Councilman Hughes , was upon roll call  
carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, VanderWall, Mayor  
Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid, Tabbert

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-554

A RESOLUTION REQUESTING THE CITY OF SAN FRANCISCO, THE CITY OF LOS ANGELES AND THE COUNTY OF LOS ANGELES TO INTERVENE IN THE CIVIL AERONAUTICS BOARD PROCEEDING IN THE MATTER OF THE JOINT APPLICATION OF UNITED AIR LINES, INC. AND PACIFIC AIR LINES, INC.

WHEREAS, on September 25, 1964, there was filed with the Civil Aeronautics Board a Joint Application of United Air Lines, Inc. and Pacific Air Lines, Inc. (Docket No. 15574), requesting the Civil Aeronautics Board's approval of the transfer of United Air Lines' route authority for the cities of Stockton, Modesto, Merced, Fresno, Visalia, and Bakersfield, California, to Pacific Air Lines, Inc., and

WHEREAS, United Air Lines, Inc. has been providing adequate air service to the central valley from and to the San Francisco Bay Area and Southern California, and

WHEREAS, Pacific Air Lines has not adequately demonstrated their ability to provide substitute adequate air service to the central valley, the San Francisco Bay Area and Southern California, and

WHEREAS, adequate air service is essential for the continued growth of California, including the central valley, the San Francisco Bay Area, and Southern California,

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Modesto does hereby officially request the City of San Francisco, the City of Los Angeles and the County of Los Angeles to file petitions to intervene before the Civil Aeronautics Board in the matter of the Joint Application of United Air Lines, Inc. and Pacific Air Lines, Inc., Docket No. 15574, filed September 25, 1964, in order to support the cities of Stockton, Modesto, Merced, Fresno, Visalia, and Bakersfield in their fight to insure that all of California is served with adequate air service.

BE IT FURTHER RESOLVED that the City Clerk of the City of Modesto is hereby directed to mail certified copies of this resolution to the Mayors of the cities of San Francisco and Los Angeles, and the Board of Supervisors of the County of Los Angeles.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of October, 1964,

by Councilman Mitchell, who moved its adoption, which motion being  
duly seconded by Councilman Patton, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, VanderWall,  
Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Shastid, Tabbert

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-555

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$500 -  
AIRLINE NEGOTIATION EXPENSES

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

General Fund No. 101

From:	General Fund (600)	\$500
To:	Airline Negotiation Expenses (418-65)	\$500

(To budget funds for use by the City in negotiations  
with United Air Lines and various agencies in deter-  
mining airline service for the City of Modesto.)

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 19th day  
of October, 1964 , by Councilman Patton , who moved  
its adoption, which motion being duly seconded by Councilman  
VanderWall , was upon roll call carried and the resolution  
adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid, Tabbert

ATTEST:

  
City Clerk

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 presented to this legislative body for consideration, 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 Three thousand, four hundred ninety and 85/100ths (\$3,490.85) 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 to be paid for the construction of protection for railroad crossings No. B-112.1-C and Tully Road, 75-28.8 and P Street, B-112.2 and Kansas Avenue and 75-26.3 and Bowen Avenue, which the City of Modesto is making under said Act, is Six thousand, nine hundred eighty-one and 71/100ths (\$6,981.71) Dollars.

BE IT FURTHER RESOLVED that for the purpose of this request, Peter W. Johansen, Mayor of the City of Modesto, 801 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 19th day of October, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Shastid, Tabbert

ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By

  
ELWYN L. JOHNSON, City Attorney

**A RESOLUTION TRANSFERRING VARIOUS DEPOSITS IN  
THE CITY TRUST FUND AND THE WATER DEPOSIT TRUST  
FUND TO THE GENERAL FUND.**

WHEREAS, the Government Code of the State of California provides that unclaimed money on deposit in the City Treasury for ten (10) years or more becomes the property of the City of Modesto, and

WHEREAS, the sum of One Thousand, One Hundred Seventeen and 66/100ths (\$1,117.66) Dollars, representing various deposits in the City Trust Fund, and the sum of Two Hundred Fifty-Five and 22/100ths (\$255.22) Dollars, representing various deposits in the Water Deposit Trust Fund, have been audited and found to be on deposit in the City Treasury for more than ten (10) years, and

WHEREAS, the Director of Finance caused to be published in the official newspaper of the City a notice that the money was in trust and available to the depositor as follows: City Trust Fund advertised on August 6 and 13, 1964, and Water Deposit Trust Fund advertised on July 9 and 16, 1964, and

WHEREAS, the City of Modesto mailed a notice to the last known addresses of the persons depositing the aforesaid monies in trust, and

WHEREAS, the City of Modesto has complied with all the requirements of Sections 50050 through 50052 of the Government Code of the State of California,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the sum of One Thousand, One Hundred Seventeen and 66/100ths (\$1,117.66) Dollars, representing various deposits in the City Trust Fund (Account 601) now belonging to the City of Modesto, and the sum of Two Hundred Fifty-Five and 22/100ths (\$255.22) Dollars, representing various deposits in the Water Deposit Trust Fund (Account 602) now belonging to the City of Modesto, be transferred to the General Fund.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of October, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

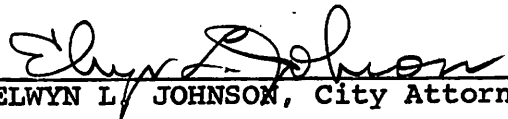
AYES: Councilmen: Hughes, Mitchell, Patton, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid, Tabbert

ATTEST: \_\_\_\_\_

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64- 558

A RESOLUTION DETERMINING THE GENERAL PREVAILING  
RATES OF PER DIEM WAGES.

WHEREAS, Section 1773.3 of the Labor Code of the State of California requires that the awarding body of each city shall file, annually, with the Director of Industrial Relations its determination, made pursuant to Section 1733 of the Labor Code, of the general prevailing rates of per diem wages in the locality in which the public work is to be performed,

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

SECTION 1. The general prevailing rates of per diem wages in the locality of the City of Modesto is hereby determined to be those shown on the document entitled "Hourly Rate Plus Total Fringe Benefit - Per Diem Wage (Hour)", attached hereto, marked "Exhibit A", and hereby made a part of this resolution.

SECTION 2. The City Clerk is hereby instructed to transmit a copy of this resolution, with attachment, to the Director of Industrial Relations of the State of California for filing.

SECTION 3. Resolution No. 63-457 adopted by the Council of the City of Modesto on October 7, 1963, is hereby rescinded.

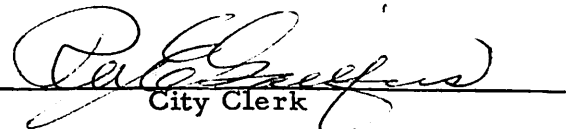
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of October, 1964, by Councilman Patton, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, VanderWall,  
Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Shastid, Tabbert

ATTEST:

  
City Clerk

APPROVED AS TO FORM:

By   
ELWYN L. JOHNSON, City Attorney

(SEAL)

IT "A"  
 HOURLY RATE PLUS TOTAL FRINGE BENEFIT - PER DIEM WAGE (Hour)

Craft	Hourly Rate	Vacation Plan	H & W	Pension Plan	Total Fr. Benefits	Per Diem Wage (Hour)	Overtime
Pool Operator	\$3.875	\$.15	\$.15	\$.15	\$.45	\$4.325	DT Sat. S&H
Roof Rakers & Ironers	3.875	.15	.15	.10	.40	4.275	1 1/2 Sat. DT S&H
Layers	4.55	.20	-	-	.20	4.75	DT Sat. S&H
Painters	4.34	.15	.18	.20	.53	4.87	DT Sat. S&H
Plumbers	4.195	.30	.16	.20	.66	4.855	1 1/2 Sat. DT S&H
Boat Mason	5.10	.15	.145	.15	.445	5.545	1 1/2 Sat. DT S&H
Auto Boom	4.345	.20	.175	.15	.525	4.87	1 1/2 Sat. DT S&H
Navigation Road Oiler-Bootman	4.21	.15	.145	.15	.445	4.655	1 1/2 Sat. DT S&H
Inspector	4.68	.15	.145	.15	.445	5.125	1 1/2 Sat. DT S&H
Inspector (2 to 6)	3.725	.15	.15	.10	.40	4.125	1 1/2 Sat. DT S&H
Concrete Laborer	4.21	.15	.145	.15	.445	4.655	1 1/2 Sat. DT S&H
Concrete Mixer (up to 1 yd.)	3.625	.15	.15	.10	.40	4.025	1 1/2 Sat. DT S&H
Construction Laborer	5.20	.15	.145	.15	.445	5.645	1 1/2 Sat. DT S&H
Trucks	4.73	.15	.145	.15	.445	5.175	1 1/2 Sat. DT S&H
Crane Machinery Engineers	3.905	.20	.175	.15	.525	4.43	1 1/2 Sat. DT S&H
Trucks, under 4 yds.	3.98	.20	.175	.15	.525	4.505	1 1/2 Sat. DT S&H
Trucks, 4 yds. & under 6	4.19	.20	.175	.15	.525	4.715	1 1/2 Sat. DT S&H
Trucks, 6 yds. & under 8	4.44	.20	.175	.15	.525	4.965	1 1/2 Sat. DT S&H
Trucks, 8 yds. & over	5.04	(6% incl.)	.16	1%	.2104	5.2504	DT Sat. S&H
Critical Workers	4.87	.15	.23	.15	.53	5.40	DT Sat. S&H
Structural Erector							
Racks carrying under 500 lbs.	3.905	.20	.175	.15	.525	4.43	1 1/2 Sat. DT S&H
Racks carrying over 500 lbs.	4.10	.20	.175	.15	.525	4.625	1 1/2 Sat. DT S&H
Lift or Lumber Stacker	4.57	.15	.145	.15	.445	5.015	1 1/2 Sat. DT S&H
Crane	4.81	.15	.145	.15	.445	5.255	1 1/2 Sat. DT S&H
Duty Repairman or Welders	4.92	.15	.145	.15	.445	5.365	1 1/2 Sat. DT S&H
Duty Repairman's Helper	4.05	.15	.145	.15	.445	4.495	1 1/2 Sat. DT S&H
Carrier, Brick	3.70	.15	.15	.10	.40	4.10	DT Sat. S&H
Carrier, Plaster	3.50	.15	.15	.10	.40	3.90	DT Sat. S&H
Workers, Structural	5.07	.15	.23	.15	.53	5.60	DT Sat. S&H
Hoist, 1 drum	4.57	.15	.145	.15	.445	5.015	1 1/2 Sat. DT S&H
Hoist, 2 or more drums	4.81	.15	.145	.15	.445	5.255	1 1/2 Sat. DT S&H
Painters, Brush	3.80	-	.15	-	.15	3.95	1 1/2 Sat. S&H
Painters, Spray	4.05	-	.15	-	.15	4.20	1 1/2 Sat. S&H
Panel Breakers	4.81	.15	.145	.15	.445	5.255	1 1/2 Sat. DT S&H
Dump Trucks	3.905	.20	.175	.15	.525	4.43	1 1/2 Sat. DT S&H
Layers, Caulkers, Banders	3.875	.15	.15	.10	.40	4.275	1 1/2 Sat. DT S&H
Painter - Commercial	4.10	.20	.10	-	.30	4.40	DT Sat. S&H
Painters, Pipe & Steamfitters	5.52	-	.175	.10	.275	5.795	DT Sat. S&H

FT "A"

## HOURLY RATE PLUS TOTAL FRINGE BENEFIT - PER DIEM WAGE (Hour)

Craft	Hourly Rate	Vacation Plan	H & W	Pension Plan	Total Fr. Benefits	Per Diem Wage (Hour)	Overtime
Blade Operator	\$5.10	\$ .15	\$.145	\$.15	\$.445	\$5.545	1½ Sat. DT S&H
Shovel, and/or other excavating equipment with level-type controls, up to 1 yd. including 1 yd.	5.20	.15	.145	.15	.445	5.645	1½ Sat. DT S&H
Shovel, and/or other excavating equipment with level-type controls, over 1 yd.	5.33	.15	.145	.15	.445	5.775	1½ Sat. DT S&H
Foreman	4.73	.15	.145	.15	.445	5.175	1½ Sat. DT S&H
Journeyman	5.055	-	.20	-	.20	5.255	DT Sat. S&H
Mobile (when used as a loader)	4.68	-	.20	-	.20	4.88	DT Sat. S&H
Mobile (when used as a loader)	4.81	.15	.145	.15	.445	5.255	1½ Sat. DT S&H
Tractor Loader, up to 2 yds.	4.57	.15	.145	.15	.445	5.015	1½ Sat. DT S&H
Tractors (boom)	4.99	.15	.145	.15	.445	5.435	1½ Sat. DT S&H
Tractors (tandem)	4.92	.15	.145	.15	.445	5.365	1½ Sat. DT S&H
Bit Mix, under 6 yds.	5.10	.15	.145	.15	.445	5.545	1½ Sat. DT S&H
Bit Mix, 6 yds. & under 8	5.20	.15	.145	.15	.445	5.645	1½ Sat. DT S&H
Bit Mix, 8 yds. & over	4.055	.20	.175	.15	.525	4.58	1½ Sat. DT S&H
Grading Machine	4.155	.20	.175	.15	.525	4.68	1½ Sat. DT S&H
Skid-type Loader	4.255	.20	.175	.15	.525	4.78	1½ Sat. DT S&H
Trucks under 2,500 gallons	4.81	.15	.145	.15	.445	5.255	1½ Sat. DT S&H
Trucks over 2,500 gallons and under 4,000 gallons	4.81	.15	.145	.15	.445	5.255	1½ Sat. DT S&H
Trucks under 2,500 gallons	4.015	.20	.175	.15	.525	4.54	1½ Sat. DT S&H
Trucks over 2,500 gallons and under 4,000 gallons	4.115	.20	.175	.15	.525	4.64	1½ Sat. DT S&H

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-559

A RESOLUTION REJECTING THE CLAIM OF PEGGY WEINHOLZ (FOR GARY WEINHOLZ) FOR DAMAGES AGAINST THE CITY OF MODESTO

WHEREAS, Peggy Weinholz has filed a claim for damages against the City of Modesto on September 30, 1964, a copy of which claim is on file in the office of the City Clerk; and

WHEREAS, the claim is in the amount of \$14,000 for general damages, estimated medical expenses to date in the amount of \$1,000, and estimated medical expenses for the future in the amount of \$1,000 for injuries allegedly sustained by Gary Weinholz on June 22, 1964, at the Modesto Junior College swimming pool; and

WHEREAS, the claim should be rejected by reason of the fact that the City has no liability in this matter;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the claim of Peggy Weinholz against the City of Modesto in the amount of \$14,000 for general damages, estimated medical expenses to date in the amount of \$1,000, and estimated medical expenses for the future in the amount of \$1,000 for injuries allegedly sustained by Gary Weinholz on June 22, 1964, be and it is hereby rejected in its entirety, both as to the City of Modesto and the officials therein.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of October, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid, Tabbert

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-560

A RESOLUTION REJECTING THE CLAIM OF WAYNE BRAWLEY ON  
BEHALF OF STEPHEN BRAWLEY FOR DAMAGES AGAINST THE  
CITY OF MODESTO

WHEREAS, Wayne Brawley has filed a claim for damages against the City of Modesto on September 30, 1964, a copy of which claim is on file in the office of the City Clerk; and

WHEREAS, the claim is in the amount of \$14,000 for general damages, estimated medical expenses to date in the amount of \$1,000, and estimated medical expenses for the future in the amount of \$1,000 for injuries allegedly sustained by Stephen Brawley on June 22, 1964, at the Modesto Junior College swimming pool; and

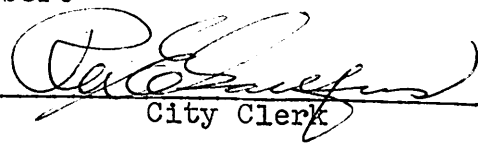
WHEREAS, the claim should be rejected by reason of the fact that the City has no liability in this matter;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the claim of Wayne Brawley against the City of Modesto in the amount of \$14,000 for general damages, estimated medical expenses to date in the amount of \$1,000, and estimated medical expenses for the future in the amount of \$1,000 for injuries allegedly sustained by Stephen Brawley on June 22, 1964, be and it is hereby rejected in its entirety, both as to the City of Modesto and the officials therein.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of October, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid, Tabbert

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-561

A RESOLUTION REJECTING THE CLAIM OF WAYNE BRAWLEY ON  
BEHALF OF STEPHANIE BRAWLEY FOR DAMAGES AGAINST THE  
CITY OF MODESTO

WHEREAS, Wayne Brawley has filed a claim for damages against the City of Modesto on September 30, 1964, a copy of which claim is on file in the office of the City Clerk; and

WHEREAS, the claim is in the amount of \$14,000 for general damages, estimated medical expenses to date in the amount of \$1,000, and estimated medical expenses for the future in the amount of \$1,000 for injuries allegedly sustained by Stephanie Brawley on June 22, 1964, at the Modesto Junior College swimming pool; and

WHEREAS, the claim should be rejected by reason of the fact that the City has no liability in this matter;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the claim of Wayne Brawley against the City of Modesto in the amount of \$14,000 for general damages, estimated medical expenses to date in the amount of \$1,000, and estimated medical expenses for the future in the amount of \$1,000 for injuries allegedly sustained by Stephanie Brawley on June 22, 1964, be and it is hereby rejected in its entirety, both as to the City of Modesto and the officials therein.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of October, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid, Tabbert

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-562

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE BANK OF CALIFORNIA, NATIONAL ASSOCIATION, PARKING LOT AT TWELFTH AND J STREETS

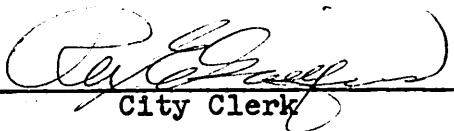
BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and The Bank of California, National Association, granting right to the City to ~~for~~ use parking area surrounding its building at Twelfth and J Streets, City of Modesto, as a parking lot on Saturdays and bank holidays, be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 October by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Shastid, Tabbert

ATTEST:

  
\_\_\_\_\_  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-563

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$225 -  
RENT, BANK OF CALIFORNIA PARKING LOT

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

Parking Fund No. 209

From:	Parking Fund Reserve (57-600)	\$225
To:	Rent of Real Property (57-215)	\$225

(Funds needed to pay rent on Bank of California  
Parking lot beginning October 1, 1964; \$25 per  
month.)

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 19th day  
of October, 1964 , by Councilman Hughes , who moved  
its adoption, which motion being duly seconded by Councilman  
VanderWall , was upon roll call carried and the resolution  
adopted by the following vote:

AYES:	Councilmen:	Hughes, Mitchell, Patton, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Shastid, Tabbert

ATTEST:

  
\_\_\_\_\_  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-564

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST  
OF PAUL SEELY FOR DRIVEWAY VARIANCE AT MC HENRY VILLAGE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that November 2, 1964 , at 4:30 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 request of Paul Seely for driveway variance at McHenry Village.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of October, 1964, by Councilman VanderWall , who moved its adoption, which motion being duly seconded by Councilman Shastid , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

A RESOLUTION ACCEPTING BIDS FOR PIPE, VALVES AND FITTINGS  
(SPECIFICATION NO. J-64)

WHEREAS, Resolution No. 64-538 adopted by the Council of the City of Modesto on October 5, 1964 approved bid specifications for pipe, valves and fittings and authorized the calling for bids, and

WHEREAS, the bids received for the pipe, valves and fittings were opened at 2:00 P.M., October 20, 1964 and later tabulated by the Finance Department for the consideration of the Council, and

WHEREAS, the City Purchasing Officer has recommended that the bids of the following firms be accepted as the lowest responsible bids, with a thirty (30%) per cent variance as to quantities, in accordance with bid specifications;

Pacific States Cast Iron Pipe Co., San Jose, California

Item 1 4,000 ft. 4" Cast Iron Pipe @ \$1.23 ft. (net - 30 days)

United States Pipe & Foundry Co., San Francisco, California

Item 2 20,000 ft. 6" Cast Iron Pipe @ \$1.76 ft. (net - 30 days)

Grinnell Company of Pacific, Fresno, California

Item 3a 15,000 ft. 8" cement asbestos pipe @ \$1.76 ft.  
" 4a 5,000 ft. 10" cement asbestos pipe @ \$2.40 ft.  
(2% 10th prox.)

Groeniger & Company, Oakland, California

Items 5 through 8 Gate Valves (2% 10th prox.)  
Items 9 and 10 Tapping Sleeves (net - 30 days)  
Item 11 Tapping Valves (net - 30 days)

at unit prices bid, per specifications No. J-64.

Western Plumbing Supply Co., Ltd., Stockton, California

Items 12 through 19 Cast Iron Fittings (2% 30 days)

at unit prices bid, per specifications No. J-64.


NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bids of the firms enumerated above be accepted and the execution of contracts and/or purchase orders for the the completion of the purchases by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of October, 1964 by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen

NOES: Councilmen: None ABSENT: None

ATTEST:

  
REX E. GAILFUS, City Clerk

A RESOLUTION ACCEPTING BIDS FOR SEVEN MOBILE RADIOS

WHEREAS, Resolution No. 64-507 adopted by the Council of the City of Modesto on September 21, 1964 approved specifications for seven mobile radios and authorized the calling for bids, and

WHEREAS, the bids received for the mobile radios were opened at 2:00 P.M. October 7, 1964 and later tabulated by the Finance Department for the consideration of the Council, and

WHEREAS, the City Purchasing Officer has recommended that the bids of the following firms be accepted as the lowest responsible bids:

Motorola Communications and Electronics Inc.

Item 1	Quantity 1	Motorola	
	Model TA 33	BAT-1104A	\$755.04

General Electric Co.

Item 3	Quantity 5	General	
	Electric Model RE-53JA6	- \$489 each	\$2,445.00

Item 4	Quantity 1	General	
	Electric Model HN-36LA66		\$820.00

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of the above firms be accepted and the execution of contracts for the purchase of the radios by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of October, 1964 by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Tabbert was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:   
REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64- 567

A RESOLUTION ORDERING THE BUILDING OFFICIAL  
OF THE CITY OF MODESTO TO DEMOLISH THE BUILDING ~~(S)~~  
LOCATED AT 318 PINE STREET  
IN THE CITY OF MODESTO IN ACCORDANCE WITH THE  
PROVISIONS OF SECTION 203(a) OF THE UNIFORM  
BUILDING CODE. (MRS. EVA WRIGHT)

WHEREAS, the Uniform Building Code, <sup>1961</sup>/~~1958~~ Edition, has  
been adopted by reference by Section 9-1.01 of Chapter 1 of  
Title IX of the Modesto Municipal Code <sup>adopted</sup> on the 6th day of October,  
1954, as amended, and

WHEREAS, Section 203(a) of the Uniform Building Code,  
<sup>1961</sup>/~~1958~~ Edition, provides that a building which is structurally  
unsafe, or which constitutes a fire hazard, or is otherwise  
dangerous to human life and is declared to be a public nuisance,  
shall be abated by repair, rehabilitation, demolition, or removal  
in accordance with the procedure specified in said Uniform  
Building Code, <sup>1961</sup>/~~1958~~ Edition, and

WHEREAS, the Chief Building Official after examining  
the building ~~(S)~~ at 318 Pine Street, found it ~~(S)~~ to  
be unsafe and dangerous, and gave to the owner thereof written  
notice stating the defects thereof, and requiring commencement  
of work to make required repairs or to demolish and remove the  
building ~~(S)~~, and

WHEREAS, the owner was advised by registered mail  
~~(personal services)~~ on June 24, 1964, in accordance  
with Section 203(b) of the Uniform Building Code, <sup>1961</sup>/~~1958~~ Edition,  
to comply with the order of the Building Official, and

WHEREAS, in accordance with Section 203(c) of said  
Building Code, the Building Official caused signs to be posted  
at the hereinabove referred to property, declaring the build-  
ing ~~(S)~~ unsafe, and

WHEREAS, the owner of the above referred to property  
has failed and neglected to comply with the notice to commence  
to demolish and  
the work of repair or/remove the building ~~(S)~~ located thereon, and

WHEREAS, the matter was set for public hearing before the Council of the City of Modesto in the Council Chambers, located in the City Hall, 801 - 11th Street, Modesto, California, at 8:00 o'clock P.M., on the 26th day of October, 1964, and

WHEREAS, said hearing was held before the Council at the above time and place, and evidence, both oral and documentary, was taken and introduced and the Council found and determined that:

1. All of the provisions of Section 203(b) of the <sup>1961</sup> Uniform Building Code, ~~1958~~ Edition, adopted by reference by Section 9-1.01 of the Modesto Municipal Code, have been complied with; and

2. The building~~(s)~~ referred to above is ~~(are)~~ structurally unsafe, constitute(s) a fire hazard, is ~~(are)~~ otherwise dangerous to human life and is ~~(are)~~ declared to be a public nuisance; and

3. A notice was given to the owner of said property in accordance with Section 3 of Resolution No. 64-534, adopted by the Council of the City of Modesto on September 28, 1964,

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

SECTION 1. DEMOLITION. In accordance with Section <sup>1961</sup> 203(d) of the Uniform Building Code, ~~1958~~ Edition, the owner having failed and neglected to comply with the notice to repair or demolish and remove said building~~(s)~~, the Building Official <sup>after thirty (30) days from the date of this resolution</sup> is hereby authorized and directed to proceed/with the work specified in the notice referred to above.


SECTION 2. COSTS. The costs incurred in the demolishing and removal of said building~~(s)~~ shall be paid out of the City Treasury. Such costs shall be charged and assessed against the premises involved as a special assessment lien on the land on which the building~~(s)~~ is ~~(are)~~ located, and shall be collected

in the manner provided for the collection of general property taxes of the City.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of October, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

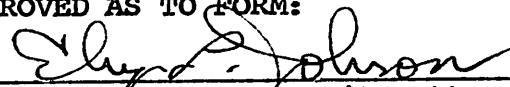
ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By

  
ELWYN I. JOHNSON, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-568

A RESOLUTION AFFIRMING THE DECISION OF THE PLANNING COMMISSION DENYING THE APPLICATION OF HAYDN ANDREW FOR A LOT SPLIT IN BLOCK 741 AS DESCRIBED IN PLANNING COMMISSION RESOLUTION NO. 64-97

WHEREAS, a verified application for a lot split in Block 741, located at the southeast corner of Roseburg Avenue and Brady Avenue, was filed by Haydn Andrew on August 14, 1964; and

WHEREAS, after public hearing held on September 15, 1964, the Planning Commission, by Resolution No. 64-97 adopted September 15, 1964, denied said application for a lot split; and

WHEREAS, an appeal to the decision of the Planning Commission was filed by Haydn Andrew with the City Clerk on September 30, 1964; and

WHEREAS, the Council set October 26, 1964, at 8:10 P.M., in the Council Chambers in the City Hall, 801 Eleventh Street, as the time and place for a public hearing on the appeal; and

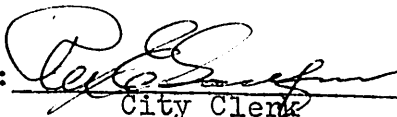
WHEREAS, on the basis of evidence, both oral and documentary taken and introduced at said public hearing, the Council found and determined that the decision of the Planning Commission should be affirmed;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the decision of the Planning Commission denying the application of Haydn Andrew for a lot split in Block 741 be, and it is, hereby affirmed on the basis of the findings set forth in Planning Commission Resolution No. 64-97, adopted September 15, 1964.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of October, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-569

A RESOLUTION GRANTING DRIVEWAY VARIANCE TO ANDREW P. FISCHER (PROPERTY LOCATED AT 402 FLEETWOOD DRIVE)

WHEREAS, Andrew P. Fischer has requested a variance to the provisions of Section 7-1.104(a) of the Modesto Municipal Code to permit the installation of one 35'3" driveway on property located at 402 Fleetwood Drive, the driveway fronting on Sherwood Avenue; and

WHEREAS, Andrew P. Fischer has filed with the Director of Public Works a plot plan designating the precise dimensions and location of the driveway; and

WHEREAS, Section 7-1.104(a) of the Modesto Municipal Code provides that driveways shall not exceed thirty (30') feet in width unless a variance is approved by the Council; and

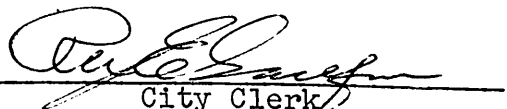
WHEREAS, after investigation and study of the property, the Director of Public Works has recommended that the request be granted on the basis that the property development plan requires the curb cut for full utilization of the three-car garage being constructed;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of Andrew P. Fischer for a variance to Section 7-1.104(a) of the Modesto Municipal Code to permit installation of a 35'3" driveway on property located at 402 Fleetwood Drive, fronting on Sherwood Avenue, in accordance with dimensions and location indicated on the plot plan on file in the office of the Director of Public Works 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 26th day of October, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-570

A RESOLUTION ACCEPTING THE CONSTRUCTION OF FIRE STATION ON NORTHERN BOULEVARD

WHEREAS, a report has been filed by the Director of Public Works that the construction of the fire station on Northern Boulevard

has been completed by Walter Spoon, 3629 Scenic Drive, Modesto, California,

in accordance with the contract agreement, dated March 9, 1964.

NOW, THEREFORE, BE IT RESOLVED that the construction of the fire station on Northern Boulevard

be accepted from said contractor Walter Spoon

that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$52,784.20 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 26th day of October, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-571

A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE COMFORT STATION AT  
GRACEADA PARK

WHEREAS, a report has been filed by the Director of Public Works  
that the construction of the comfort station at Graceada Park

has been completed by Howell and Schmidt, Inc., 1625 Stetson Avenue,  
Modesto, California

in accordance with the contract agreement, dated June 22, 1964

NOW, THEREFORE, BE IT RESOLVED that the construction of the com-  
fort station at Graceada Park  
be accepted from said contractor Howell and Schmidt, Inc.

that Notice of Completion be filed with the Recorder of Stanislaus  
County and that payment of amounts due in the amount of \$11,623.30 as  
provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the  
Council of the City of Modesto held on the 26th day of October,  
1964, by Councilman Shastid, who moved its adoption, which motion  
being duly seconded by Councilman VanderWall, was upon roll call  
carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64- 572

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED  
TERRITORY FROM THE BURBANK-PARADISE COUNTY  
FIRE PROTECTION DISTRICT BY REASON OF ITS  
ANNEXATION TO THE CITY OF MODESTO.  
(BELLENITA ADDITION)

WHEREAS, a portion of the Burbank-Paradise County

Fire Protection District was annexed to the City of Modesto by  
Resolution No. 64-540

~~Ordinance No. xxxxxx-64~~ adopted on October 5, 19 64,

and

WHEREAS, said territory officially became a part of the  
City on October 7, 19 64, 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 State  
Board of Equalization, the governing body of the District, and  
the County Assessor of copies 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 District which has been annexed to the  
City that the area be withdrawn from said Fire 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, be withdrawn from the boundaries of the  
Burbank-Paradise County Fire Protection District.

BE IT FURTHER RESOLVED that the City Clerk be, and  
he is hereby directed to file a certified copy of this resolu-  
tion with the State Board of Equalization, the governing body  
of said Fire Protection District, and the Assessor of Stanis-  
laus County.

The foregoing resolution was introduced at a regular  
meeting of the Council of the City of Modesto held on the 26th  
day of October, 19 64, by Councilman Shastid,

who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen

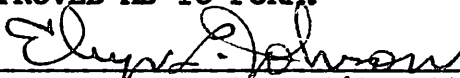
NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ELWYN L. JOHNSON, City Attorney

## BELLENITA ADDITION

All that real property in the State of California, County of Stanislaus, being the North half of the Northeast quarter of the Southeast quarter of Section 6, 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 MINENI MANOR ADDITION, as per description filed July 26, 1955, as Instrument 21227, Stanislaus County Records, said point being on the East quarter corner of Section 6 and the center line of Sutter Avenue; thence along the East line of Section 6 and the center line of Sutter Avenue, South  $0^{\circ} 24'$  East, 664.98 feet to the Southern line of the North half of the Northeast quarter of the Southeast quarter of Section 6; thence along said Southernline, South  $88^{\circ} 50' 06''$  West, 1321.81 feet, to a point on the North-South quarter quarter section line; thence along the quarter quarter section line, North  $0^{\circ} 27'$  West, 662.64 feet, to a point on the East-West quarter section line and the Southwestern corner of the Mineni Manor Addition; thence along the Southern line of the Mineni Manor Addition and the East-West quarter section line, North  $88^{\circ} 44'$  East, 1322.38 feet, to the point of beginning, containing 20.147 Acres, more or less.

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-573

A RESOLUTION ADOPTING A REVISION OF THE "STANDARD SPECIFICATIONS FOR SUBDIVISION IMPROVEMENTS" TO CREATE A NEW STANDARD FOR CATCH BASINS AND DRY WELLS

WHEREAS, Section 4-4.801 of the Municipal Code (Subdivision Regulations) states that "All improvements shall conform to the requirements contained in the 'Standard Specifications for Subdivision Improvements' prepared by the City Engineer, recommended by the Planning Commission and adopted by the Council as the same now exists or may hereafter be amended;" and

WHEREAS, the Public Works Department has submitted a revision to the standards for catch basins and dry wells; and

WHEREAS, after consideration by the Planning Commission on October 6, 1964, it was found and determined that the proposed standards for catch basins and dry wells would be an improvement over existing standards, thus better serving new subdivisions and the community as a whole; and

WHEREAS, Planning Commission Resolution No. 64-106 adopted October 6, 1964, recommends to the Council of the City of Modesto the adoption of a revision of the "Standard Specifications for Subdivision Improvements" to create a new standard for catch basins and dry wells;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Drawing 9, "Standard Catch Basin and Dry Well" dated November 19, 1954, revised December 23, 1958, which is a part of "Standard Specifications for Subdivision Improvements," be superseded by two drawings, "Standard Catch Basin and Dry Well Unit" dated October 18, 1963, and "Location of Catch Basin and Dry Well," dated October 22, 1963, on file in the office of the Planning Director, as recommended by the Planning Commission.


The foregoing resolution was introduced at the regular meeting of the Council of the City of Modesto held on the 26th day of October, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was

upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-574

A RESOLUTION AUTHORIZING THE SALE OF PROPERTY OWNED BY THE CITY OF MODESTO TO WESLEY WALDO WINN AND VELMA A. WINN. (Excess right-of-way of Briggsmore Avenue at Prescott)

WHEREAS, the City of Modesto owns certain real property hereinafter described which is declared to be excess property and no longer needed for municipal purposes, and

WHEREAS, City desires to sell said excess property to Wesley Waldo Winn and Velma A. Winn, his wife,

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

SECTION 1. SALE AUTHORIZED. The sale of the following described real property, which is declared to be excess property and no longer needed for municipal purposes, is hereby authorized. Said property shall be sold to Wesley Waldo Winn and Velma A. Winn, his wife, and the sale price shall be One Thousand, Seven Hundred Forty-two and 44/100ths (\$1,742.44) Dollars. Said real property is described as follows:

All that portion of Section 18, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Commencing at the Northeast corner of the property conveyed to the City of Modesto by deed recorded January 18, 1963, as Instrument 2442, Stanislaus County Records, said corner being South  $89^{\circ} 17' 57''$  East, 25.00 feet from the Eastern line of a 40 foot public road known as Prescott Road; thence along the Eastern line of the City property, South  $00^{\circ} 37'$  East, 374.35 feet, to the true point of beginning; thence along a tangent curve concave to the Northeast having a radius of 95.00 feet, a central angle of  $57^{\circ} 47' 30''$ , an Arc length of 95.82 feet; thence along a compound curve concave to the North, having a radius of 70.31 feet, a central angle of  $90^{\circ} 00'$ , an arc length of 110.44 feet, to its point of tangency on a line parallel with and 60.00 feet, measured at right angles, Northerly from the Southeastern line of the city property; thence along said parallel line, North  $31^{\circ} 35' 30''$  East, 123.40 feet; thence along a tangent curve concave to the North, having a radius of 112.22 feet, a central angle of  $147^{\circ} 47' 30''$ , an arc length of 289.47 feet, to its point of tangency on a line which is parallel with and 25.00 feet, measured at right angles, Easterly from the Western line of the city property; thence along said parallel line, South  $00^{\circ} 37'$  East, 105.83 feet to the point of beginning, containing 0.320 acre, more or less.

EXCEPTING therefrom any and all abutters' rights including access rights appurtenant to the above described parcel in and to the adjoining street and highway rights of way.

SECTION 2. EXECUTION OF DEED. The Mayor and the City Clerk are hereby authorized on behalf of the city to execute and attest respectively a deed granting the aforesaid parcel of property to Wesley Waldo Winn and Velma A. Winn, his wife.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of October, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall,  
Mayor Johansen

NOES: Councilmen: None

ABSENT; Councilmen: None

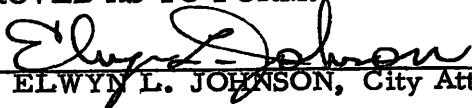
ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By

  
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-575

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 20 OF THE ZONING MAP (ROY CAMPBELL)

WHEREAS, the Modesto City Planning Commission held a public hearing on October 20, 1964, in the Council Chambers for the purpose of considering an amendment to Section 20 of the Zoning Map to reclassify from One-Family Zone, R-1, to Multiple-Family Zone, R-3,

the following described property:

Beginning at a point on the center line of West Coolidge Avenue 125' east of the center line of Florida Avenue, said point being the true point of beginning; thence North 0° 50' West a distance of 128.04' to the north line of the Mira Loma Tract; thence South 88° 46' East a distance of 300' to the west line of lot 9, block 6060; thence South 0° 50' East along the west line of said lot 9 a distance of 128.04' to the center line of West Coolidge Avenue; thence South 88° 46' East along the center line of West Coolidge Avenue a distance of 30.35', more or less, to the east line of lot 7, block 6059-A extended; thence South 0° 50' East along said lot line a distance of 165.14' to the south line of said lot 7; thence North 88° 46' West a distance of 312' to the southwest corner of lot 3, block 5069-A; thence North 0° 50' West 165.2' to the center line of West Coolidge Avenue; thence North 88° 46' West along the center line of West Coolidge Avenue a distance of 18', more or less, to the point of beginning; being located north of Claradell Avenue between Florida and McHenry Avenues, containing lots 3 through 8, block 6060 and lots 3 through 7, block 6059-A;

and  
WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 64-112 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 20 of the Zoning Map be set for November 16, 1964, at 4:30 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 26th day of October, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

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 OF THE ZONING MAP (FARISH - HERZOG)

WHEREAS, the Modesto City Planning Commission held a public hearing on October 20, 1964, in the Council Chambers for the purpose of considering an amendment to Section 32 of the Zoning Map to reclassify from Multiple-Family Residential Zone, R-3, to Commercial-Industrial Zone, C-M, the following described property:

Beginning at a point on the intersection of the center lines of Seventh Street and I Street; thence North  $43^{\circ} 29' 30''$  West along the center line of Seventh Street 165' to the true point of beginning of this description; thence North  $43^{\circ} 29' 30''$  West along the center line of Seventh Street a distance of 85'; thence South  $46^{\circ} 30' 30''$  West a distance of 190'; thence South  $43^{\circ} 29' 30''$  East a distance of 85'; thence North  $46^{\circ} 30' 30''$  East a distance of 190' to the true point of beginning; being located on the west side of Seventh Street 165' north of I Street;

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 64-111 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 of the Zoning Map be set for November 16, 1964, at 4:35 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 26th day of October, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

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 OF THE ZONING MAP (CRESTWOOD TERRACE NO. 3 ADDITION)

WHEREAS, the Modesto City Planning Commission held a public hearing on October 20, 1964, in the Council Chambers for the purpose of considering an amendment to Section 9 of the Zoning Map to reclassify from R-A, Residential-Agricultural, to R-1, One-Family Zone

the following described property:

Beginning at a point on the city limits line as established by the intersection of the northeastern corner of the Crestwood Terrace No. 2 Addition and the western line of the Walnut Acres Addition; thence along said western line North  $0^{\circ} 44' 25''$  West 240.57 feet; thence North  $89^{\circ} 30'$  West 659.25 feet; thence South  $0^{\circ} 45'$  East 240.57 feet; thence South  $89^{\circ} 30'$  East 659.21 feet to the point of beginning; being located north of Terrace Place immediately east of the city park site north of Sherwood School;

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 64-110 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 of the Zoning Map be set for November 16, 1964, at 4:40 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 26th day of October, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-578

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 OF THE ZONING MAP (DAVIS PARK ADDITION)

WHEREAS, the Modesto City Planning Commission held a public hearing on October 20, 1964, in the Council Chambers for the purpose of considering an amendment to Section 17 of the Zoning Map to reclassify from R-A, Residential-Agricultural Zone, to R-1, One-Family Zone

the following described property:

Beginning at a point on the city limits line as established by the northeastern corner of the Ashford Addition; thence North  $88^{\circ} 54'$  West 1318.13 feet; thence North  $0^{\circ} 49' 30''$  West 1338.29 feet; thence South  $88^{\circ} 57' 30''$  East 403.11 feet; thence South  $0^{\circ} 52' 30''$  East 20.01 feet; thence South  $88^{\circ} 57' 30''$  East 945.26 feet; thence South  $0^{\circ} 48' 45''$  East 1009.48 feet; thence North  $88^{\circ} 54'$  West 30.02 feet; thence South  $0^{\circ} 48' 45''$  East 310.13 feet to the point of beginning; being located on the south side of Rumble Road immediately east of the Davis High School property;

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 64-109 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 of the Zoning Map be set for November 16, 1964, at 4:45 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 26th day of October, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-579

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 (P-D 7 to R-1)

WHEREAS, the Modesto City Planning Commission held a public hearing on October 20, 1964, in the Council Chambers for the purpose of considering an amendment to Section 8-3-9 of the Zoning Map to reclassify from Planned-Development Zone, P-D 7, to One-Family Zone, R-1, the following described property:

Beginning at a point on the southern right-of-way line of Woodrow Avenue 850.64 feet east of the east right-of-way line of Tully Road extended; thence southerly 640 feet to the south boundary of lot 48 of the Standiford Colony; thence westerly along the south boundary line of lots 48 and 49 of Standiford Colony a distance of 515 feet; thence northerly a distance of 430 feet; thence easterly 145 feet; thence northerly 232 feet to the southern right-of-way line of Woodrow Avenue; thence easterly along the southern right-of-way line of Woodrow Avenue a distance of 365 feet to the point of beginning; being located south of Woodrow Avenue east of Tully Road;

and

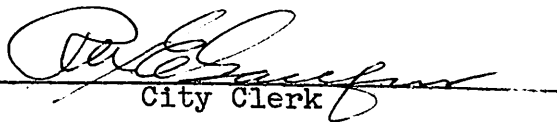
WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 64-108 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

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 November 23, 1964, 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 26th day of October, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

A RESOLUTION GRANTING A VARIANCE TO McHENRY VILLAGE,  
INC., TO PERMIT WIDENING OF AN EXISTING DRIVEWAY AT  
McHENRY VILLAGE SHOPPING CENTER

WHEREAS, Paul H. Seely, Vice President, McHenry Village, Inc., has requested a variance to the provisions of Section 7-1.104(a) of the Modesto Municipal Code to permit the widening of an existing thirty (30') foot driveway to a thirty-six (36') foot driveway immediately adjacent to the Texaco Service Station at the McHenry Village Shopping Center, 1700 McHenry Avenue; and

WHEREAS, McHenry Village, Inc., has filed with the Director of Public Works a plot plan designating the precise dimensions and location of the driveway; and

WHEREAS, Section 7-1.104(a) of the Modesto Municipal Code provides that driveways shall not exceed thirty (30') feet in width unless a variance is approved by the Council; and

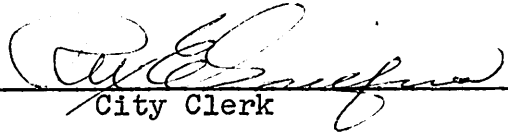
WHEREAS, after investigation and study of the property, the Director of Public Works has recommended that the request be granted on the basis that the sizing of the proposed driveway enlargement is reasonable; the thirty-six (36') foot driveway will afford a smoother ingress and egress than that allowed with the existing thirty (30') foot driveway;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of Paul H. Seely, Vice President, McHenry Village, Inc., for a variance to Section 7-1.104(a) of the Modesto Municipal Code to permit widening of an existing thirty (30') foot driveway to a thirty-six (36') foot driveway immediately adjacent to the Texaco Service Station at the McHenry Village Shopping Center, 1700 McHenry Avenue, in accordance with dimensions and locations indicated on the plot plan on file in the office of the Director of Public Works 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 2nd day of November, 1964, by Councilman Hughes, who moved its adoption,

which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen; None

ATTEST:   
City Clerk

A RESOLUTION GRANTING A REVOCABLE ENCROACHMENT PERMIT TO THE YELLOW CAB COMPANY TO INSTALL A TAXICAB TELEPHONE BOX ON A STREET LIGHTING STANDARD ON THE NORTH SIDE OF J STREET JUST WEST OF ITS INTERSECTION WITH TENTH STREET IN THE CITY OF MODESTO.

WHEREAS, the Yellow Cab Company has filed a request with the Council of the City of Modesto for permission to install a taxicab telephone box on a street lighting standard on the north side of J Street just west of its intersection with Tenth Street in the City of Modesto,

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

SECTION 1. An encroachment permit, revocable upon thirty (30) days' written notice by City, is hereby granted to Permittee to install a taxicab telephone box on the street lighting standard on the north side of J Street just west of its intersection with Tenth Street in the City of Modesto, subject to the other provisions of this resolution.

SECTION 2. Said revocable encroachment permit is granted for each of the conditions herein set forth, which conditions Permittee agrees, by acceptance of this permit, to faithfully perform, to-wit:

(a) Permittee, its successors and assigns, during the term of this permit, shall indemnify and save the City harmless of and from all costs, charges, damages and liability of any kind or character arising out of or relating thereto or in any way connected with the exercise of the rights granted by this permit.

(b) Permittee, its successors and assigns, shall comply with all laws of the City.

(c) Permittee, its successors and assigns, at its own cost and expense, shall defend any and all law suits, if any, arising out of or in any way connected with the exercise of the rights granted by this permit.

(d) Permittee, its successors and assigns, agree that no advertising will be placed on said taxicab telephone box except the words "Taxi Phone: Yellow Cab Co."

(e) Permittee, its successors and assigns, agree that in the installation of the taxicab telephone box, it will cause the telephone lead wire to be placed underground.

(f) In the event of revocation of this permit by the City, Permittee agrees to remove or cause to be removed within thirty (30) days of written notice from City, such taxicab telephone box and the telephone lead wire thereto at its own cost and expense.

SECTION 3. The City Clerk shall furnish Permittee with a copy of this resolution. Permittee shall have twenty (20) days from and after the adoption of this resolution within which to file a written acceptance of this permit and no right shall be conferred hereby until said acceptance is filed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of November, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-582

A RESOLUTION DESIGNATING CERTAIN CITY PROPERTY AS  
MELLIS PARK

WHEREAS, the Modesto City Council Public Projects Committee has recommended that the park site located at the corner of California and Franklin Streets in the City of Modesto be named in honor of Dan and George Mellis; and

WHEREAS, Dan Mellis served the community well as a councilman, a member of the grand jury, and as a director of the City Parking Authority; and

WHEREAS, George Mellis served the community well as a member of the legal profession and as a judge of the Superior Court of Stanislaus County; and

WHEREAS, the Council of the City of Modesto agrees that the naming of the California-Franklin park site in their honor is a fitting recognition for their outstanding services to the community.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the park site located at the corner of Franklin and California Streets be and it is hereby named Mellis Park in honor of Dan Mellis and George Mellis, in recognition of their outstanding services 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 November, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
\_\_\_\_\_  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-583

A RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE  
BOND FILED TO GUARANTEE IMPROVEMENTS IN JONI MANOR  
NO. 3 SUBDIVISION

WHEREAS, Lance E. Ellis and Carol L. Ellis, subdividers of  
Joni Manor No. 3 Subdivision, deposited with the City of Modesto  
a performance bond in the amount of \$8,600 to guarantee the im-  
provements in Joni Manor No. 3 Subdivision; and

WHEREAS, the Director of Public Works has reported that the  
improvements have been completed in the aforesaid subdivision to  
his satisfaction, and has recommended the release of the perform-  
ance bond in the amount of \$8,600;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of  
the City of Modesto that the performance bond in the amount of  
\$8,600, posted by the subdividers to guarantee improvements in  
Joni Manor No. 3 Subdivision be, and it is hereby released.

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 2nd day of  
November, 1964, by Councilman Shastid, who moved its adoption,  
which motion being duly seconded by Councilman Hughes, was upon  
roll call carried and the resolution adopted by the following  
vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-584

A RESOLUTION REJECTING THE CLAIM OF B. ZEFF  
AND COMPANY FOR DAMAGES AGAINST THE CITY OF  
MODESTO

WHEREAS, B. Zeff and Company, P. O. Box 425, Modesto, California, has filed a claim for damages against the City of Modesto on September 8, 1964, a copy of which claim is on file in the office of the City Clerk; and

WHEREAS, the claim for general damages is in the amount of \$228.36 for property damage allegedly sustained and money paid out by claimant on or about the 6th day of July, 1964, as the result of a pump failure at claimant's plant, 601 Zeff Road; and

WHEREAS, the claim should be rejected by reason of the fact that the City has no liability in this matter;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the claim of B. Zeff and Company against the City of Modesto for general damages in the amount of \$228.36 be and it is hereby rejected in its entirety, both as to the City of Modesto and the officials therein.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of November, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes

ATTEST:

  
City Clerk

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 OF THE ZONING MAP (PFEIFER)

WHEREAS, the Modesto City Planning Commission held a public hearing on October 20, 1964, in the Council Chambers for the purpose of considering an amendment to Section 16 of the Zoning Map to reclassify from One-Family Zone, R-1, to Planned Development Zone, P-D, the following described property:

Beginning at the Northwest corner of Lot 16 of the Coffee Colony according to the following described property: ~~the following described property:~~ ing to the official map thereof filed in the office of the Recorder of Stanislaus County, California on January 13, 1956; thence South 0° 42' 30" East along the West line of said Lot 16 a distance of 224.18 feet to the north line of Village Manor Unit No. 2; thence South 89° 29' East a distance of 330.35 feet; thence North 0° 45' 10" West a distance of 89.00 feet to the southeast corner of land conveyed to Enoch F. Ward by deed filed in the office of the Recorder of Stanislaus County, California in Volume 1510 of official records at page 100; thence westerly along the south line of said Ward property 96.00 feet to the southwest corner of said Ward property; thence North along the west line of said Ward property 135 feet, more or less, to the North line of said Lot 16 of the Coffee Colony; thence North 89° 27' 17" West along the North line of said Lot 16 a distance of 294.19 feet to the point of beginning; being located on the south side of Floyd Avenue, north of Bruce Court, west of Jasmin Avenue;

and


WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 64-114 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 of the Zoning Map be set for November 23, 1964, 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 2nd day of November, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Shastid, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-586

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 OF THE ZONING MAP (NORTHGATE ENTERPRISES)

WHEREAS, the Modesto City Planning Commission held a public hearing on October 20, 1964, in the Council Chambers for the purpose of considering an amendment to Section 27 of the Zoning Map to reclassify from Neighborhood-Commercial Zone, C-1, and Two-Family Zone, R-2, to R-3 the following described property:

From R-2 to R-3: Beginning at a point on the intersection of the center lines of Miller Avenue and Covena Avenue; thence South  $0^{\circ} 23'$  East along the center line of Covena Avenue a distance of 130 feet to the north line, extended, of lot 21, block 2098, Covena Park Tract, and the true point of beginning of this description; thence South  $89^{\circ} 31'$  East along the north line, extended, of said lot 21, a distance of 161.00 feet to the center line of the north-south alley in block 2098; thence South  $0^{\circ} 23'$  East along the center line of said alley a distance of 370 feet to its intersection with the center line of an east-west alley in said block 2098; thence North  $89^{\circ} 31'$  West along the center line of said east-west alley a distance of 161 feet to the center line of Covena Avenue; thence North  $0^{\circ} 23'$  West along the center line of Covena Avenue a distance of 370 feet to the point of beginning; said property being located north of Yosemite Boulevard south of Miller Avenue and east of Covena Avenue;

From C-1 to R-3: Beginning at a point on the intersection of the center lines of Miller Avenue and Camellia Way; thence South  $0^{\circ} 24'$  East along the center line of Covena Avenue a distance of 130 feet to the north line of lot 3, extended, block 2098, Covena Park Tract, and the true point of beginning of this description; thence North  $89^{\circ} 31'$  West along the north line of said lot 3, a distance of 169.83 feet to a point on the center line of the north-south 20-foot alley in said block 2098; thence South  $0^{\circ} 23'$  East along the center line of said alley 250 feet to the north line extended of lot 8, block 2098, Covena Park Tract; thence South  $89^{\circ} 31'$  East along the extended north line of said lot 8 a distance of 169.92 feet to the center line of Camellia Way; thence North  $0^{\circ} 24'$  West along the center line of Camellia Way a distance of 250 feet to the point of beginning; being located south of Miller Avenue, west of Camellia Way; and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 64-115 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 of the Zoning Map be set for November 23, 1964, 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 2nd day of November, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Hughes

ATTEST:   
City Clerk

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 20 OF THE ZONING MAP (NORTHGATE ENTERPRISES)

WHEREAS, the Modesto City Planning Commission held a public hearing on October 20, 1964, in the Council Chambers for the purpose of considering an amendment to Section 20 of the Zoning Map to reclassify from One-Family Zone, R-1, to Planned Development Zone, P-D (20)

the following described property:

Beginning at the intersection of the center lines of College Avenue and Pearl Street; thence North <sup>362.07</sup> 89° 53' West along the center line of Pearl Street 360.00 feet to the center line of Concord Avenue; thence South 1° 51' East along the center line of Concord Avenue 301.08 feet; thence South 89° 53' East along a line parallel to the south line of Pearl Street and 271.08 feet therefrom a distance of 362.06 feet to the center line of College Avenue; thence North 1° 51' West along the center line of College Avenue 301.08 feet more or less to its intersection with the center line of Pearl Street, the point of beginning; said property being the north 271.08 feet of Lot 14 and the easterly 2.00 feet of Lot 13 of the Weil Colony, and including a portion of the streets adjacent thereto; and

AND

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 64-116 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 20 of the Zoning Map be set for November 23, 1964, at 8:00 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 November, 1964, by Councilman Tabbert, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Shastid, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-588

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST  
OF THE BORDEN COMPANY FOR A CURB CUT VARIANCE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that November 16, 1964, 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 request of The Borden Company for a curb cut variance at their plant on Kansas Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of November, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-589

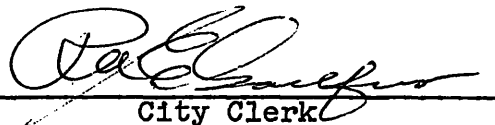
A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST  
OF JAMES TISMENAKIS APPEALING DECISION OF THE PLANNING  
COMMISSION

BE IT HEREBY RESOLVED by the Council of the City  
of Modesto that December 7, 1964, at 4:30 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 request of James Tismenakis  
appealing decision of the Planning Commission.

The foregoing resolution was introduced at a reg-  
ular meeting of the Council of the City of Modesto held  
on the 9th day of November, 1964, by Councilman  
VanderWall, who moved its adoption, which motion being  
duly seconded by Councilman Mitchell, was upon roll  
call carried and the resolution adopted by the follow-  
ing vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-590

A RESOLUTION APPROVING ~~PLANS AND~~ SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE FURNISHING OF LAMPS FOR STREET AND BUILDING LIGHTING

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

Section 1. The plans and specifications for the furnishing of lamps for street and building 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 November 24, 1964, at 2:00 PM 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 November, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-591

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL  
FOR BIDS FOR CONSTRUCTION OF WATER LINE TO SERVICE FAIRWAY ESTATES  
UNIT NO. 1 SUBDIVISION

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

Section 1. The plans and specifications for construction of water line to service Fairway Estates Unit No. 1 Subdivision 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 24, 1964, at 2:00 PM 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 November, 1964, by Councilman Tabbert, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64- 592

A RESOLUTION PROVIDING FOR CONTROL OF VEHICULAR PARKING ON CERTAIN MUNICIPAL OFF-STREET PARKING LOTS BY MEANS OF PARKING ATTENDANTS, ESTABLISHING THE DAYS AND HOURS DURING WHICH CONTROL BY PARKING ATTENDANTS SHALL BE EFFECTIVE, FIXING THE RATES TO BE CHARGED, AND RESCINDING RESOLUTION NO. 64-108 AND RESOLUTION NO. 64-508.

WHEREAS, Section 3-2.1601 of the Modesto Municipal Code provides that the following municipal off-street parking lots are established as attendant lots, to wit:

- (a) 9th Street between I and J Streets parking lot (PAL-2)
- (b) 11th Street between H and I Streets (street level) parking lot (PAL-4a)
- (c) 10th Street between K and L Streets parking lot (PAL-5)
- (d) Bank of California parking lot at 12th and J Streets (PAL-17)
- (e) Seely Tower parking lot at 12th and J Streets (PAL-18), and

WHEREAS, Section 3-2.1602 of said Code provides that the Council, by resolution, shall determine the hours and days of operation on said attendant lots, and

WHEREAS, Section 3-2.1603 of said Code provides that the Council, by resolution, shall determine the rates to be charged on said attendant lots, and

WHEREAS, Section 3-2.1604 of said Code establishes a procedure for the validation of the cost of parking on attendant parking lots and provides that the Council, by resolution, shall determine the price for purchase of validation stamps for use on attendant parking lots,

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

SECTION 1. That vehicular parking on said municipal off-street parking Lots PAL-2, PAL-4a, PAL-5 and PAL-18 shall be controlled and regulated by parking attendants from 9:00 a.m. to 9:00 p.m., Monday through Saturday. Vehicular parking on said municipal off-street parking lot PAL-17 shall be controlled and regulated by parking attendants from 9:00 a.m. to 9:00 p.m. on Saturdays and bank holidays only. Attendant parking may be used on any such additional special occasions as may be deemed appropriate by the City Manager.

SECTION 2. 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, PAL-4a, PAL-5, PAL-17 and PAL-18.

SECTION 3. 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 ten (10¢) cents per stamp.

SECTION 4. Resolution No. 64-108 adopted by the Council of the City of Modesto on March 9, 1964, and Resolution No. 64-508 adopted by the Council of the City of Modesto on September 21, 1964, are hereby rescinded as of the effective date of this resolution.

SECTION 5. This resolution shall become effective on and after November 15, 1964.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of November, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen

NOES: Councilmen: Hughes

ABSENT: Councilmen: None

ATTEST: \_\_\_\_\_

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-593

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$231 TO  
PROVIDE FUNDS FOR CHRISTMAS DECORATIONS - ULRICH SHOPPING  
CENTER

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

General Fund No. 101


From:	General Reserve (600)	\$231.00
To:	Music & Promotion (61)	
	Christmas Decorations (446)	\$231.00

(To provide funds for Christmas decorations for  
Ulrich Shopping Center. Only half the amount  
requested, \$463.00, was budgeted.)

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 9th day  
of November, 1964, , by Councilman Mitchell , who moved  
its adoption, which motion being duly seconded by ~~Councilman~~ Mayor  
Johansen , was upon roll call carried and the resolution  
adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: Patton, Shastid  
ABSENT: Councilmen: None

ATTEST: \_\_\_\_\_

  
City Clerk

A RESOLUTION APPROVING THE FINAL MAP OF THE  
FAIRWAY ESTATES, UNIT NO. 1 SUBDIVISION  
OF THE CITY OF MODESTO.

WHEREAS, Livermore Acres, Inc., a corporation,

is  
~~has~~ possessed of a tract of land situate in the City of Modesto,  
County of Stanislaus, consisting of 7.42 acres, known as the  
Fairway Estates, Unit No. 1 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the  
City Planning Commission on the 6th day of October,  
19 64, 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 cer-  
tified that the final map of said Fairway Estates, Unit 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 that said final map of the  
Fairway Estates, Unit No. 1 Subdivision  
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 in the amount of Seven Hundred Ninety-One and 70/100ths  
(\$791.70) Dollars, as required by the  
and  
Modesto Municipal Code, for checking, copies of maps/ recording ~~and~~  
~~maps and plat records~~ have been paid, and subdividers have furnished  
a bond acceptable to the City Attorney, or, in lieu thereof, have  
posted a cash deposit with the City Clerk in the sum of Forty-Three  
Thousand and no/100ths (\$43,000.00) Dollars.

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 9th day of November, 1964; by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

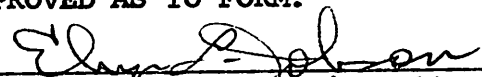
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

BY   
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-595

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND LIVERMORE ACRES, INC., FOR SEWER SERVICE TO FAIRWAY ESTATES UNIT NO. 1 SUBDIVISION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Livermore Acres, Inc., for sewer service to Fairway Estates Unit No. 1 Subdivision ~~for~~

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 November, 1964 by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-596

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST  
OF L. P. HUDELSON REQUESTING VARIANCE TO ALLOW AN EXISTING  
FENCE TO REMAIN ON PUBLIC PROPERTY

BE IT HEREBY RESOLVED by the Council of the City  
of Modesto that November 23, 1964, 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 request of L. P. Hudelson re-  
questing variance to allow an existing fence to remain  
on public property.

The foregoing resolution was introduced at a reg-  
ular meeting of the Council of the City of Modesto held  
on the 16th day of November, 1964, by Councilman  
VanderWall, who moved its adoption, which motion being  
duly seconded by Councilman Mitchell, was upon roll  
call carried and the resolution adopted by the follow-  
ing vote:

AYES: Councilmen: Mitchell, Shastid, Tabbert,  
VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Patton

ATTEST:

  
City Clerk

A RESOLUTION ACCEPTING TWO DEEDS OF EASEMENT FOR PLANTING PURPOSES AND APPROVING AN AGREEMENT BETWEEN THE CITY OF MODESTO AND WOLVERINE BUILDING SERVICE, INC., ARTHUR J. WYLIE, FLORENCE E. WYLIE AND E. DEAN RUSSELL FOR CONSTRUCTION OF A SIX FOOT SOLID MASONRY SERPENTINE WALL.

WHEREAS, Wolverine Building Service, Inc., Arthur J. Wylie, Florence E. Wylie and D. Dean Russell have offered to deed to the City of Modesto a three (3') foot planting easement, being the westerly three (3') feet of Lots 9, 10, 11 and 12 in Block 1090 of Lorenzen Park No. 3, and are desirous of constructing a six (6') foot solid masonry serpentine wall in said three (3') foot planting easement, and

WHEREAS, the above-mentioned parties have entered into an agreement with city whereby they agree to construct a six (6') foot solid masonry serpentine wall in said planting easement, and have further agreed to permanently maintain said wall,

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

SECTION 1. ACCEPTANCE OF DEEDS OF EASEMENT. The Council accepts a deed of easement for a three (3') foot planting easement from Wolverine Building Service, Inc., Arthur J. Wylie and Florence E. Wylie, and also accepts a deed of easement for a three (3') foot planting easement from D. Dean Russell, said deeds covering the westerly three (3') feet of Lots 9, 10, 11 and 12, Block 1090 of Lorenzen Park No. 3, in the City of Modesto. The City Clerk is hereby authorized to record said deeds of easement with the County Recorder of Stanislaus County.

SECTION 2. APPROVAL OF AGREEMENT. The Council hereby approves the execution of the above-mentioned agreement on behalf of the City of Modesto and authorizes its City Manager to execute the same and further authorizes attestation of said agreement by its City Clerk.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of November, 1964, by Councilman Mitchell, who moved its adoption, which motion

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

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:   
City Clerk REX E. GAILFUS

(SEAL)

APPROVED AS TO FORM:

By   
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-598

A RESOLUTION GRANTING A DRIVEWAY VARIANCE TO THE BORDEN COMPANY (PROPERTY LOCATED ON NORTH SIDE OF KANSAS AVENUE FROM SOUTHERN PACIFIC RIGHT OF WAY WESTERLY)

WHEREAS, The Borden Company, Western Division, has requested a variance to the provisions of Section 7-1.104(a) of the Modesto Municipal Code to permit the installation of a 100-foot driveway, commencing at the end of The Borden Company fence and extending westward on Kansas Avenue for a distance of 100 feet; and

WHEREAS, The Borden Company has filed with the Director of Public Works a plot plan designating the precise dimensions and location of the proposed driveway; and

WHEREAS, Section 7-1.104(a) of the Modesto Municipal Code provides that driveways shall not exceed thirty feet in width unless a variance is approved by the Council; and

WHEREAS, after investigation and study of the property, the Director of Public Works has recommended that the request for a variance be granted on the basis that the 100-foot driveway opening will facilitate the entrance and egress of large trucks to and from the milk unloading dock, will not eliminate on-street parking, nor unreasonably interfere with pedestrian traffic.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of The Borden Company for a variance to Section 7-1.104(a) of the Modesto Municipal Code to permit installation of one 100-foot driveway, commencing at the end of the Borden Company fence and extending westward on Kansas Avenue for a distance of 100 feet, in accordance with dimensions and location indicated on the plot plan on file in the office of the Director of Public Works 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 16th day of November, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon

roll call carried and the resolution adopted by the following  
vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:   
\_\_\_\_\_  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-599

A RESOLUTION ACCEPTING THE CONSTRUCTION OF PUMP HOUSE AT STATION NO. 8 AT COLDWELL AVENUE AND TULLY ROAD (MODESTO JUNIOR COLLEGE)

WHEREAS, a report has been filed by the Director of Public Works that the construction of the pump house at Station No. 8 at Coldwell Avenue and Tully Road (Modesto Junior College) has been completed by William M. Mineni, 7709 McHenry Avenue, Modesto, California, in accordance with the contract agreement, dated September 15 , 1964.

NOW, THEREFORE, BE IT RESOLVED that the construction of the pump house at Station No. 8 at Coldwell Avenue and Tully Road (Modesto Junior College) be accepted from said contractor William M. Mineni

that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$2,500 , 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 November, 1964, by Councilman Hughes , who moved its adoption, which motion being duly seconded by Councilman Patton , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64- 600

A RESOLUTION GIVING NOTICE OF PROPOSED DEMOLITION OF THE BUILDING~~XXX~~ LOCATED AT THE REAR OF THE NEW FIRE HOUSE ON NORTHERN BOULEVARD IN THE CITY OF MODESTO IN ACCORDANCE WITH THE PROVISIONS OF SECTION 203 (a) OF THE UNIFORM BUILDING CODE AND FIXING THE TIME AND PLACE FOR HEARING PROTESTS THERETO. (CHESTER D. CHAMBERS)

WHEREAS, the Uniform Building Code, 1961 Edition, has been adopted by reference by Section 9-1.01 of Chapter 1 of Title IX of the Modesto Municipal Code/adopted on the 6th day of October, 1954, as amended, and

WHEREAS, Section 203 (a) of the Uniform Building Code, 1961 Edition, provides that a building which is structurally unsafe, or which constitutes a fire hazard, or is otherwise dangerous to human life and is declared to be a public nuisance, shall be abated by repair, rehabilitation, demolition, or removal in accordance with the procedure specified in said Uniform Building Code, 1961 Edition, and

WHEREAS, the Chief Building Official, after examining the building~~(s)~~ at the rear of the new fire house on Northern Boulevard found it ~~(unsafe)~~ to be unsafe and dangerous, and gave to Chester D. Chambers

the owner~~(s)~~ thereof, written notice stating the defects thereof, and requiring commencement of work to make required repairs within forty-eight (48) hours from such notice or to demolish and remove the building~~(s)~~, and

WHEREAS, the owner~~(s)~~, Chester D. Chambers, was ~~(warned)~~ advised by registered mail ~~(personal service)~~ on August 4, 1964, in accordance with Section 203 (b) of the Uniform Building Code, 1961 Edition, to comply with the order of the Building Official, and

WHEREAS, in accordance with Section 203 (c) of said Building Code, the Building Official caused signs to be posted at the hereinabove referred to property, declaring the building ~~(s)~~ unsafe, and

WHEREAS, the owner ~~(s)~~ of the above referred to property has ~~(have)~~ failed and neglected to comply with the notice to commence the required repairs or demolish and remove the building ~~(s)~~ located thereon,

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

SECTION 1. DECLARATION OF INTENTION. The Council hereby declares its intention to proceed in accordance with the provisions of Section 203 (d) of the Uniform Building Code, <sup>1961</sup> ~~1958~~ Edition, to authorize and direct the Chief Building Official to demolish and remove the aforesaid described building ~~(s)~~ as constituting an unsafe building ~~(s)~~ and a public nuisance, the owner ~~(s)~~ having failed and neglected to comply with the aforementioned notice to commence the required repairs or to demolish and remove the aforesaid building ~~(s)~~.

SECTION 2. NOTICE OF TIME AND PLACE FOR HEARING. Notice is hereby given that the 7th day of December, 1964, at the hour of 4:45 o'clock P.M. of said day, in the Council Chambers at the City Hall located at 801 Eleventh Street in the City of Modesto, be and the same is hereby fixed as the time and place for considering said matter, at which time and place any person owning such real or personal property and having any objections to the proposed removal or demolition of said building ~~(s)~~ may appear before the Council of the City of Modesto and show cause why said building ~~(s)~~ should not be ordered demolished and removed.

SECTION 3. MAILING OF NOTICE TO OWNER OR OWNERS. The City Clerk shall cause a copy of this resolution to be mailed by registered mail to the owner or owners of the property affected at least ten (10) days prior to the date set for the hearing.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of November, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:   
City Clerk REX E. GAIIFUS

(SEAL)

APPROVED AS TO FORM:

By   
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-601

A RESOLUTION ACCEPTING THE GIFT OF EQUIPMENT AND MATERIALS FROM THE MODESTO EMBLEM CLUB NO. 140 FOR INSTALLATION AT MODESTO CHILDREN'S PARK

WHEREAS, Modesto Emblem Club No. 140 has had a clown sculptured from masonry to honor the memory of Mrs. Esther Nelson; and

WHEREAS, Mrs. Esther Nelson, known fondly as "Bobo the Clown," gave generously of her time and talent in the entertainment of children at various functions; and

WHEREAS, the sculpture, and a maximum of \$60 for materials has been donated to the City of Modesto for installation at Modesto Children's Park;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the sculptured clown, plus materials in an amount not to exceed \$60 be, and it is hereby accepted for installation at Modesto Children's Park in memory of Mrs. Esther Nelson.

BE IT FURTHER RESOLVED that the sculpture be installed at Modesto Children's Park by city forces.

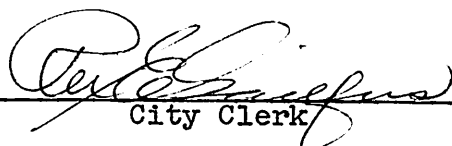
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of November, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-602

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ~~REQUEST~~  
~~OR~~ REPORT OF SUPERINTENDENT OF STREETS - COST OF CONSTRUCT-  
ION OF SIDEWALK, BLOCK 209, LOTS 6 & 7, WEST SIDE OF  
MORTON BOULEVARD (EDWARD T. TAYLOR, JR.)

BE IT HEREBY RESOLVED by the Council of the City  
of Modesto that December 7, 1964 , at 4:50 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 ~~request~~ report of Superintend-  
ent of Streets on cost of construction of sidewalk at Block  
209, Lots 6 and 7, west side of Morton Boulevard (Edward T.  
Taylor, Jr.).

The foregoing resolution was introduced at a reg-  
ular meeting of the Council of the City of Modesto held  
on the 16th day of November, 1964, by Councilman  
Shastid , who moved its adoption, which motion being  
duly seconded by Councilman VanderWall, was upon roll  
call carried and the resolution adopted by the follow-  
ing vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-603

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ~~REPORT~~  
~~OF~~ REPORT OF SUPERINTENDENT OF STREETS - COST OF CONSTRUCT-  
ION OF SIDEWALK, BLOCK 207, PORTION OF LOTS 10 AND 11 ON  
STATE STREET (LENA DIMPERIO)

BE IT HEREBY RESOLVED by the Council of the City  
of Modesto that December 7, 1964 , at 4:55 P.M. in  
the Council Chambers, City Hall, 801 Eleventh Street,  
Modesto, California, is hereby set as the time and place  
for consideration of the ~~REPORT~~ report of the Super-  
intendent of Streets on cost of construction of sidewalk,  
Block 207, portion of Lots 10 and 11 on State Street  
(Lena Dimperio).

The foregoing resolution was introduced at a reg-  
ular meeting of the Council of the City of Modesto held  
on the 16th day of November, 1964, by Councilman  
Tabbert , who moved its adoption, which motion being  
duly seconded by Councilman Shastid , was upon roll  
call carried and the resolution adopted by the follow-  
ing vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:   
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-604

A RESOLUTION ACCEPTING THE CONSTRUCTION OF DEEP WELL PUMP AND ELECTRICAL EQUIPMENT FOR PUMP STATION NO. 30

WHEREAS, a report has been filed by the Director of Public Works that the construction of deep well pump and electrical equipment for Pump Station No. 30 has been completed by Jacuzzi Pump & Supply, Inc., 5327 Jacuzzi Avenue Richmond, California, in accordance with the contract agreement, dated September 8, 1964.


NOW, THEREFORE, BE IT RESOLVED that the construction of deep well pump and electrical equipment for Pump Station No. 30 be accepted from said contractor Jacuzzi Pump & Supply, Inc.

that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$3,821.00, 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 November, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-605

A RESOLUTION RENEWING LEASE AGREEMENT BETWEEN THE CITY OF MODESTO AND GLEN WHEAT FOR THE LEASING OF LAND AT FUTURE DOWNEY PARK PROPERTY SITE FOR THE SUM OF 15% OF GROSS PROCEEDS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the renewal of the lease agreement between the City of Modesto and Glen Wheat for the leasing of land at future Downey Park property site for the sum of fifteen percent (15%) of the gross proceeds, commencing January 1, 1965, and ending December 31, 1965, be and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said renewal of lease agreement by the designated 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 November, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:   
City Clerk

A RESOLUTION IN COMMEMORATION OF THE LATE PROFESSOR  
FRANK MANCINI AND EXTENDING SYMPATHY TO HIS FAMILY.

WHEREAS, the late Professor Frank Mancini, an outstanding music mentor to thousands and beloved long-time conductor of the Modesto Symphony Orchestra and music instructor in the Modesto City Schools recently came to the close of his earthly life, and

WHEREAS, during long years of service as a music instructor and conductor of the Modesto Symphony Orchestra Professor Mancini's sensitive, inspiring leadership benefitted thousands of citizens of this community by providing an opportunity to participate creatively in musical activities of unusual quality, and

WHEREAS, the late Professor Mancini began the Boys Band which, under his excellent training and leadership, repeatedly won honors in State-wide competition, and

WHEREAS, the late Professor Mancini contributed substantially to the outstanding level of achievement by Modesto school students which won him national recognition, and

WHEREAS, under the direction of the late Professor Mancini, Modesto enjoyed the unique opportunity for a city of its size of attending fine symphony concerts produced and staged by its own local musicians, and

WHEREAS, over the years the open-air band concerts of the Mancini Concert Band have made many summer evenings memorable for countless people, and

WHEREAS, the late Professor Mancini, through his generosity of spirit and rare ability to impart to others the uplifting quality of his musicianship, enriched our whole community, and

WHEREAS, Professor Mancini's work will always remain a source of guidance and inspiration to many in the future,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby take formal notice of the loss to the City of Modesto and to its citizens and the entire community of an outstanding man and a faithful and loyal citizen, and

BE IT FURTHER RESOLVED that this Council does extend to the family of the late Professor Frank Mancini the deepest sympathy of its members and directs the City Clerk to send them a copy of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of November, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, <sup>Patton</sup>/Shastid, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:   
City Clerk

(SEAL)

MODESTO CITY COUNCIL,  
RESOLUTION NO. 64-607

A RESOLUTION EXTENDING THE LIMITS IMPOSED BY THE DEVELOPMENT SCHEDULE APPROVED AS PART OF PLANNED DEVELOPMENT ZONE, P-D(7). (MODESTO'S NEIGHBORHOOD CHURCH)

WHEREAS, by Ordinance No. 500-C.S., effective March 20, 1962, the Council amended Section 8 of the Zoning Map reclassifying property from One-Family Zone, R-1, to Planned Development Zone, P-D(7), as requested by Modesto's Neighborhood Church, and

WHEREAS, by Resolution No. 62-64, adopted February 12, 1962, the Council approved a development plan and development schedule as part of said Planned Development Zone, P-D(7), which provided that construction be started on or before August 15, 1962, and be completed on or before August 15, 1963, and

WHEREAS, by Resolution No. 62-405, adopted August 27, 1962, the Council approved a modified development plan and development schedule for Planned Development Zone, P-D(7), granting an extension of time for start of construction from August 15, 1962, to January 15, 1963, and

WHEREAS, by Resolution No. 63-33, adopted January 21, 1963, the Council approved an extension of the limits imposed by the development schedule approved as part of Planned Development Zone, P-D(7), as modified by Resolution No. 62-405, to provide that construction be started on or before August 1, 1963, and be completed on or before August 1, 1964, and

WHEREAS, by Resolution No. 63-399, adopted August 12, 1963, the Council approved an extension of the limits imposed by the development schedule approved as part of Planned Development Zone, P-D(7), as modified by Resolution No. 62-405 and extended by Resolution No. 63-33, to provide that construction begin on or before February 1, 1964, and be completed on or before February 1, 1965, and

WHEREAS, by Resolution No. 64-16, adopted January 21, 1964, the Planning Commission granted an extension of the limits imposed by the development schedule approved as part of Planned Development Zone, P-D(7), as modified by Resolution No. 62-405 and extended by Resolution No. 63-33 and Resolution No. 63-399, to provide that construction begin on or before September 1, 1964, and be completed on or before September 1, 1965, and

WHEREAS, Section 10-2.2709(d) of the Modesto Municipal Code provides that upon request by the property owner and for good cause shown, the Planning Commission may extend the time limits of the development schedule provided that any request for an extension of these limits shall be on file in the office of the Planning Director at least thirty (30) days prior to the expiration of any time limit required by the development schedule, and

WHEREAS, the developer has failed to meet the development schedule as approved, modified and extended and has failed to request an extension of the time limits of the development schedule at least thirty (30) days prior to the expiration of said time limits, and

WHEREAS, by Resolution No. 64-101, adopted September 15, 1964, the Planning Commission initiated proceedings to rezone Planned Development Zone, P-D(7), to One-Family Residential Zone, R-1, as required by Section 10-2.2709(c) of the Modesto Municipal Code, and

WHEREAS, after public hearing held on October 20, 1964, it was found and determined by the Planning Commission that:

(a) Financing for the proposed development has been approved; and

(b) Had the developer requested extension of the development schedule prior to its expiration, the Planning

Commission would have favored granting of an extension,  
and

WHEREAS, by Resolution No. 64-108, adopted October 20, 1964, the Planning Commission recommended to the Council that the limits imposed by the development schedule for start of construction in Planned Development Zone, P-D(7), be extended to a date to be determined by the Council, and

WHEREAS, after public hearing held on November 23, 1964, it was found and determined by the Council that good cause has been shown by the developer for failure to meet the development schedule and an extension of the time limits of the development schedule is warranted,

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

SECTION 1. The limits imposed by the development schedule approved by Section 2 of Resolution No. 62-64, adopted February 12, 1962, as part of Planned Development Zone, P-D(7), as modified by Resolution No. 62-405, adopted August 27, 1962, and extended by Resolution No. 63-33, adopted January 21, 1963, Resolution No. 63-399, adopted August 12, 1963, and Planning Commission Resolution No. 64-16, adopted January 21, 1964, shall be extended as follows:

a. Construction shall begin on or before  
November 23, <sup>1965</sup>~~1964~~ and be completed on or before  
November 23, <sup>1966</sup>~~1965~~

SECTION 2. Except as otherwise provided in this resolution, the provisions of Resolution No. 62-64 and Resolution No. 62-405 shall continue to be in full force and effect.

SECTION 3. As recommended by the Planning Commission in Resolution No. 64-108, adopted October 20, 1964, the Planning Commission initiated rezoning from Planned Development Zone, P-D(7), to One-Family Residential Zone, R-1, is hereby denied.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of November, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ELWYN L. JOHNSON, City Attorney

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR  
PLANNED DEVELOPMENT ZONE, P-D (20) .  
(NORTHGATE ENTERPRISES)

WHEREAS, a verified application for an amendment to Section 20 of the Zoning Map was filed by Northgate Enterprises on September 30, 1964, to reclassify from One-Family Zone, R-1, to Planned Development Zone, P-D, the following described property:

Beginning at the intersection of the center lines of College Avenue and Pearl Street; thence North 89° 53' West along the center line of Pearl Street 360.00 feet to the center line of Concord Avenue; thence South 1° 51' East along the center line of Concord Avenue 301.08 feet; thence South 89° 53' East along a line parallel to the south line of Pearl Street and 271.08 feet therefrom a distance of 362.06 feet to the center line of College Avenue; thence North 1° 51' West along the center line of College Avenue 301.08 feet more or less to its intersection with the center line of Pearl Street, the point of beginning; said property being the north 271.08 feet of Lot 14 and the easterly 2.00 feet of Lot 13 of the Weil Colony, and including a portion of the streets adjacent thereto, and

WHEREAS, after public hearing held on October 20, 1964, 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 located on College Avenue, a major street, and is separated from Orangeburg Avenue, another major street, by the adjoining Latter Day Saints Church site on the south; and

(2) The plan of development provides a compatible arrangement for the neighboring residential uses, with parking oriented to College Avenue and buildings of a residential character, and

WHEREAS, after a public hearing held on November 23, 1964, the Council found and determined that the application of Northgate 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. \_\_\_\_\_-C.S. on the 23rd day of November, 1964, reclassifying the above-described property from One-Family Zone, R-1, to Planned Development Zone, P-D(20).

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(20), is hereby approved in accordance with the plan titled "Proposed Medical Building for Northgate Enterprises", as amended on its face, /dated September 30, 1964,/which said plan is on file in the office of the Planning Director, subject to the following conditions:

(a) That no access be permitted between the Latter Day Saints Church and medical office parking areas, and the four (4') foot fence shown along the south side of the medical office parking area be continued across the joint driveway, unless an agreement is filed with the City authorizing joint usage. If said agreement is posted, the six (6') foot fence and landscaping shown on the

Concord Avenue setback line shall be continued along the setback area to the south end of the Latter Day Saints Church parking lot.

(b) That sidewalks be installed along all street frontages in accordance with city standards in effect upon the date that a building permit is issued for such construction, said sidewalks to be completed by the date of completion of construction of the Planned Development Zone as shown on the development schedule made a part of this application.

(c) That a cash deposit, savings and loan certificate, corporate surety bond or other instrument of credit in an amount to be determined by the City Engineer based on the cost of public improvements be filed with the City Clerk within sixty (60) days following final approval of the Planned Development zoning.

(d) That six (6") inch barriers be installed along the parking stalls facing the Concord Avenue fence to prohibit damage to the fence.

(e) That a landscape plan for the project, including provisions for maintenance thereof, be submitted when application is made for a building permit for Phase I. The provisions in the landscape plan for maintenance shall be subject to approval of the Director of Planning.

(f) That all fences required or provided as part of this Planned Development Zone be permanently maintained as set forth on the plan entitled "Proposed Medical Building for Northgate Enterprises", dated September 30, 1964, as amended on its face.

(g) That all landscaped areas required or provided as part of this Planned Development Zone be permanently maintained as set forth in the approved landscape plan required by paragraph (e) above.

(h) That the approval of the development plan given by this resolution and approval of the maintenance provisions of the landscape plan by the Director of Planning for this Planned Development Zone are given subject to the right of the City of Modesto to revoke the same and require cessation of the use of the property unless the fences and/or landscaping are maintained as required by paragraphs (f) and (g) above.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D (20):

(a) The entire construction program shall be accomplished in one phase, construction to begin on or before July 1, 1965, and be completed not later than July 1, 1966.

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 (20) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd

day of November, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen


NOES: Councilmen: None

ABSENT: Councilmen: Hughes

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
~~XXXXXXXXXX~~ City Attorney  
ELWYN L. JOHNSON

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR  
PLANNED DEVELOPMENT ZONE, P-D(19).  
(PFEIFER)

WHEREAS, a verified application for an amendment to Section 16 of the Zoning Map was filed by Alfons Pfeifer on September 30, 1964, to reclassify from One-Family Zone, R-1, to Planned Development Zone, P-D, the following described property:

Beginning at the Northwest corner of Lot 16 of the Coffee Colony according to the official map thereof filed in the office of the Recorder of Stanislaus County, California on January 13, 1906; thence South 0° 42' 30" East along the West line of said Lot 16 a distance of 224.18 feet to the north line of Village Manor Unit No. 2; thence South 89° 29' East a distance of 330.35 feet; thence North 0° 45' 10" West a distance of 89.00 feet to the southeast corner of land conveyed to Enoch F. Ward by deed filed in the office of the Recorder of Stanislaus County, California in Volume 1510 of official records at page 100; thence westerly along the south line of said Ward property 96.00 feet to the southwest corner of said Ward property; thence North along the west line of said Ward property 135 feet, more or less, to the North line of said Lot 16 of the Coffee Colony; thence North 89° 27' 17" West along the North line of said Lot 16 a distance of 234.19 feet to the point of beginning; being located on the south side of Floyd Avenue, north of Bruce Court, west of Jasmin Avenue, and

WHEREAS, after public hearing held on October 20, 1964, 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 oriented to Floyd Avenue, a collector street, and is less than one fourth (1/4) mile from McHenry Avenue, a major street; and

(2) It faces a development, across Floyd Avenue to the north, of comparable density, and backs up to R-1 development on the south, and

WHEREAS, after a public hearing held on November 23, 1964, the Council found and determined that the application of Alfons Pfeifer 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. 697 -C.S. on the 23rd day of November, 1964, reclassifying the above-described property from One-Family Zone, R-1, to Planned Development Zone, P-D (19).

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 (19), is hereby approved in accordance with the plan titled "Planned Development Zoning Application, Alfons Pfeifer Parcel", as amended on its face, dated September 30, 1964, which said plan is on file in the office of the Planning Director, subject to the following conditions:

(a) That sidewalks be installed along Floyd Avenue in accordance with city standards in effect upon the date that a building permit is issued for such construction, said sidewalks to be installed as a part of Phase I of development.

(b) That a cash deposit, savings and loan certificate, corporate surety bond or other instrument of credit in an amount to be determined by the City Engineer to cover the cost of public improvements be filed with the City Clerk within sixty (60) days after final approval of the Planned Development zoning.

(c) That six (6') foot redwood fences as shown on the development plan be erected as a part of Phase I.

(d) That a landscape plan for the project, including provisions for maintenance thereof, be submitted when application is made for a building permit for Phase I. The provisions in the landscape plan for maintenance shall be subject to approval of the Director of Planning.

(e) That all fences required or provided as part of this Planned Development Zone be permanently maintained as set forth on the plan entitled "Planned Development Zoning Application, Alfons Pfeifer Parcel", dated September 30, 1964, as amended on its face.

(f) That all landscaped areas required or provided as part of this Planned Development Zone be permanently maintained as set forth in the approved landscape plan required by paragraph (d) above.

(g) That the approval of the development plan given by this resolution and approval of the maintenance provisions of the landscape plan by the Director of Planning for this Planned Development Zone are given subject to the right of the City of Modesto to revoke the same and require cessation of the use of the property unless the fences and/or landscaping are maintained as required by paragraphs (e) and (f) above.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D (19):

Phase I shall include construction of Units 5 and 6 as shown on the development plan; patios and internal sidewalks adjacent thereto; parking area on Floyd Avenue; utility room; redwood fences as shown on the plan; and sidewalks along the Floyd Avenue frontage; construction to begin on or before June 30, 1965 and be completed on or before June 30, 1966.

Phase II shall include Units 7 and 8 as shown on the development plan, patios and sidewalks adjacent thereto; recreation area and landscaping for the entire P-D Zone; construction to begin on or before June 30, 1966, and be completed on or before June 30, 1967.

Phase III shall include Units 9, 10 and 11 as shown on the development plan, patios and sidewalks adjacent thereto; construction to begin on or before June 30, 1967, and be completed on or before December 31, 1968.

Phase IV shall include construction of Units 1 and 2 and development of the alley parking lot; construction to begin on or before December 31, 1968, and be completed on or before December 31, 1969.

Phase V shall include Units 3 and 4 as shown on the development plan; construction to begin on or before December 31, 1969, and be completed on or before December 31, 1970.

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 (19) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd

day of November, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: **Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen**


NOES: Councilmen: **None**

ABSENT: Councilmen: **None**

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
~~XXXXXXXXXX~~, City Attorney  
**ELWYN L. JOHNSON**

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-610

A RESOLUTION SETTING TIME AND PLACE FOR HEARING AMENDMENTS TO THE  
ZONING REGULATIONS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that December 14, 1964, 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 request of the Planning Commission recommending amendments to the zoning regulations to retain County H-1 zoned property in the City H-1 zone upon annexation and to provide for property annexing to the City from County A-2 and R-A zones to be R-1 upon annexation.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of November, 1964, by Councilman Shastid , who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

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 OF THE ZONING MAP (BURR)

WHEREAS, the Modesto City Planning Commission held a public hearing on November 17, 1964, in the Council Chambers for the purpose of considering an amendment to Section 16 of the Zoning Map, to reclassify from One-Family Zone, R-1, to Highway-Frontage Zone, H-1

the following described property:

Beginning at a point on the center line of McHenry Avenue, 330 feet south of the center line of Floyd Avenue; thence South 89° 30' East 493 feet; thence North 0° 38' West 330 feet to the center line of Floyd Avenue; thence North 89° 30' West along the center line of Floyd Avenue 173 feet; thence South 0° 38' East a distance of 130 feet; thence North 89° 30' West a distance of 320 feet to the center line of McHenry Avenue; thence South 0° 38' East along the center line of McHenry Avenue a distance of 200 feet to the point of beginning; said property being located on the east side of McHenry Avenue south of Floyd Avenue.

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 64-122 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 of the Zoning Map be set for December 14, 1964, at 8:10 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 23rd day of November, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall,  
Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-612

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$500 FOR  
RELOCATION OF SANITARY SEWER AT MAZE BOULEVARD AND LATERAL  
NO. 5

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

General Fund No. 101

From:	General Reserve (600)	\$500.00
To:	Sewers (52) Relocation of sanitary sewer, Maze Blvd. & Lateral No. 5 (5302)	\$500.00

(The State Division of Highways issued a Notice to the City  
to relocate Utility Facility No. 10-908 to accommodate State's  
widening of bridge at Maze Blvd. and Lateral No. 5. Cost to  
be borne by City in accordance with Sec. 680 of Streets and  
Highways Code.)

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 23rd day  
of November, 1964 , by Councilman Hughes , who moved  
its adoption, which motion being duly seconded by Councilman  
Shastid , was upon roll call carried and the resolution  
adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-613

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$850 FOR  
RELOCATION OF WATER MAIN AT MAZE BOULEVARD AND LATERAL NO. 5

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

General Fund No. 101


From:	General Reserve (600)	\$850.00
To:	Water (50) Relocation of water main, Maze Blvd. & Lateral No. 5 (5309)	\$850.00

(The State Division of Highways has issued the City a notice to relocate Utility Facility No. 10-908 to accommodate the State's widening of bridge at Maze Blvd. and Lateral No. 5. Cost is to be borne by City in accordance with Section 680 of the Streets and Highways Code.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of November, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-614

A RESOLUTION ACCEPTING THE BID OF WILLE ELECTRIC COMPANY  
FOR THE FURNISHING OF LAMPS FOR STREET AND BUILDING LIGHTING

WHEREAS, Resolution No. 64-590, adopted by the Council of the City of Modesto on November 9, 1964, approved the plans and specifications for the furnishing of lamps for street and building lighting and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of lamps for street and building lighting were opened at 2:00 P.M., Nov. 24, 1964, and later tabulated by the Public Works Department for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Wille Electric Company, 1016 "G" Street, Modesto, be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Wille Electric Company

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of December, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-615

A RESOLUTION AUTHORIZING WORK TO BE PERFORMED BY CITY FORCES FOR  
CONSTRUCTION OF WATER LINE TO SERVICE FAIRWAY ESTATES UNIT NO. 1  
SUBDIVISION

WHEREAS, the Council of the City of Modesto adopted Resolution  
No. 64-591, on Nov. 9, 1964, approving the plans and specifi-  
cations for construction of water line to service Fairway Estates  
Unit No. 1 Subdivision  
and directed the City Clerk to advertise for sealed proposals for  
doing said work, and providing that bids be submitted on the 24TH  
day of November, 1964, and

WHEREAS, the City Clerk, in accordance with said Resolution,  
thereafter duly and regularly caused a notice to be published in the  
manner and for the time prescribed by law, and

WHEREAS, no bids were received pursuant to said notice, and

WHEREAS, the Director of Public Works estimates that the cost  
of such work to be performed by city forces for the sum of \$16,000,  
which cost estimate has been approved by the City Manager, and

WHEREAS, the Council declares and determines that, in its  
opinion, based upon the estimate approved by the City Manager, the  
work in question may be performed better and more economically by  
the City with its own employees,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of  
Modesto that, in accordance with the provisions of Section 1307 of  
the Charter of the City of Modesto, the City Manager is hereby  
authorized to proceed to have the work in question performed by the  
City by its own employees.

The foregoing resolution was introduced at a regular meeting of  
the Council of the City of Modesto held on the 7th day of December,  
1964, by Councilman Hughes, who moved its adoption, which  
motion being duly seconded by Councilman Mitchell, was upon roll  
call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	None

ATTEST:   
CITY CLERK

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-616

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF A 90-INCH PIPE SIPHON CROSSING AT CARVER ROAD AND M.I.D. LATERAL NO. 3 AND WIDENING OF EXISTING BRIDGE AT COLLEGE AVENUE AND M.I.D. LATERAL NO. 4

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

Section 1. The plans and specifications for construction of a 90-inch pipe siphon crossing at Carver Road and M.I.D. Lateral No. 3, and widening of existing bridge at College Avenue and 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 December 22, 1964, 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 December, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-617

A RESOLUTION AFFIRMING THE DECISION OF THE PLANNING COMMISSION DENYING THE REQUEST OF JAMES TISMENAKIS TO AMEND SECTION 17 OF THE ZONING MAP AS DESCRIBED IN RESOLUTION NO. 64-113 ADOPTED BY THE COMMISSION ON THE BASIS OF THE FINDINGS SET FORTH IN THIS RESOLUTION.

WHEREAS, the application of James Tismenakis for an amendment to Section 17 of the Zoning Map to reclassify from R-1, One-Family Zone, to R-3, Multiple Family Zone, all that portion of Lot 7 of the Fresno Tract located south of the MID Lateral No. 3, between Sherwood Avenue and the Tidewater Southern Railroad tracks in the City of Modesto, was denied by the Modesto City Planning Commission on October 20, 1964, after the holding of a public hearing on October 20, 1964, and

WHEREAS, James Tismenakis filed an appeal to this decision with the City Clerk on November 2, 1964, and requested that the public hearing before the Council be scheduled for December 7, 1964, and

WHEREAS, the Council set December 7, 1964, at 4:30 o'clock P. M. in the Council Chamber in the City Hall, 801 11th Street, Modesto, California, as the time and place for the public hearing on the appeal, and

WHEREAS, on the basis of the evidence, both oral and documentary taken and introduced at said public hearing, the Council finds and determines that the decision of the Planning Commission should be affirmed,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal of James Tismenakis for an amendment to Section 17 of the Zoning Map be denied and the decision of the Commission be and it is hereby affirmed on the basis of the findings set forth in its Resolution No. 64-113, adopted on October 20, 1964.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of December, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted

by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen

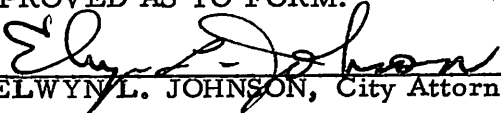
NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-618

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND NANCLO, INCL, RELATING TO FULFILLMENT OF CONDITIONS RELATING TO ABANDONMENT OF ALLEY IN BLOCK 520

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Nanclo, Inc., relating to fulfillment of conditions relating to abandonment of a portion of alley in Block 520 (the southerly one hundred thirty-~~two~~ five feet more or less)

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of December, 1964 by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:   
REX E. GALLFUS City Clerk



WHEREAS, after a public hearing held on August 24,  
19 64, the Council found and determined that the application of  
Nanclo, Inc.

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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 \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, reclassifying the  
above-described property from Two-Family Zone, R-2,  
to Planned Development Zone, P-D (18).

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 (18), is hereby approved in accordance  
with the plan titled "Apartment Building for Erkenbrecher, Harmon and Moon",  
as amended on its face,  
dated June 30, 1964 / , which said plan is on file in the  
office of the Planning Director, subject to the following condi-  
tions:

(a) That curbs, gutters, sidewalks, and street surfacing to the edge of the  
existing pavement be installed on Virginia Avenue as part of the building construction.

(b) That a cash deposit, savings and loan certificate, or a performance  
bond issued by a corporate surety company in an amount to be determined by the  
City Engineer, based on the estimated cost of public improvements be posted within  
thirty (30) days from the approval of the Planned Development Zone by the Council.

(c) That a solid six (6) foot masonry fence and a gate be erected and maintained as set forth on the development plan.

(d) That a final site plan be approved by the Secretary of the Planning Commission.

(e) That a landscape plan for the project, including provisions for maintenance thereof, be submitted when application is made for a building permit for Phase I. The provisions in the landscape plan for maintenance shall be subject to approval of the Director of Planning.

(f) That all fences and gates required or provided as part of this Planned Development Zone be permanently maintained as set forth on the plan entitled "Apartment Building for Erkenbrecher, Harmon and Moon", dated June 30, 1964, as amended on its face.

(g) That all landscaped areas required or provided as part of this Planned Development Zone be permanently maintained as set forth in the approved landscape plan required by paragraph (e) above.

(h) That the approval of the development plan given by this resolution and approval of the maintenance provisions of the landscape plan by the Director of Planning for this Planned Development Zone are given subject to the right of the City of Modesto to revoke the same and require cessation of the use of the property unless the fences, gates and/or landscaping are maintained as required by paragraphs (f) and (g) above.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D (18):

(a) The entire construction program shall be accomplished in one phase, construction to begin on or before July 1, 1966, and be completed not later than July 1, 1967.

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 (18) 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 December, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, <sup>Shastid</sup>Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:   
REX E. GALLFUS City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
~~ALLEN C. JOHNSON~~, City Attorney

ELWYN L. JOHNSON

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-620

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF THE AMOUNT OF SAID LIEN. (WEST SIDE OF MORTON BOULEVARD)

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 \_\_\_\_\_ sidewalk \_\_\_\_\_ may be required, and

WHEREAS, the Council, did, on April 13, 1964, adopt its Resolution No. 64-189, directing the Superintendent of Streets to give notice requiring the construction of sidewalk \_\_\_\_\_ along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of sidewalk \_\_\_\_\_ as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, December 7, 1964, at 4:50 P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of Two Hundred Fifty and no/100ths (\$250.00) Dollars.

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

SECTION 1. That the cost of the aforesaid work, being the amount of Two Hundred Fifty and no/100ths (\$250.00) Dollars, be assessed as a lien against the parcel(ε) of property fronting upon the work so constructed, to wit,

Lots 6 and 7 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.

SECTION 2. 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 7th day of December, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:   
REX E. GAILFUS City Clerk

(SEAL)

APPROVED AS TO FORM:

BY   
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-621

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF THE AMOUNT OF SAID LIEN.  
(STATE STREET)

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 \_\_\_\_\_ sidewalk \_\_\_\_\_ may be required, and

WHEREAS, the Council, did, on April 13, 1964, adopt its Resolution No. 64-189, directing the Superintendent of Streets to give notice requiring the construction of \_\_\_\_\_ sidewalk \_\_\_\_\_ along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of \_\_\_\_\_ sidewalk \_\_\_\_\_ as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, December 7, 1964, at 4:55 P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of One Hundred Fifty-Eight and 80/100ths (\$158.80) Dollars

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

SECTION 1. That the cost of the aforesaid work, being the amount of One Hundred Fifty-Eight and 80/100ths (\$158.80) Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

Lot 11 and the West 25.00 feet of Lot 10 of Block 207 of the City of Modesto, as per map filed December 21, 1942 in Volume 15 of Maps, Page 207, Stanislaus County Records.

SECTION 2. 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 7th day of December, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:   
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ELWYN L. JOHNSON, City Attorney

A RESOLUTION GRANTING PAUL HUDELSON A PERMIT TO  
ENCROACH ON THE PUBLIC RIGHT OF WAY.

WHEREAS, Paul Hudelson has filed a request for an encroachment to permit installation of a fence on the south side of Rumble Road from Coffee Road westerly, said fence to be installed as shown on the map attached hereto entitled "Fence Encroachment on South Side of Rumble Road from Coffee Road Westerly", dated November 25, 1964, which map is on file in the Office of the City Clerk, a copy of which is attached hereto marked "Exhibit A" and made a part hereof as though fully set forth herein, and

WHEREAS, the Council of the City of Modesto has recommended that an encroachment permit be granted as requested by the applicant and as shown on the map which is attached hereto marked "Exhibit A",

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

SECTION 1. A revocable permit is hereby granted to said applicant to install a fence on the south side of Rumble Road from Coffee Road westerly as shown on the map attached hereto entitled "Fence Encroachment on South Side of Rumble Road from Coffee Road Westerly", dated November 25, 1964, marked "Exhibit A" and made a part hereof as though fully set forth herein.

SECTION 2. Said permit is granted subject to each of the conditions herein set forth, which conditions permittee agrees, by acceptance of this permit, to faithfully perform, to wit:

(a) Permittee, his successors and assigns, during the term of this permit, shall indemnify and save the City harmless of and from all damages, costs and charges of any kind or character arising out of or relating thereto or in any way connected with the exercise of the rights granted by this permit.

(b) Permittee, his successors and assigns, subject to the provisions of this resolution, shall comply with all laws of the City and the County of Stanislaus.

(c) Permittee, his successors and assigns, at his own cost and expense, shall defend any and all law suits, if any, arising out of or in any way connected with the exercise of the rights granted by this permit.

SECTION 3. The Council of the City of Modesto reserves the right to revoke this permit at any time.

SECTION 4. The City Clerk shall furnish permittee with a copy of this resolution. Permittee shall have twenty (20) days from and after the adoption of this resolution within which to file written acceptance of this permit with the City Clerk, and no right shall be conferred hereby until said acceptance is filed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of December, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:

  
City Clerk

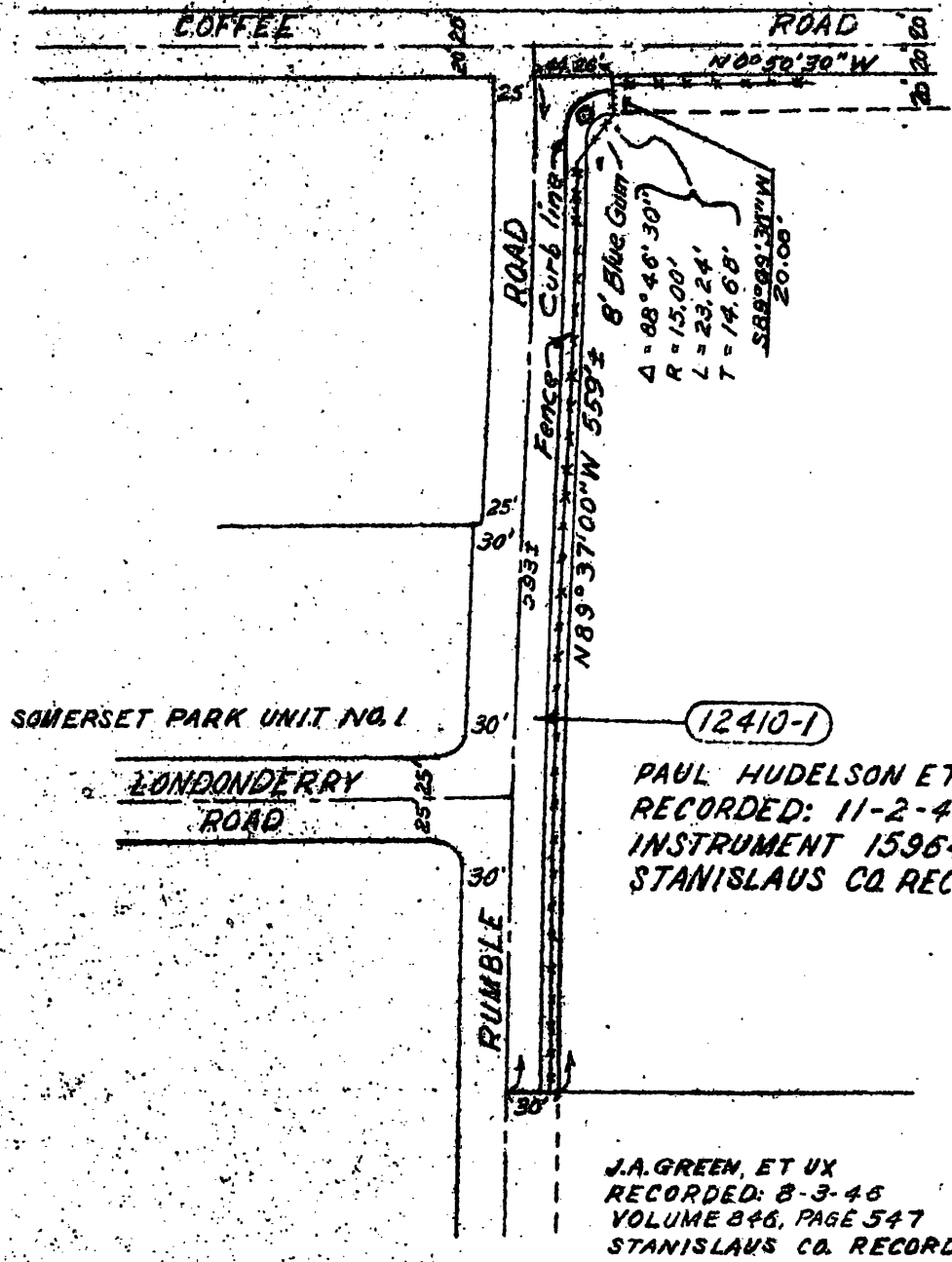
(SEAL)

APPROVED AS TO FORM:

By

  
ELWYN L. JOHNSON, City Attorney

Scale: 1" = 100'



PAUL HUDELSON ET UX  
 RECORDED: 11-2-44  
 INSTRUMENT 15964  
 STANISLAUS CO RECORDS

J.A. GREEN, ET UX  
 RECORDED: 8-3-48  
 VOLUME 846, PAGE 547  
 STANISLAUS CO RECORDS

Recommended by <i>R. A. Hasegood</i> R. A. Hasegood & RE. #12785		DATE	BY
CITY OF MODESTO DEPARTMENT OF PUBLIC WORKS DIRECTOR <i>A. B. CAMPBELL</i>			
APPROVED <i>Andrew R. Campbell</i> A. B. CAMPBELL CIVIL ENGINEER NO. 78806		FLD. BK. & PG.	
DATE 11-25-64	DRAWN <i>AW</i>	"Exhibit A"	
CHECKED <i>RAM</i>		W. O. NO.	
		FILE NUMBER	

FENCE ENCROACHMENT  
 ON SOUTH SIDE OF  
 RUMBLE ROAD FROM  
 COFFEE ROAD WESTERLY

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-623

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$17,289 FOR TRANSFER OF THREE PUBLIC WORKS DEPARTMENT EMPLOYEES FROM THE WATER DIVISION TO THE ENGINEERING AND ADMINISTRATION DIVISION

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

General Fund No. 101

From:	Public Works - Water (50)	
	Salaries & Wages (110)	\$17,289
To:	Public Works - Engineering	
	& Administration (41)	
	Salaries & Wages (110)	\$17,289

(To provide greater efficiency and flexibility in the utilization of three men presently budgeted in Public Works - Water. To transfer funds to the Utility Crew payroll in Engineering & Administration.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of December, 1964, by Councilman Tabbert, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-624

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$4,500 -  
SPECIAL GAS TAX STREET IMPROVEMENT FROM COLLEGE, NEEDHAM TO  
COLDWELL, TO ORANGEBURG, CARVER TO MC HENRY

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

Fund No. 207  
Special Gas Tax Street Improvement

From:	College, Needham to Coldwell (5304)	\$4,500
To:	Orangeburg, Carver to McHenry (5303)	\$4,500

(This transfer is to cover the final contract costs exceed-  
ing the amount originally budgeted. )

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 7th day  
of December, 1964 , by Councilman VanderWall , who moved  
its adoption, which motion being duly seconded by Councilman  
Mitchell , was upon roll call carried and the resolution  
adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

A RESOLUTION REFERRING TO THE MODESTO CITY  
PLANNING COMMISSION A PETITION FOR ANNEXATION  
OF CERTAIN UNINHABITED TERRITORY TO THE CITY  
OF MODESTO KNOWN AS **LIBERINI ADDITION.**

WHEREAS, a petition has been filed in the office of  
the City Clerk requesting the annexation of certain uninhabited  
territory to the City of Modesto, which territory is more  
specifically described hereinafter, and

WHEREAS, the County Boundary Commission has certified  
to the definiteness and accuracy of the boundaries of said  
territory, and

WHEREAS, annexation of the Liberini  
Addition was approved by the Local Agency Formation Commission by  
resolution adopted November 16, 1964,

NOW, THEREFORE, BE IT RESOLVED by the Council of the  
City of Modesto that said petition for the annexation of the  
hereinafter described uninhabited territory be referred to the  
Planning Commission for its report and recommendation.

The territory herein referred to is situated in the  
County of Stanislaus, State of California, and is more particularly  
described as attached hereto.

The foregoing resolution was introduced at a regular  
meeting of the Council of the City of Modesto held on the 7th  
day of December, 1964, by Councilman Hughes,  
who moved its adoption, which motion being duly seconded by  
Councilman VanderWall, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:   
REX E. GAILFUS City Clerk

(SEAL)

APPROVED AS TO FORM:

BY   
ELWYN L. JOHNSON, City Attorney

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, also being a portion of Lots 11, 12 and 14 of the BROUGHTON COLONY, as per map filed March 17, 1904, in Volume 1 of Maps, Page 78, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits, as established by the Northeastern corner of the CRESTVIEW NO. 3 ADDITION, as per description filed May 14, 1963, as Instrument 18495, Stanislaus County Records, said point being the Southeastern corner of property conveyed to Wolverine Building Service, Inc., by Deed recorded September 18, 1964, as Instrument 36543, Stanislaus County Records, and also being West, 20.00 feet, from the center line of a 40 foot public road known as Rose Avenue; thence along the existing City Limits and the Northern lines of said Crestview No. 3 Addition, and CRESTVIEW NO. 2 ADDITION, as per description filed February 5, 1963, as Instrument 4470, and the LORENZEN ADDITION, as per description filed June 27, 1961, as Instrument 20145, Stanislaus County Records, and along the Southern line of said Wolverine Building Service property, West, 1294.44 feet, to the Northwestern corner of the Lorenzen Addition and the Southwestern corner of said Wolverine Building Service property; thence along the Western line of said Wolverine Building Service property, North  $0^{\circ} 29'$  West, 329.70 feet, to the Northern line of Lot 14 and the Southern line of Lot 12 of the Broughton Colony; thence along the Southern line of Lot 12 and the Southern line of property conveyed to Alfred L. Flory, et ux, by Deed recorded August 19, 1958, as Instruments 20229 and 20230, Stanislaus County Records, South  $89^{\circ} 58' 03''$  West, 328.00 feet, to the Western line of said Flory property; thence along said Western line, North  $0^{\circ} 29'$  West, 659.03 feet, to the Northern line of said Flory property and the Northern line of Lot 12; thence along said Northern line, North  $89^{\circ} 54' 09''$  East, 328.00 feet to the Eastern line of Lot 12; thence along the line common to Lots 12 and 11, South  $0^{\circ} 29'$  East, 329.70 feet, to the Northern line of the South half of Lot 11 and the Northern line of property conveyed to Wolverine Building Service; thence along said Northern line and the Easterly extension thereof, North  $89^{\circ} 56' 06''$  East, 1313.29 feet, to the center line of Rose Avenue; thence along said center line which is also the North-South quarter section line of Section 22, South  $0^{\circ} 35'$  East, 660.90 feet, to the Easterly extension of the existing City Limits as established by the Northern line of Crestview No. 3 Addition; thence along said Easterly extension, West, 20.00 feet, to the point of beginning, containing 24.875 Acres, more or less.

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-626

A RESOLUTION GRANTING A CURB CUT VARIANCE TO CALIFORNIA STATE AUTOMOBILE ASSOCIATION (PROPERTY LOCATED ON THE SOUTH SIDE OF MORRIS AVENUE, 399 FEET EAST OF McHENRY AVENUE)

WHEREAS, California State Automobile Association, Modesto District Office, 422 McHenry Avenue, Modesto, California, has requested a variance to the provisions of Section 7-1.104(c) of the Modesto Municipal Code to permit the installation of a 30-foot curb cut on the south side of Morris Avenue, 399 feet east of McHenry Avenue; and

WHEREAS, the California State Automobile Association has filed with the Director of Public Works a plot plan designating the precise dimensions and location of the proposed driveway; and

WHEREAS, Section 7-1.104(c) of the Modesto Municipal Code provides that curb cuts shall not exceed forty (40%) percent of the frontage of any street, of the lot or parcel of land to be served thereby; and

WHEREAS, after investigation and study of the property, the Director of Public Works has recommended that the request for a variance be granted on the basis of the following findings:

1. The request does not take nor require exception to any other section of the Municipal Code other than that noted above.
2. Due to the nature of the area, the requested curb cut will not unreasonably eliminate on-street parking, nor will it unreasonably interfere with pedestrian traffic.
3. The 30-foot curb cut will allow the use of the full 25-foot driveway permitted by the Board of Zoning Adjustment, and will afford smoother ingress and egress than would be allowed with a 20-foot curb cut.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of California State Automobile Association for a variance to Section 7-1.104(c) of the Modesto Municipal Code to permit installation of one 30-foot curb cut on the south side of Morris Avenue, 399 feet east of McHenry Avenue, in accord-

ance with dimensions and location indicated on the plot plan on file in the office of the Director of Public Works 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 14th day of December, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Hughes

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-627

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JOHN BOMBERGER FOR ARCHITECTURAL SERVICES FOR THE ADMINISTRATION BUILDING AT THE CITY-COUNTY AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and John Bomberger for architectural services for the Administration Building at the 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 14th day of December, 1964 by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-628

A RESOLUTION SETTING TIME AND PLACE FOR HEARING AMENDMENTS TO SIGN REGULATIONS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that January 11, 1964 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 hearing amendments to sign regulations. (Informal hearing on ordinance amending the sign regulations, and informal hearing on ordinance amending the Municipal Code regarding outdoor advertising displays and outdoor structures adjacent to freeway and amending the nonconforming use provisions relating to commercial signs and billboards.)

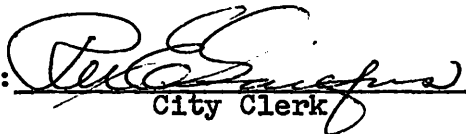
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of December, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Hughes

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64- 629

A RESOLUTION PROVIDING FOR THE TRANSFER OF SUMS  
NOW ON DEPOSIT IN THE PARK AND RECREATION FACILITIES  
FUND TO A NEW PARK AND RECREATION FACILITIES FUND.

WHEREAS, former Section 4-4.803 of the Modesto Municipal Code  
created a Park and Recreation Facilities Fund, and

WHEREAS, Section 4-4.803 of the Modesto Municipal Code was  
repealed by Ordinance No. 647-C.S. adopted March 23, 1964, and

WHEREAS, at the time of the repeal of Section 4-4.803 there  
was a sum of money on deposit in the treasury of the City of Modesto in  
said Park and Recreation Fund, and

WHEREAS, Section 8-2.707 of the Municipal Code, as adopted  
by Ordinance No. 687 -C. S. creates a new Park and Recreation Facilities Fund,

NOW, THEREFORE, BE IT RESOLVED that all of the sums now  
on deposit in the Park and Recreation Facilities Fund created by former  
Section 4-4.803 of the Modesto Municipal Code are hereby transferred to the  
new Park and Recreation Facilities Fund created by Section 8-2.707 of the  
Modesto Municipal Code as adopted by Ordinance No. 687 -C. S.

The foregoing resolution was introduced at a regular meeting  
of the Council of the City of Modesto held on the 14th day of December,  
1964, by Councilman Shastid, who moved its adoption, which motion  
being duly seconded by Councilman VanderWall, was upon roll call  
carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Shastid, Tabbert, VanderWall,  
Mayor Johansen

NOES: Councilmen: None


ABSENT: Councilmen: Hughes

ATTEST

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-630

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$55.00 FOR  
ADDITIONAL PREMIUM DUE ON AUTO LIABILITY INSURANCE

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

From: WORKING CAPITAL FUND (512)	
General Reserve (600)	\$55.00
To: Auto Insurance(412-48)	\$55.00

(To transfer funds to pay additional premium due on auto  
liability insurance on Comprehensive Multiple Liability Policy)

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 14th day  
of December, 1964 , by Councilman Shastid , who moved  
its adoption, which motion being duly seconded by Councilman  
Tabbert , was upon roll call carried and the resolution  
adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes

ATTEST:   
REX E. GALLE City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-631

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$379.00 FOR  
ADDITIONAL PREMIUM DUE ON MISCELLANEOUS LIABILITY INSURANCE

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

FROM:	General Fund (101)	\$379.00
	General Reserve, (600)	
TO	Public Liability Insurance (415-64)	\$379.00

(To transfer funds to pay additional premium due on miscellaneous  
liability insurance on Comprehensive Multiple Liability Policy)

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 14th day  
of December, 1964 , by Councilman Shastid , who moved  
its adoption, which motion being duly seconded by Councilman  
Tabbert , was upon roll call carried and the resolution  
adopted by the following vote:

AYES: Councilmen: Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: Hughes

ATTEST:   
REX E. GAILFUS City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64- 632

A RESOLUTION ORDERING THE BUILDING OFFICIAL OF THE CITY OF MODESTO TO DEMOLISH THE BUILDING ~~XXX~~ LOCATED AT THE REAR OF THE NEW FIRE HOUSE ON NORTHERN BLVD. IN THE CITY OF MODESTO IN ACCORDANCE WITH THE PROVISIONS OF SECTION 203(a) OF THE UNIFORM BUILDING CODE. (CHESTER D. CHAMBERS)

WHEREAS, the Uniform Building Code, <sup>1961</sup>/~~1958~~ Edition, has been adopted by reference by Section 9-1.01 of Chapter 1 of Title IX of the Modesto Municipal Code <sup>adopted</sup> on the 6th day of October, 1954, as amended, and

WHEREAS, Section 203(a) of the Uniform Building Code, <sup>1961</sup>/~~1958~~ Edition, provides that a building which is structurally unsafe, or which constitutes a fire hazard, or is otherwise dangerous to human life and is declared to be a public nuisance, shall be abated by repair, rehabilitation, demolition, or removal in accordance with the procedure specified in said Uniform Building Code, <sup>1961</sup>/~~1958~~ Edition, and

WHEREAS, the Chief Building Official after examining the building ~~(s)~~ at the rear of the new fire/ house on Northern Boulevard, found it ~~unsafe~~ to be unsafe and dangerous, and gave to the owner thereof written notice stating the defects thereof, and requiring commencement of work to make required repairs or to demolish and remove the building ~~(s)~~, and

WHEREAS, the owner was advised by registered mail ~~(personal services)~~ on August 4, 1964, in accordance with Section 203(b) of the Uniform Building Code, <sup>1961</sup>/~~1958~~ Edition, to comply with the order of the Building Official, and

WHEREAS, in accordance with Section 203(c) of said Building Code, the Building Official caused signs to be posted at the hereinabove referred to property, declaring the building ~~(s)~~ unsafe, and

WHEREAS, the owner of the above referred to property has failed and neglected to comply with the notice to commence the work of repair or remove the building ~~(s)~~ located thereon, and

WHEREAS, the matter was set for public hearing before the Council of the City of Modesto in the Council Chambers, located in the City Hall, 801 - 11th Street, Modesto, California, at 4:45 o'clock P.M., on the 7th day of December, 1964, and

WHEREAS, said hearing was held before the Council at the above time and place, and evidence, both oral and documentary, was taken and introduced and the Council found and determined that:

1. All of the provisions of Section 203(b) of the <sup>1961</sup> Uniform Building Code, ~~1958~~ Edition, adopted by reference by Section 9-1.01 of the Modesto Municipal Code, have been complied with; and

2. The building~~s~~ referred to above is ~~is~~ structurally unsafe, constitute(s) a fire hazard, is ~~is~~ otherwise dangerous to human life and is ~~is~~ declared to be a public nuisance; and

3. A notice was given to the owner of said property in accordance with Section 3 of Resolution No. 64-600, adopted by the Council of the City of Modesto on November 16, 1964.

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

SECTION 1. DEMOLITION. In accordance with Section 203(d) of the Uniform Building Code, <sup>1961</sup>~~1958~~ Edition, the owner having failed and neglected to comply with the notice to repair or demolish and remove said building~~s~~, the Building Official is hereby authorized and directed to proceed with the work specified in the notice referred to above, on or after February 1, 1965.

SECTION 2. COSTS. The costs incurred in the demolishing and removal of said building~~s~~ shall be paid out of the City Treasury. Such costs shall be charged and assessed against the premises involved as a special assessment lien on the land on which the building~~s~~ is ~~is~~ located, and shall be collected

in the manner provided for the collection of general property taxes of the City.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of December, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Hughes

ATTEST:   
REX E. GALLFUS City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-633

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST OF TIDEWATER OIL COMPANY FOR CURB CUT VARIANCE - SERVICE STATION AT NORTHERLY CORNER OF NINTH AND NEEDHAM STREETS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that December 28, 1964 , 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 request of Tidewater Oil Company for curb cut variance - service station at northerly corner of Ninth and Needham Streets


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of December, 1964, by Councilman VanderWall , who moved its adoption, which motion being duly seconded by Councilman Tabbert , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilman: Hughes, Mitchell, Patton, Tabbert,  
VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Shastid

ATTEST:

  
City Clerk

A RESOLUTION APPROVING CHANGE ORDER - DIESEL ENGINE FOR FIRE  
PUMPER - CROWN FIRE COACH COMPANY

WHEREAS, the Council of the City of Modesto has awarded a contract to Crown Fire Coach Co. in the amount of \$32,747.26 for a 1250 GPM triple combination pumper, and

WHEREAS, the Fire Chief of the City of Modesto in a memorandum dated December 17, 1964 has recommended a change order replacing the Waukesha engine with a Cummins diesel engine Model NTC-335~~5~~, and the 6800 Series Spicer-Dana transmission with an 8100-C Series transmission, at a total manufacturer's cost of \$2775 plus \$111 sales tax;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that a change order to replace the Waukesha engine with a Cummins diesel engine Model NTC-335, and the 6800 Series Spicer-Dana transmission with an 8100-C Series transmission 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 21st day of December, 1964 by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Mitchell, Patton, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Shastid

ATTEST:   
Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-635

**A RESOLUTION WITHDRAWING CERTAIN DESCRIBED TERRITORIES FROM THE WOODLAND AVENUE COUNTY FIRE PROTECTION DISTRICT BY REASON OF THEIR ANNEXATION TO THE CITY OF MODESTO. (EARLMAR ADDITION AND DAVIS PARK ADDITION)**

WHEREAS, a portion of the Woodland Avenue County Fire Protection District known as Earlmear Addition was annexed to the City of Modesto by Ordinance No. 660-C.S., adopted on June 8, 1964, and officially became a part of the City on June 10, 1964, and

WHEREAS, a portion of the Woodland Avenue County Fire Protection District known as Davis Park Addition was annexed to the City of Modesto by Ordinance No. 682-C.S., adopted on September 28, 1964, and officially became a part of the City on October 1, 1964, 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 State Board of Equalization, the governing body of the District, and the County Assessor of copies 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 areas of said Fire District which have been annexed to the City that the areas be withdrawn from said Fire 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 territories, the descriptions of which are attached hereto, be withdrawn from the boundaries of the Woodland Avenue County Fire Protection District.

BE IT FURTHER RESOLVED that the City Clerk be, and he is hereby directed to file a certified copy of this resolution with the State Board of Equalization, the governing body of said Fire Protection District, and the Assessor of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of December, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:  
REX E. GAILFUS

  
City Clerk

(SEAL)

APPROVED AS TO FORM:

BY   
ELWYN H. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

BY   
Public Works Department

EARLMAR ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of Section 18, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits, as established by the Northwestern corner of the CATHERINE EVERETT SCHOOL ADDITION, as per description filed May 20, 1963, as Instrument 1907~~8~~<sup>4</sup>, Stanislaus County Records, and by the Eastern line of the CORNWELL ADDITION, as per description filed December 29, 1960, as Instrument 36792, Stanislaus County Records, said point being 20.00 feet, at right angles, West of the center line of Carver Road and on the Northern line of Mount Vernon Drive, as shown on the map of WYLDEWOOD PARK NO. 1, as per map filed in Volume 20 of Maps, at Page 17, Stanislaus County Records; thence along the existing City Limits and the Eastern line of said Cornwell Addition, North  $0^{\circ} 46' 30''$  West, 659.73 feet, to a point on the Northern line of the South half of the North half of said Section 18; thence along said North line, South  $89^{\circ} 07' 45''$  East, 783.29 feet; thence South  $0^{\circ} 40' 45''$  East, 523.83 feet, to a point on the Northerly line of Mount Vernon Drive, said point being on a curve concave to the South, from which a radial line bears South  $10^{\circ} 53' 11''$  East; thence along said Northerly line of Mount Vernon Drive, on said curve, having a Radius of 930.00 feet a Central Angle of  $0^{\circ} 18' 46''$ , and an Arc Length of 5.08 feet, to its point of tangency; thence continuing along the Northerly line of Mount Vernon Drive, South  $78^{\circ} 48' 03''$  West, 527.19 feet; thence on a tangent curve concave to the North, having a Radius of 1070.00 feet, a Central Angle of  $10^{\circ} 25' 27''$ , and an Arc Length of 194.67 feet; thence South  $89^{\circ} 13' 30''$  West, 45.00 feet, to the center line of Carver Road; thence North  $89^{\circ} 12' 09''$  West, 20.01 feet, to the point of beginning, containing 10.828 Acres, more or less.

DAVIS PARK ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northwest quarter of Section 17, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Commencing at a point on the existing city limits as established by the Northeastern corner of the ASHFORD ADDITION, as per description filed February 4, 1954, as Instrument 2877, and the Western line of the NORTHGATE ADDITION, as per description filed November 29, 1955, as Instrument 34498, Stanislaus County Records, said point being the Southeastern corner of the Northeast quarter of the Northwest quarter of Section 17; thence along the Western line of said Northgate Addition and the existing city limits, North  $0^{\circ} 48' 45''$  West, 150.00 feet to the true point of beginning; thence along a line parallel with and 150.00 feet, measured at right angles, Northerly from the Southern line of said Northeast quarter of the Northwest quarter of Section 17, North  $88^{\circ} 54'$  West, 1318.11 feet, to a point on the Western line of said Northeast quarter of the Northwest quarter of Section 17 and the Eastern line of the DAVIS HIGH SCHOOL ADDITION, as per description filed April 20, 1962, as Instrument 15320, Stanislaus County Records; thence along the existing city limits and the Western line of the Northeast quarter of the Northwest quarter of Section 17, North  $0^{\circ} 49' 30''$  West, 1188.29 feet, to the Northeastern corner of said Davis High School Addition which is on the Southern line of the NEIGHBORHOOD CHURCH ADDITION, as per description filed February 2, 1961, as Instrument 3513, Stanislaus County Records, said point being also the Northern line of Rumble Road; thence along the Southern line of said Neighborhood Church Addition, South  $88^{\circ} 57' 30''$  East, 403.11 feet, to the Southeastern corner of said Neighborhood Church Addition; thence along the Southerly extension of the Eastern line of said Neighborhood Church Addition, South  $0^{\circ} 52' 30''$  East, 20.01 feet, to the center line of Rumble Road and the section line common to Sections 17 and 8; thence along said section line, South  $88^{\circ} 57' 30''$  East, 945.26 feet, to the Eastern line of the Tidewater Southern Railway Company Right of Way; thence along said Eastern line, South  $0^{\circ} 48' 45''$  East, 1009.48 feet, to the Northern line of the Northgate Addition; thence along the existing city limits and the Northern line of the Northgate Addition, North  $88^{\circ} 54'$  West, 30.02 feet, to the Western line thereof and the Eastern line of the Northeast quarter of the Northwest quarter of Section 17; thence along the existing city limits and the Eastern line of the Northeast quarter of the Northwest quarter of Section 17, South  $0^{\circ} 48' 45''$  East, 160.13 feet, to the point of beginning, containing 36.235 Acres, more or less.

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED  
TERRITORY FROM THE MCHENRY-DRY CREEK  
FIRE PROTECTION DISTRICT BY REASON OF ITS  
ANNEXATION TO THE CITY OF MODESTO.  
( DAVIS PARK ADDITION)

WHEREAS, a portion of the McHenry-Dry Creek  
Fire Protection District was annexed to the City of Modesto by  
Ordinance No. 682-C.S. adopted on September 28, 1964,  
and

WHEREAS, said territory officially became a part of the  
City on October 1, 1964, 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 State  
Board of Equalization, the governing body of the District, and  
the County Assessor of copies 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 District which has been annexed to the  
City that the area be withdrawn from said Fire 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, be withdrawn from the boundaries of the  
McHenry-Dry Creek Fire Protection District.

BE IT FURTHER RESOLVED that the City Clerk be, and  
he is hereby directed to file a certified copy of this resolu-  
tion with the State Board of Equalization, the governing body  
of said Fire Protection District, and the Assessor of Stanis-  
laus County.

The foregoing resolution was introduced at a regular  
meeting of the Council of the City of Modesto held on the 21st  
day of December, 1964, by Councilman Shastid.

who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid,  
Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: *REX E. GAILFUS*  
REX E. GAILFUS 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 17, 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 the ASHFORD ADDITION, as per description filed February 4, 1954, as Instrument 2877, Stanislaus County Records, said point being the Southeastern corner of the Northeast quarter of the Northwest quarter of Section 17; thence along the existing city limits, and the Southern line of said Northeast quarter of the Northwest quarter of Section 17, North  $88^{\circ} 54'$  West, 1318.13 feet, to the Northwestern corner of said Ashford Addition and the Southeastern corner of the DAVIS HIGH SCHOOL ADDITION, as per description filed April 20, 1962, as Instrument 15320, Stanislaus County Records, said point being the Southwestern corner of the Northeast quarter of the Northwest quarter of Section 17; thence along the existing city limits and the Eastern line of said Davis High School Addition, and the Western line of said Northeast quarter of the Northwest quarter of Section 17, North  $0^{\circ} 49' 30''$  West, 150.00 feet; thence along a line parallel with and 150.00 feet, measured at right angles, Northerly from the Southern line of said Northeast quarter of the Northwest quarter of Section 17, South  $88^{\circ} 54'$  East, 1318.11 feet, to a point on the Eastern line of said Northeast quarter of the Northwest quarter of Section 17 and the existing city limits as established by the Western line of the NORTHGATE ADDITION, as per description filed November 29, 1955, as Instrument 34498, Stanislaus County Records; thence along the existing city limits and the Eastern line of the Northeast quarter of the Northwest quarter of Section 17, South  $0^{\circ} 48' 45''$  East, 150.00 feet, to the point of beginning, containing 4.539 Acres, more or less.

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-637

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND COUNTY OF STANISLAUS - EMERGENCY MAINTENANCE & REPAIR SERVICE (COUNTY SIGNALS EL VISTA AVE. & SCENIC DRIVE; CROWS LANDING ROAD & HATCH ROAD)

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 City to provide emergency maintenance and repair service to ~~for~~ two county signals located at El Vista Avenue and Scenic Drive, and Crows Landing Road and Hatch Road (County to be billed 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 21st day of December, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64=638

LEASE

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND  
WILLIE T. STEENS - RENTAL OF CITY-OWNED PROPERTY AT 223 ELM STREET

BE IT HEREBY RESOLVED by the Council of the City of Modesto  
that the <sup>lease</sup> agreement between the City of Modesto and Willie T. Steens  
for rental of city-owned property at 223 Elm Street, at \$40.00 per  
~~for~~ month, commencing November 1, 1964

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said <sup>lease</sup> agreement  
by the designated 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  
December, 1964, by Councilman Shastid, who moved its adopt-  
ion, which motion being duly seconded by Councilman VanderWall,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-639

<sup>WORKING</sup>  
A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND  
STANISLAUS COUNTY WELFARE DEPARTMENT

BE IT HEREBY RESOLVED by the Council of the City of Modesto  
work experience  
that the ~~agreements~~ between the City of Modesto and Stanislaus County  
Welfare Department (City Parking and Traffic Department, Public Works  
Department, and Police Department)

for the purpose of providing work experience and training and retention  
of good work habits for parents of dependent children receiving financial  
assistance,  
they are  
be, and ~~these~~ hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement s  
by the designated 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  
December by Councilman Shastid, who moved its adopt-  
ion, which motion being duly seconded by Councilman Hughes,  
was upon roll call carried and the resolution adopted by the  
following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:   
REX E. GAILFUS, City Clerk

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION TO THE CITY OF MODESTO OF UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED AS **LIBERINI** ADDITION AND GIVING NOTICE OF TIME AND PLACE FOR HEARING PROTESTS THERETO.

WHEREAS, there has been filed with the City Council as the Legislative Body of the City of Modesto, a Municipal Corporation, a written petition 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, it appears that it will be to the advantage, benefit and best interest of said City of Modesto to annex said territory to said Municipal Corporation, and

WHEREAS, said annexation proceeding will be taken under the provisions of the "Annexation of Uninhabited Territory Act of 1939" and amendments thereto, and

WHEREAS, said petition has been signed by or written consent has been filed by the owners of all of the land in the territory proposed to be annexed, and

WHEREAS, it is necessary for the Council, by resolution, to give notice of the day, hour and place when and where any owner of property within the City, who does not also own property in the territory to be annexed to said Municipal Corporation, may protest, and

WHEREAS, the matter of the proposed annexation to the City of Modesto of said territory has been referred to the Planning Commission of the City of Modesto for its consideration and its report and recommendation to this Council, and said Planning Commission did on December 15, 1964, recommend the annexation of said uninhabited territory to the City of Modesto, and

WHEREAS, the matter of the proposed annexation to the City of Modesto of said territory has been referred to the Stanislaus County Boundary Commission for its consideration and approval and said Stanislaus County Boundary Commission did on October 27, 1964, approve the

boundaries of said annexation proposal as to definiteness and certainty, pursuant to Section 35002 of the Government Code, and

WHEREAS, 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 16 \_\_\_\_\_, 19 64 , approve the annexation of said uninhabited territory to the City of Modesto pursuant to Section 54766 of the Government Code,

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

That notice be, and the same is hereby given that on Monday \_\_\_\_\_, the 4th day of January \_\_\_\_\_, 19 65 , at the hour of 4:40 o'clock P. M., or as soon thereafter as the matter can be heard, at the Council Chambers on the first floor of the City Hall, located at 801 11th Street, in the City of Modesto, County of Stanislaus, State of California, be and the same are hereby fixed as the day, hour and place when and where any owner of property within the City of Modesto, who does not also own property in the territory proposed to be annexed to said City of Modesto, and having any objections to such proposed annexation, may appear before said Legislative Body and show cause why the territory hereinafter mentioned and described should not be so annexed to, incorporated and included in said Municipal Corporation;

BE IT FURTHER RESOLVED, that as reasons for such proceedings, the following are hereby declared to-wit:

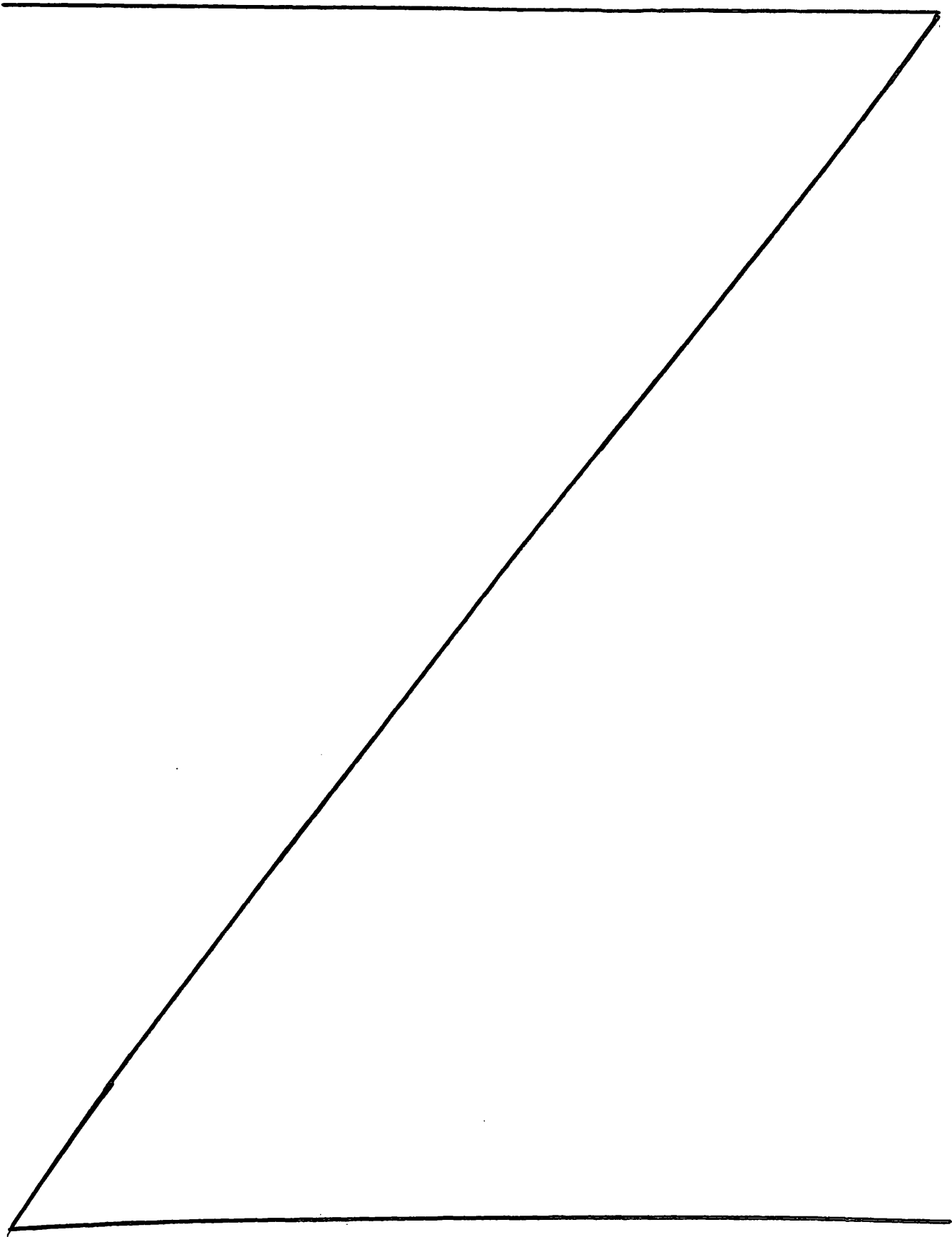
To allow a piece of uninhabited property to be annexed to the City of Modesto so that it may be furnished with the customary City services;

BE IT FURTHER RESOLVED, that the City Council recognizes that the petition requesting annexation has been signed by or written consent has been filed by the owners of all the land included in said annexation proposal;

BE IT FURTHER RESOLVED, that for appropriate identification of said territory so proposed to be annexed to the City of Modesto, the same is hereby designated as Liberini Addition

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and the boundaries of said territory so proposed to be annexed are specifically described as follows:



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, also being a portion of Lots 11, 12 and 14 of the BROUGHTON COLONY, as per map filed March 17, 1904, in Volume 1 of Maps, Page 78, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits, as established by the Northeastern corner of the CRESTVIEW NO. 3 ADDITION, as per description filed May 14, 1963, as Instrument 18495, Stanislaus County Records, said point being the Southeastern corner of property conveyed to Wolverine Building Service, Inc., by Deed recorded September 18, 1964, as Instrument 36543, Stanislaus County Records, and also being West, 20.00 feet, from the center line of a 40 foot public road known as Rose Avenue; thence along the existing City Limits and the Northern lines of said Crestview No. 3 Addition, and CRESTVIEW NO. 2 ADDITION, as per description filed February 5, 1963, as Instrument 4470, and the LORENZEN ADDITION, as per description filed June 27, 1961, as Instrument 20145, Stanislaus County Records, and along the Southern line of said Wolverine Building Service property, West, 1294.44 feet, to the Northwestern corner of the Lorenzen Addition and the Southwestern corner of said Wolverine Building Service property; thence along the Western line of said Wolverine Building Service property, North  $0^{\circ} 29'$  West, 329.70 feet, to the Northern line of Lot 14 and the Southern line of Lot 12 of the Broughton Colony; thence along the Southern line of Lot 12 and the Southern line of property conveyed to Alfred L. Flory, et ux, by Deed recorded August 19, 1958, as Instruments 20229 and 20230, Stanislaus County Records, South  $89^{\circ} 58' 03''$  West, 328.00 feet, to the Western line of said Flory property; thence along said Western line, North  $0^{\circ} 29'$  West, 659.03 feet, to the Northern line of said Flory property and the Northern line of Lot 12; thence along said Northern line, North  $89^{\circ} 54' 09''$  East, 328.00 feet to the Eastern line of Lot 12; thence along the line common to Lots 12 and 11, South  $0^{\circ} 29'$  East, 329.70 feet, to the Northern line of the South half of Lot 11 and the Northern line of property conveyed to Wolverine Building Service; thence along said Northern line and the Easterly extension thereof, North  $89^{\circ} 56' 06''$  East, 1313.29 feet, to the center line of Rose Avenue; thence along said center line which is also the North-South quarter section line of Section 22, South  $0^{\circ} 35'$  East, 660.90 feet, to the Easterly extension of the existing City Limits as established by the Northern line of Crestview No. 3 Addition; thence along said Easterly extension, West, 20.00 feet, to the point of beginning, containing 24.875 Acres, more or less.

BE IT FURTHER RESOLVED, that no change in school

district boundaries shall be effected by reason of the annexation of the hereinabove described area to the City of Modesto.

BE IT FURTHER RESOLVED, that the City Clerk of the City of Modesto shall cause a copy of this resolution to be published at least once in The Modesto Tribune, a newspaper of general circulation published in the City; said publication to be completed at least four (4) days prior to the date set for the hearing.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of December, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST: [Signature]  
REX E. GAILLUS, City Clerk

(SEAL)

APPROVED AS TO FORM:  
By [Signature]  
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:  
By [Signature]  
Public Works Department

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-641

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$2886.00 -  
CHANGE ORDER FIRE DEPARTMENT PUMPER (CROWN FIRE COACH CO.)

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

Fund No. 321  
Special Fund for Capital Outlay

From:	General Reserve (600)	\$2886.00
To:	Fire Pumper, Station #3 (5403)	\$2886.00

(To provide for engine and transmission  
changes on Crown Fire Coach Co. pumper.)

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 21st day  
of December, 1964 , by Councilman Hughes , who moved  
its adoption, which motion being duly seconded by Councilman  
Patton , was upon roll call carried and the resolution  
adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:   
City Clerk

A RESOLUTION REAPPOINTING MEMBER OF THE PLANNING COMMISSION -  
PHIL HUMPHREYS

WHEREAS, Section 1100 of the Charter of the City of Modesto requires the City Council to appoint members to various Boards and Commissions, and

WHEREAS, the term of Phil Humphreys on the Planning Commission expires on January 1, 1965 ,

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

SECTION 1. The following person is hereby reappointed to the Planning Commission for the respective term as indicated:  
Phil Humphreys for term expiring January 1, 1969

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly reappointed 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 21st day of December, 1964, by Councilman Patton, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
Rex E. Gailfus, City Clerk

A RESOLUTION REAPPOINTING MEMBER OF THE PLANNING COMMISSION -  
HEIDI L. WARNER

WHEREAS, Section 1100 of the Charter of the City of Modesto requires the City Council to appoint members to various Boards and Commissions, and

WHEREAS, the term of Heidi L. Warner on the Planning Commission expires on January 1, 1965 ,

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


SECTION 1. The following person is hereby reappointed to the Planning Commission for the respective term as indicated:  
Heidi L. Warner, for a term ending January 1, 1969

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly reappointed 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 21st day of December, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-644

A RESOLUTION COMMENDING HERBERT D. BUXTON FOR OUTSTANDING SERVICE  
TO THE CITY OF MODESTO

WHEREAS, Herbert D. Buxton was appointed a member of the Modesto City Planning Commission on January 25, 1961 and a member of the Board of Zoning Adjustment on November 20, 1961, and

WHEREAS, Mr. Buxton has served this community in an outstanding manner, and has been a devoted and sincere public servant for four years;

NOW, THEREFORE, BE IT RESOLVED that this Council, on its own behalf and on behalf of the citizens of this City, hereby expresses its sincere appreciation to Herbert D. Buxton for his outstanding service to the community.

BE IT FURTHER RESOLVED that the City Clerk be directed to furnish a suitably inscribed certified copy of this resolution to Mr. Buxton in recognition of his outstanding service.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of December, 1964 by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen
NOES:	Councilmen:	None
ABSENT:	Councilmen:	None

ATTEST:   
REX E. GAILFUS, City Clerk

A RESOLUTION REAPPOINTING MEMBER OF THE LIBRARY AND CULTURE COMMISSION -  
WILLIAM WARNER

WHEREAS, Section 1100 of the Charter of the City of Modesto requires the City Council to appoint members to various Boards and Commissions, and

WHEREAS, the term of William Warner on the Library and Culture Commission expires on January 1, 1965 ,

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

SECTION 1. The following person is hereby reappointed to the Library and Culture Commission for the respective term as indicated: William Warner, for a term expiring January 1, 1969

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly reappointed member of the Library and 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 21st day of December, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:   
Rex E. Gailfus, City Clerk

A RESOLUTION REAPPOINTING MEMBER OF THE LIBRARY AND CULTURE COMMISSION -  
SILAS GREEN

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 term of Silas Green on the Library and Culture Commission expires on January 1, 1965 ,

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

SECTION 1. The following person is hereby reappointed to the Library and Culture Commission for the respective term as indicated: Silas Green, for a term ending January 1, 1969.

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly reappointed member of the Library and 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 21st day of December, 1964, by Councilman Patton, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:   
REX E. GAILFUS City Clerk

A RESOLUTION REAPPOINTING MEMBER OF THE PERSONNEL COMMISSION - THOMAS E. DIBB

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 term of Thomas E. Dobb on the Personnel Commission expires on January 1, 1965 ,

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

SECTION 1. The following person is hereby reappointed to the Personnel Commission for the respective term as indicated: Thomas E. Dobb, for a term ending January 1, 1969.

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly reappointed 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 21st day of December, 1964, by Councilman Tabbert, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-648

A RESOLUTION REAPPOINTING MEMBER OF THE MODESTO CITY BOARD OF PLUMBER EXAMINERS - ALBERT E. OHANIS

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 term of Albert E. Ohanis on the Board of Plumber Examiners expires on January 1, 1965 ,

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

SECTION 1. The following person is hereby reappointed to the Board of Plumber Examiners for the respective term as indicated: Albert E. Ohanis, for a term ending January 1, 1969.

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly reappointed member of the Board of Plumber Examiners 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 December, 1964, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

A RESOLUTION REAPPOINTING MEMBER OF THE MODESTO CITY BOARD OF ELECTRICIAN EXAMINERS - ELTON E. PHILLIPS

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 term of Elton E. Phillips on the Modesto City Board of Electrician Examiners expires on January 1, 19 65 ,

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

SECTION 1. The following person is hereby reappointed to the Board of Electrician Examiners for the respective term as indicated: Elton E. Phillips, for a term ending January 1, 1969.

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly reappointed member of the Board of Electrician Examiners 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 December, 19 64, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

A RESOLUTION REAPPOINTING MEMBER OF THE BOARD OF HEATING AND COOLING EXAMINERS - WILLIAM SCHEUBER

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 term of William Scheuber on the Board of Heating & Cooling <sup>Examiners</sup> expires on January 1, 1965 ,

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

SECTION 1. The following person is hereby reappointed to the Board of Heating & Cooling Examiners for the respective term as indicated: William Scheuber, for a term ending January 1, 1969.

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly reappointed member of the Board of Heating & Cooling Examiners 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 December, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-651

A RESOLUTION ACCEPTING THE BID OF HUNSAKER CONSTRUCTION COMPANY FOR CONSTRUCTION OF SIPHON CROSSING AND WIDENING OF BRIDGE

WHEREAS, Resolution No. 64-616, adopted by the Council of the City of Modesto on December 7, 1964, approved the plans and specifications for the construction of a 90-inch pipe siphon crossing at Carver Road and M.I.D. Lateral No. 3, and widening of existing bridge at College Avenue and M.I.D. Lateral No. 4 and authorized the calling for bids, and

WHEREAS, the bids received for the construction of a 90-inch pipe siphon crossing at Carver Road and M.I.D. Lateral No. 3, and widening of existing bridge at College Ave. & M.I.D. Lateral No. 4 were opened at 2:00 PM December 22, 1964 and later tabulated by the Public Works Department for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Hunsaker Construction Company, Fresno, California, be accepted as the lowest responsible bid.

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

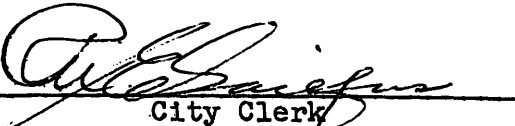
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of December, 1964, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Tabbert, VanderWall,  
Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Shastid

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-652

A RESOLUTION GRANTING A CURB CUT VARIANCE TO TIDEWATER OIL COMPANY (PROPERTY LOCATED AT THE NORTHERLY CORNER OF NINTH STREET AND NEEDHAM AVENUE)

WHEREAS, Tidewater Oil Company has requested a variance to the provisions of Sections 7-1.104(b) and 7-1.104(c) of the Modesto Municipal Code to permit the installation of three thirty-six foot curb cuts, 8-1/2 feet apart, on property located at the northerly corner of Ninth Street and Needham Avenue; and

WHEREAS, Tidewater Oil Company has filed with the Director of Public Works a plot plan designating the precise dimensions and location of the proposed driveways; and

WHEREAS, Section 7-1.104(b) of the Modesto Municipal Code provides that the minimum distance between driveways serving the same lot or parcel of land shall be not less than eighteen (18) feet, as measured at the top of the curbing; and

WHEREAS, Section 7-1.104(c) of the Modesto Municipal Code provides that driveways shall not exceed forty (40%) per cent of the frontage of any street of the lot or parcel of land to be served thereby; and

WHEREAS, after investigation and study of the property, the Director of Public Works has recommended that the request for a variance be granted on the basis that the three thirty-six foot curb cuts will afford smoother ingress and egress to the property than would be allowed with full conformity to the Code provisions;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of Tidewater Oil Company for a variance to Sections 7-1.104(b) and 7-1.104(c) of the Modesto Municipal Code to permit installation of three thirty-six foot curb cuts on property located at the northerly corner of Ninth Street and Needham Avenue, in accordance with dimensions and location indicated on the plot plan on file in the office of the Director of Public Works 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 28th day of December, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll

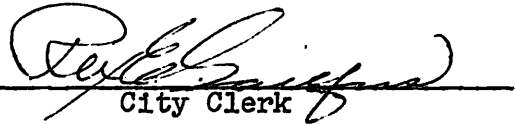
call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-653

A RESOLUTION AUTHORIZING THE EXTENSION OF THE ANNIVERSARY DATE OF  
C.P.S. - C.P.I.C. GROUP INSURANCE POLICY NO. 1295 TO MARCH 1, 1965

WHEREAS, the California Physicians Service in a letter dated  
December 18, 1964 has extended the anniversary date of the City of  
Modesto's group health insurance policy to March 1, 1965 at the  
rates presently in effect;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of  
Modesto that the extension of the anniversary date of the City of  
Modesto's group health insurance policy to March 1, 1965 at the  
rates now in effect 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 28th day of  
December, 1964 by Councilman Shastid, who moved its adoption,  
which motion being duly seconded by Councilman VanderWall, was upon  
roll call carried and the resolution adopted by the following vote:

AYES: Councilman: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-654

A RESOLUTION AUTHORIZING THE EMPLOYMENT OF MR. HOWARD S. BOROS, ATTORNEY AT LAW, AS LEGAL COUNSEL TO REPRESENT THE CITY OF MODESTO AND ASSOCIATED CITIES AND COUNTY IN THE UNITED-PACIFIC TRANSFER CASE, CIVIL AERONAUTICS BOARD DOCKET NO. 15574.

WHEREAS, on September 25, 1964, there was filed with the Civil Aeronautics Board a Joint Application of United Air Lines, Inc. and Pacific Air Lines, Inc. (Docket No. 15574), requesting the Civil Aeronautics Board's approval of the transfer of United Air Lines' route authority for the cities of Stockton, Modesto, Merced, Fresno, Visalia and Bakersfield, California, to Pacific Air Lines, Inc., and

WHEREAS, the City of Modesto feels that adequate air service is essential to its continued growth and development, and

WHEREAS, the City of Modesto feels that United Air Lines has been and is capable of providing in the future such adequate air service to Modesto and other points in the Central Valley, and

WHEREAS, the City of Modesto feels that Pacific Air Lines is not able to provide adequate air service to Modesto and other points in the Central Valley, and

WHEREAS, the City of Modesto feels that it is essential to be adequately represented in the United-Pacific Transfer Case, Docket No. 15574, to prevent the transfer of United Air Lines' route authority to Pacific Air Lines, Inc., and

WHEREAS, the County of Stanislaus and the other incorporated cities in the county have indicated that they want to join and participate with the City of Modesto in fighting this application for transfer of route authority,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that on behalf of itself, the County of Stanislaus and the other incorporated cities in Stanislaus County, it hereby agrees to employ Mr. Howard S. Boros, Attorney at Law, 711 Fourteenth Street, N.W., Washington 5, D. C., as legal counsel to represent the City of Modesto and associated cities and county

in the United-Pacific Transfer Case, Civil Aeronautics Board Docket No. 15574, on the terms and conditions outlined in that certain letter dated December 28, 1964, from the City Attorney of the City of Modesto to Mr. Howard S. Boros.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of December, 1964, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: Rex E. Gailfus  
Rex E. Gailfus, City Clerk

(SEAL)

APPROVED AS TO FORM:  
By Elwyn E. Johnson  
ELWYN E. JOHNSON, City Attorney

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-655

A RESOLUTION ACCEPTING IMPROVEMENTS IN WYLDEWOOD PARK NO. 2 SUB-DIVISION AND AUTHORIZING CITY CLERK TO FILE NOTICE OF COMPLETION

WHEREAS, a report has been filed by the Director of Public Works that the improvements in Wyldewood Park No. 2 Subdivision have been completed to the satisfaction of the Public Works Department by the subdividers of Wyldewood Park No. 2 Subdivision in accordance with the agreement dated August 3, 1964.

NOW, THEREFORE, BE IT RESOLVED that the construction of improvements in Wyldewood Park No. 2 Subdivision be accepted from said subdividers and that a Notice of Completion be filed 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 December, 1964, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:

  
City Clerk

A RESOLUTION REFERRING TO THE MODESTO CITY  
PLANNING COMMISSION A PETITION FOR ANNEXATION  
OF CERTAIN UNINHABITED TERRITORY TO THE CITY  
OF MODESTO KNOWN AS HOYLE ADDITION.

WHEREAS, a petition has been filed in the office of  
the City Clerk requesting the annexation of certain uninhabited  
territory to the City of Modesto, which territory is more  
specifically described hereinafter, and

WHEREAS, the County Boundary Commission has certified  
to the definiteness and accuracy of the boundaries of said  
territory, and

WHEREAS, annexation of the Hoyle  
Addition was approved by the Local Agency Formation Commission by  
resolution adopted November 16, 19 64,

NOW, THEREFORE, BE IT RESOLVED by the Council of the  
City of Modesto that said petition for the annexation of the  
hereinafter described uninhabited territory be referred to the  
Planning Commission for its report and recommendation.

The territory herein referred to is situated in the  
County of Stanislaus, State of California, and is more particularly  
described as attached hereto.

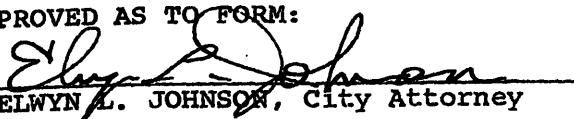
The foregoing resolution was introduced at a regular  
meeting of the Council of the City of Modesto held on the 28th  
day of December, 19 64, by Councilman Hughes,  
who moved its adoption, which motion being duly seconded by  
Councilman Mitchell, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

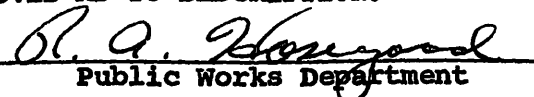
ATTEST:   
REX E. GAILLET City Clerk

(SEAL)

APPROVED AS TO FORM:

By   
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By   
Public Works Department

HOYLE ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Southwest quarter of Section 16 and the Northwest quarter of Section 21, 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 intersection of the Southern line of the McHENRY VILLAGE ADDITION, as per description filed May 11, 1954, as Instrument 11745, and the Western line of the GLENN ADDITION, as per description filed January 9, 1962 as Instrument 995, Stanislaus County Records, said point also being the intersection of the Westerly quarter-quarter Section lines of Sections 16 and 21 and the Northern line of a 40 foot public road known as East Granger Avenue; thence along the Western line of said Glenn Addition and the quarter-quarter section line, South  $0^{\circ} 51' 30''$  East, 20.00 feet, to the section line common to Sections 16 and 21; thence continuing along the quarter-quarter section line and the Eastern line of Lot 3 of the COOLIDGE COLONY, as per map filed November 15, 1910, in Volume 5 of Maps, Page 17, Stanislaus County Records, South  $0^{\circ} 51' 30''$  East, 330.00 feet, to the Southwestern corner of the Glenn Addition and the Southern line of the Northern half of Lot 3; thence along said Southern line, North  $89^{\circ} 39'$  West, 330.00 feet, to the Western line of said Lot 3; thence along the Western line of Lot 3, North  $0^{\circ} 51' 30''$  West, 330.00 feet to the section line common to Sections 16 and 21; thence continuing North  $0^{\circ} 51' 30''$  West, 20.00 feet, to the Northern line of East Granger Avenue and the Southern line of McHenry Village Addition; thence along the existing City Limits and the Northern line of East Granger Avenue, South  $89^{\circ} 39'$  East, ~~500.00~~ feet, to the point of beginning, containing 2.651 Acres, more or less.

330.00

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-657

A RESOLUTION REFERRING TO THE MODESTO CITY  
PLANNING COMMISSION A PETITION FOR ANNEXATION  
OF CERTAIN UNINHABITED TERRITORY TO THE CITY  
OF MODESTO KNOWN AS **CROCCO ADDITION**.

WHEREAS, a petition has been filed in the office of  
the City Clerk requesting the annexation of certain uninhabited  
territory to the City of Modesto, which territory is more  
specifically described hereinafter, and

WHEREAS, the County Boundary Commission has certified  
to the definiteness and accuracy of the boundaries of said  
territory, and

WHEREAS, annexation of the Crocco  
Addition was approved by the Local Agency Formation Commission by  
resolution adopted November 16, 1964,

NOW, THEREFORE, BE IT RESOLVED by the Council of the  
City of Modesto that said petition for the annexation of the  
hereinafter described uninhabited territory be referred to the  
Planning Commission for its report and recommendation.

The territory herein referred to is situated in the  
County of Stanislaus, State of California, and is more particularly  
described as attached hereto.

The foregoing resolution was introduced at a regular  
meeting of the Council of the City of Modesto held on the 28th  
day of December, 1964, by Councilman VanderWall,  
who moved its adoption, which motion being duly seconded by  
Councilman Hughes, was upon roll call carried and  
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patton, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:   
REX E. GALFUS City Clerk

(SEAL)

APPROVED AS TO FORM:

BY   
ELWYN E. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

BY   
Public Works Department

All that real property in the State of California, County of Stanislaus, being a portion of the Southwest quarter of Section 9 and the Northwest quarter of Section 16, 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 Y.M.C.A. ADDITION, as per description filed March 29, 1960 as Instrument 9056, Stanislaus County Records, said point being at the intersection of the Section Line common to Sections 16 and 17, which is also the center line of a public right of way known as McHenry Avenue, and the Southern line of a 40 foot public right of way known as Leveland Lane; thence along the Section Line common to Sections 16 and 17 and the center line of said McHenry Avenue, North  $0^{\circ} 43'$  West, 1010.40 feet, to the Section Corner common to Sections 8, 9, 16 and 17; thence along the Section Line common to Sections 8 and 9 and the center line of McHenry Avenue, North  $0^{\circ} 47' 30''$  West, 917.60 feet, to its intersection with the Westerly projection of the Southern line of Sherwood Forest Subdivision, as per Map filed August 13, 1956 in Volume 18 of Maps, Page 56, Stanislaus County Records; thence along said Westerly projection, South  $89^{\circ} 23' 20''$  East, 189.72 feet, to the Southwestern corner of said Sherwood Forest Subdivision; thence continuing along the Southern line of Sherwood Forest Subdivision, South  $89^{\circ} 23' 20''$  East, 1129.00 feet; thence along the Western line of said Sherwood Forest Subdivision, South  $0^{\circ} 47'$  East, 915.13 feet, to a point on the Section Line common to Sections 9 and 16; thence continuing South  $0^{\circ} 47'$  East, 14.00 feet, to a point on a line which is parallel with and 30.00 feet, measured at right angles, Northerly from the Southern line of a 44 foot public right of way known as Rumble Road, as established by the HARTE TRACT, as per Map filed June 15, 1950, in Volume 17 of Maps, Page 4, Stanislaus County Records; thence along said parallel line, North  $89^{\circ} 30'$  West, 1254.62 feet, to a point on the Eastern line of McHenry Avenue, said Eastern line being 64.00 feet, measured at right angles, Easterly from the Center Line of McHenry Avenue and having been established by a Resolution of the Board of Supervisors of the County of Stanislaus recorded February 3, 1964 as Instrument 4537, Stanislaus County Records; thence along said Eastern line, South  $0^{\circ} 43'$  East, 646.40 feet, to a point on the Southern line of the Harte Tract and the existing City Limits as established by the Y.M.C.A. Addition; thence along the existing City Limits, North  $89^{\circ} 29' 50''$  West, 39.00 feet, thence along the existing City Limits, which is 25.00 feet, measured at right angles, Easterly from the center line of McHenry Avenue, South  $0^{\circ} 43'$  East, 350.00 feet; thence along the existing City Limits, North  $89^{\circ} 29' 50''$  West, 25.01 feet to the point of beginning, containing 29.306 Acres, more or less.

MODESTO CITY COUNCIL  
RESOLUTION NO. 64-658

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$825 FOR  
SUBMERSIBLE SEWAGE PUMP, COLDWELL AND NORTH OLIVE

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

General Fund No. 101

From:	General Reserve (600)	\$825
To:	Public Works Sewers (52) Submersible sewage pump, Coldwell and North Olive (5303)	\$825

(To replace present pump.)

The foregoing resolution was introduced at a regular meet-  
ing of the Council of the City of Modesto held on the 28th day  
of December, 1964 , by Councilman Shastid , who moved  
its adoption, which motion being duly seconded by Councilman  
Hughes , was upon roll call carried and the resolution  
adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Patten, Shastid, Tabbert,  
VanderWall, Mayor Johansen  
NOES: Councilmen: None  
ABSENT: Councilmen: None

ATTEST:  
REX E. GALLFUS City Clerk

