MODESTO CITY COUNCIL

RESOLUTION NO. 58-1

A RESOLUTION APPROVING SPECIFICATIONS AND AUTHORIZING THE CALL FOR BIDS FOR THE PRINTING OF REVISED OR SUPPLEMENTAL PAGES OF THE MODESTO MUNICIPAL CODE

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

Section 1. The specifications for the printing of revised or supplemental pages of the Modesto Municipal Code, copies of which are on file in the office of the City Attorney, are hereby accepted and approved.

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the printing of revised or supplemental pages of the Modesto Municipal Code, to be opened in the office of the City Clerk, 717 10th Street in the City of Modesto, on Monday, January 20, 1958, 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, the bids shall be tabulated and analyzed by the City Clerk, who shall submit them, together with his recommendation thereon, 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 January, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Hammond, Robinson, Mayor Marks

Noes: Noes

Absent: Anderson, Arata, Merrill

ATTEST: Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-2

A RESOLUTION ACCEPTING THE BID OF RICHFIELD OIL COMPANY FOR GASOLINE FOR THE CITY OF MODESTO FOR YEAR ENDING JANUARY 15, 1959

WHEREAS, Resolution No. 57-548, adopted by the Council of the City of Modesto on December 11, 1957, approved the plans and specifications for the ~~construction of~~ furnishing of gasoline for the City of Modesto for year ending January 15, 1959

and authorized the calling for bids, and

WHEREAS, the bids received for the ~~construction of~~ furnishing of gasoline for the City of Modesto for the year ending January 15, 1959

were opened at 2:00 P.M. on January 6, 1958 and later tabulated by the ~~Public Works~~ Finance Department for the consideration of the Council, and

WHEREAS, the Director of ~~Public Works~~ Finance has recommended that the bid of Richfield Oil Company

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Richfield Oil 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 8 day of January, 1958, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Robinson, Mayor Marks

Noes: None

Absent: Anderson, Merrill

ATTEST: [signature] CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-3

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR CONSTRUCTION OF IMPROVEMENTS AT DEL WEBB FIELD

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

Section 1. The plans and specifications for construction of improvements at Del Webb Field:

1. Reinforced Concrete Grandstand
2. Wood Frame and Stucco Press Box
3. Concessions building

copies of which are on file in the Department of Public Works, are hereby accepted and approved.

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for construction of improvements at Del Webb Field

to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on January 20, 1958 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, the bids shall be tabulated and analyzed by the Director of Public Works, who shall submit them, together with his recommendation thereon, 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 8 day of January, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Robinson, Mayor Marks

Noes: None **Absent:** Anderson, Merrill

ATTEST: _____ CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-4

A RESOLUTION ESTABLISHING AWARDS FOR EMPLOYEE SUGGESTIONS

WHEREAS, the Modesto City Council wishes to encourage employees to suggest ways to perform City services with utmost quality and efficiency, and

WHEREAS, the City of Modesto Personnel Commission has recommended the adoption of a suggestion system with details to be worked out administratively,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the City Manager be authorized to administer a plan of awarding City employees for worthwhile suggestions in accordance with the general procedure set forth in Exhibit "A", which is attached hereto and hereby made a part hereof.

BE IT FURTHER RESOLVED that this plan be inaugurated during the fiscal year 1957-58.

The foregoing resolution was introduced at a regular meeting of the City Council held on the 8th day of January, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Robinson, Mayor Marks

Noes: None

Absent: Anderson, Merrill

ATTEST: Rex E. Gailfus, City Clerk

City of Modesto

SUGGESTION PLAN

GENERAL PROCEDURE

Any employee of the City of Modesto, at any time during his employment, shall be encouraged to submit suggestions for the improvement of the quality or efficiency of City services. The City Manager shall be responsible for administering a plan of awards and commendations for worthwhile suggestions.

Suggestions shall be turned in to the Personnel Office, where their receipt will be acknowledged. The Personnel Office will transmit them to the City Manager, identified by number, not by name.

The City Manager may submit the suggestions to appropriate persons for study, evaluation, and a recommendation as to the relative merits of various suggestions for award purposes. The decision of the City Manager on whether a suggestion warrants an award, and the amount thereof, within funds available, shall be final.

Awards for suggestions during a given fiscal year shall be within the appropriation provided therefor by the City Council in the annual budget. An employee making a suggestion may be presented with an award varying from $10 to $100, depending upon the anticipated value of the suggestion to the City; or he may be presented with a certificate of commendation, or may be given honorable mention.

EXHIBIT "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 58-5

A RESOLUTION APPROVING APPROPRIATION TRANSFER FROM GENERAL RESERVE TO MISCELLANEOUS UNCLASSIFIED OF $375 TO COVER EMPLOYEES' MERIT AWARDS DURING FISCAL YEAR 1957-58

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

FROM:	General Reserve	$375.00
TO:	Miscellaneous Unclassified Employees' Merit Award System 236-65	$375.00

To provide sufficient funds to cover contemplated awards during the current fiscal year.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8 day of January, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Robinson, Mayor Marks

NOES: None

ABSENT: Anderson, Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-6

A RESOLUTION ESTABLISHING THE POLICY OF GRANTING AWARDS TO CITY OF MODESTO EMPLOYEES IN RECOGNITION OF LENGTH OF SERVICE

WHEREAS, the City of Modesto Personnel Commission has recommended that the City inaugurate a system of employee awards for service, to begin with the tenth year and at five year intervals thereafter, with the details of the plan to be worked out administratively, and

WHEREAS, it is the wish of the City Council to give City employees incentive and recognition for faithful service,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the City Manager be authorized to grant service awards to City of Modesto employees who serve continuously ten years or more, with the first to be granted after ten years' service, and with additional recognition to be given at five-year intervals of service thereafter, the plan to be initiated during the fiscal year 1957-58.

The foregoing resolution was introduced at a regular meeting of the City Council held on the 8th day of January, 1958, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Robinson, Mayor Marks

Noes: None

Absent: Anderson, Merrill

ATTEST: Rex E. Gailfus, City Clerk

RESOLUTION NO. 58-7

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION OF THE GREGORY GARDENS NO. 3 ADDITION TO THE CITY OF MODESTO AND FIXING THE TIME AND PLACE FOR HEARING OBJECTIONS TO THE PROPOSED ANNEXATION:

WHEREAS, a petition for annexation to the City of Modesto was filed by LANCE E. ELLIS, CAROL L. ELLIS and ROGER HEMMINGER on November 22, 1957, to annex to the City of Modesto, under the provisions of the Annexation of Uninhabited Territory Act of 1939, as amended, the area or territory hereby designated as the GREGORY GARDENS NO. 3 ADDITION, situate in the County of Stanislaus, State of California, and contiguous to the City of Modesto, described as follows:

All that certain real property situate in the State of California, County of Stanislaus, Northeast Quarter, Section 18, Township 3 South, Range 9 East, Mount Diablo Base and Meridian and more particularly described as follows:

Beginning at the Northwest corner of the Gregory Gardens Subdivision as recorded January 27, 1956, in Volume 18 of Maps at Page 45, Stanislaus County Records, said corner also being a point on the corporate limits of the City of Modesto; thence North 0° 51' 30" West a distance of 986.49 feet; thence South 89° 07' East, 1092.95 feet to the western line of lands described in the deed to Samual F. Ziegler, et ux, filed December 7, 1955 and recorded in Volume 1331 at page 377, Stanislaus County Records; thence South 0° 48' East, a distance of 41.69 feet to the northwest corner of lands described in the deed to Roger S. Hemminger, et ux, filed December 7, 1955, and recorded in Volume 1331 at Page 398, Stanislaus County Records; thence continuing South 0° 48' east, a distance of 115.00 feet to the southwest corner of said Hemminger property; thence North 89° 12' East along the Southern line of said Hemminger property and its easterly extension a distance of 243.65 feet to the western line of Bel-Air Subdivision No. 2 as recorded January 18, 1957 in Volume 18 of Maps at Page 64, Stanislaus County Records; said point being on the corporate limits of the City of Modesto; thence southerly along said corporate limits of the City of Modesto a distance of 836.95 feet to a point on the Easterly extension of the northern line of said Gregory Gardens Subdivision; thence Westerly a distance of 1335.70 feet along said northern line of said subdivision, said line also being the corporate limits of the City of Modesto, to the true point of beginning of this description.

and

WHEREAS, the County Boundary Commission of Stanislaus County has heretofore approved the proposed boundaries of said territory as to definiteness and certainty, and

WHEREAS, said petition was referred to the Planning Commission of the City of Modesto for investigation, report and recommendation, and

WHEREAS, the Planning Commission has heretofore rendered its report and recommendation to the Council, favoring the annexation of said territory, and

WHEREAS, it appears to the Council of the said City and the Council after hearing evidence finds that said petition is in proper form and that the real property described therein and hereinabove described is contiguous to the City of Modesto and that said petition is signed by the owners of not less than one-fourth of the land in the territory by area, and by assessed value as shown on the last equalized assessment roll of the County of Stanislaus, being the County in which the territory is situated, and that less than twelve registered voters reside within said territory, and that said territory is uninhabited territory within the meaning of the Annexation of Uninhabited Territory Act of 1939,

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

SECTION 1. NOTICE IS HEREBY GIVEN that the 19 day of February, 1958, at the hour of 4:30 o'clock p.m. of said day, in the Council Chambers at the McHenry Public Library, located at Fourteenth and I Streets 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. At any time before the hour set for hearing objections, any owner of property within the territory may file written protests against the annexation, which protest shall state the name of the owner of the property affected and the description and area of the property in general terms.

SECTION 2. 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 Journal and the Valley Citizen~~ The Modesto Bee, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto, and shall also cause a copy of this resolution to be published in the Turlock Daily Journal, being a newspaper of general circulation published outside of 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.

SECTION 3. 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.

SECTION 4. The area hereinabove described shall become a part of the Modesto City School District of Stanislaus County if and when the said territory is annexed 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 8 day

of January, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Robinson, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Anderson, Merrill

ATTEST: REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-8

A RESOLUTION ESTABLISHING NO PARKING ZONE ON A PORTION OF THE NORTH SIDE OF GRAND AVENUE BETWEEN BURNEY AVENUE AND GROVELAND STREET IN THE CITY OF MODESTO, AND RESCINDING RESOLUTION NO. 57-184.

WHEREAS, Section 34.1 of Ordinance No. 345-N. S. of the City of Modesto, as amended, authorizes the City Council, by resolution, to restrict or prohibit the parking of motor vehicles upon designated streets of the City if the general welfare and safety of the citizens so require it, and

WHEREAS, the Council of the City of Modesto finds and determines that the best interests of the citizens of the City require that parking in specified places on the north side of Grand Avenue between Burney Avenue and Groveland Street in the City of Modesto be prohibited as hereinafter provided,

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

SECTION 1. Effective as of July 15, 1958, and continuing until September 15, 1958, and during the same period each year thereafter, it shall be unlawful for the operator of any motor vehicle to park or stop such vehicle in the following places in the City of Modesto:

The north side of Grand Street between Groveland Street and Sydney Street; and

Beginning on the northerly curb line of Grand Street at its intersection with the westerly property line of Sydney Street, and continuing westerly along said Grand Street curb line a distance of 30 feet.

SECTION 2. The Traffic Engineer is hereby directed to cause the above described area to be marked and posted in accordance with the provisions of this resolution and the applicable laws of the City of Modesto.

SECTION 3. This resolution shall become effective only after approval by the Division of Highways of the State of California and shall become obsolete and of no further force and effect within six months after receipt of written notification by the Division of Highways of the State of California.

SECTION 4. Resolution No. 57-184 adopted by the Council of the City of Modesto on April 24, 1957, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8 day of January,

1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Hammond, Robinson, Mayor Marks

NOES: None

ABSENT: Anderson, Merrill

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-9

A RESOLUTION APPROVING APPROPRIATION TRANSFER FROM PARKING RESERVE TO TRAFFIC ENGINEER (PARKING) OF $245 FOR RENTAL INCOME AND FIRE INSURANCE ON RIGGS PROPERTY

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

FROM:	Parking Reserve		$245.00
TO:	Traffic Engineer (Parking)		$245.00
	Rental Income Insurance 419-57	$22.	
	Fire Insurance 413-57	$223.	

First installment of fire insurance and rental income insurance premiums on the "Riggs Property".

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8 day of January, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Robinson, Mayor Marks

NOES: None ABSENT: Anderson, Merrill

ATTEST: REX E. GAILFUS, City Clerk

RESOLUTION NO. 58-10

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED TERRITORY FROM THE BURBANK - PARADISE FIRE PROTECTION DISTRICT BY REASON OF ITS ANNEXATION TO THE CITY OF MODESTO. (JAMES MARSHALL PARK ADDITION)

WHEREAS, a portion of the BURBANK - PARADISE Fire Protection District was annexed to the City of Modesto by Ordinance No. 209 -C.S., adopted on November 13, 19 57, and

WHEREAS, said territory officially became a part of the City on November 18, 19 57, 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 following described territory be withdrawn from the boundaries of the BURBANK-PARADISE Fire Protection District:

All that certain real property situate in the State of California, County of Stanislaus, Section 31, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, and more particularly described as follows:

Beginning at the Southeast corner of said Section 31 which point is on the existing limits of the City of Modesto; thence Westerly along the Easterly extension of the Southern line of Lot 6 of the Re-survey of Brichman's Addition to the City of Modesto according to the official map thereof filed October 15, 1904 in Volume 2 of Maps at Page 1, Stanislaus County records, a distance of 30 feet; thence continuing Westerly along the Southern line of said Lot 6 to the Southwest corner of said Lot 6, said line being the existing limits of the City of Modesto; thence Northerly along the Western line of said Lot 6 to the Northwest corner of said Lot 6; thence Easterly along the Northern line of said

Lot 6 and its Easterly extension to a point on the Section line common to Sections 31 and 32, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, said point being on the existing limits of the City of Modesto; thence southerly along said Section line and existing City limits to the true point of beginning of this description, said property containing 6.95 acres.

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 8 day of January, 1958, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Hammond, Robinson, Mayor Marks

NOES: None

ABSENT: Anderson, Merrill

ATTEST: REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-11

A RESOLUTION DESIGNATING CERTAIN CITY PROPERTY AS JAMES MARSHALL PARK

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

SECTION 1. The following described land, situate in the City of Modesto, County of Stanislaus, State of California, to-wit:

> All that certain real property situate in the State of California, County of Stanislaus, Section 31, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, and more particularly described as follows:
>
> Beginning at the Southeast corner of said Section 31 which point is on the existing limits of the City of Modesto; thence Westerly along the Easterly extension of the Southern line of Lot 6 of the Re-survey of Brichman's Addition to the City of Modesto according to the official map thereof filed October 15, 1904 in Volume 2 of Maps at Page 1, Stanislaus County records, a distance of 30 feet: thence continuing Westerly along the Southern line of said Lot 6 to the Southwest corner of said Lot 6, said line being the existing limits of the City of Modesto; thence Northerly along the Western line of said Lot 6 to the Northwest corner of said Lot 6; thence Easterly along the Northern line of said Lot 6 and its Easterly extension to a point on the Section line common to Sections 31 and 32, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, said point being on the existing limits of the City of Modesto; thence southerly along said Section line and existing City limits to the true point of beginning of this description, said property containing 6.95 acres.

which was acquired by the City of Modesto for use as a city park, is hereby designated as James Marshall Park.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of January 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Robinson, Mayor Marks

Noes: None

Absent: Anderson, Merrill

ATTEST: _____
Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-12

A RESOLUTION ACCEPTING THE BID OF STANDARD MATERIALS, INC. FOR THE CONSTRUCTION OF THE 8TH STREET PARKING LOT

WHEREAS, Resolution No. 57-562, adopted by the Council of the City of Modesto on December 18, , 1957, approved the plans and specifications for the construction of 8th street parking lot

and authorized the calling for bids, and

WHEREAS, the bids received for the construction of off-street vehicular parking lot on 8th Street

were opened at January 14, 1958 at 2:00 P.M. and later tabulated by the Public Works Department for the consideration of the Council, and

WHEREAS, the Director of ~~Public Works~~ Parks and Traffic has recommended that the bid of Standard Materials, Inc. of $13,141.15

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Standard Materials, Inc. in the amount of $13,141.15

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of January, 1958, by Councilman Anderson, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Arata, Anderson, Merrill, Mayor Marks

Noes: None

Absent: Adams, Hammond, Robinson

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-13

A RESOLUTION DESIGNATING BUS LOADING ZONES IN THE CITY OF MODESTO.

WHEREAS, Section 31 (b) of Ordinance No. 345-N. S. authorizes the City Council to designate the location of loading zones,

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

SECTION 1. Bus loading zones are hereby established at the following locations in the City of Modesto, as shown on the attached map marked "Exhibit A", marked in green and red, and more particularly described as follows:

(a) Beginning at a point on the southeasterly curb line of J Street, Fifteen (15') feet measured along said curb line southwesterly from its intersection with the southwesterly curb line of Tenth Street, and continuing southwesterly along the J Street curb line a distance of Eighty (80') feet.

(b) Beginning at a point on the northwesterly curb line of I Street, fifteen (15') feet measured along said curb line northeasterly from its intersection with the northeasterly curb line of Eleventh Street, and continuing northeasterly along the I Street curb line a distance of fifty (50') feet.

(c) Beginning at a point on the southwesterly curb line of Tenth Street, fifteen (15') feet measured along said curb line southeasterly from its intersection with the southeasterly curb line of J Street, and continuing southeasterly along the Tenth Street curb line a distance of fifty (50') feet.

(d) Beginning at a point on the southwesterly curb line of Tenth Street, fifteen (15') feet measured along said curb line northwesterly from its intersection with the northwesterly curb line of I Street, and continuing northwesterly along the Tenth Street curb line a distance of fifty (50') feet.

(e) Beginning at a point on the northwesterly curb line of I Street, fifteen (15') feet measured along said curb line southwesterly from its intersection with the southwesterly curb line of Tenth Street, and continuing southwesterly along the I Street curb line a distance of fifty (50') feet.

(f) Beginning at a point on the southeasterly curb line of J Street, fifteen (15') feet measured along said curb line southwesterly from its intersection with the southwesterly curb line of Eleventh Street, and continuing southwesterly along the J Street curb line a distance of fifty (50') feet.

(g) Beginning at a point on the southwesterly curb line of Twelfth Street, fifteen (15') feet measured along said curb line northwesterly from its intersection with the northwesterly curb line of I Street, and continuing northwesterly along the Twelfth Street curb line a distance of fifty (50') feet.

SECTION 2. The Traffic Engineer is hereby directed to cause said bus loading zones to be painted with red curb markings and designated in accordance with the provisions of this resolution and Section 31 of Ordinance No. 345 - N. S.

SECTION 3. This resolution shall become effective only after approval by the Division of Highways of the State of California and shall become obsolete and of no further force and effect within six months after receipt of written notification by the Division of Highways 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 15 day of January, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Anderson, Arata, Merrill, Mayor Marks

NOES: None

ABSENT: Hammond, Robinson

ATTEST: REX E. GAILFUS, City Clerk

(SEAL)

Reso 58-13
Exhibit A – Map

Oversized map folded and bound within Resolution Book, Volume 17.
Unable to remove safely for scanning.

MODESTO CITY COUNCIL
RESOLUTION NO. 58-14

A RESOLUTION ESTABLISHING LOADING ZONES IN THE CITY OF MODESTO AND RESCINDING RESOLUTION NO. 57-448, RESOLUTION NO. 57-490, RESOLUTION NO. 6782-N. S., RESOLUTION NO. 54-264, AND RESOLUTION NO. 57-540.

WHEREAS, Section 31 (b) of Ordinance No. 345-N. S. authorizes the City Council to designate the location of loading zones.

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

SECTION 1. Loading zones are hereby established at the following locations in the City of Modesto, as shown on the attached map marked "Exhibit A", marked in blue; and more particularly described as follows:

(a) Beginning at a point on the southwesterly curb line of Tenth Street fifteen (15') feet measured along said curb line northwesterly from its intersection with the northwesterly curb line of O Street, and continuing northwesterly along the Tenth Street curb line a distance of fifty (50') feet.

(b) Beginning at a point on the southwesterly curb line of Tenth Street fifteen (15') feet measured along said curb line northwesterly from its intersection with the northwesterly curb line of N Street and continuing northwesterly along the Tenth Street curb line a distance of fifty (50') feet.

(c) Beginning at a point on the southwesterly curb line of Tenth Street fifteen (15') feet measured along said curb line northwesterly from its intersection with the northwesterly curb line of M Street, and continuing northwesterly along the Tenth Street curb line a distance of fifty (50') feet.

(d) Beginning at a point on the southwesterly curb line of Tenth Street fifteen (15') feet measured along said curb line northwesterly from its intersection with the northwesterly curb line of L Street and continuing northwesterly along the Tenth Street curb line a distance of fifty (50') feet.

(e) Beginning at a point on the southwesterly curb line of Tenth Street fifteen (15') feet measured along said curb line northwesterly from its intersection with the northwesterly curb line of K Street and continuing northwesterly along the Tenth Street curb line a distance of fifty (50') feet.

(f) Beginning at a point on the southeasterly curb line of J Street fifteen (15') feet measured along said curb line southwesterly from its intersection with the southwesterly curb line of Twelfth Street and continuing southwesterly along the J Street curb line a distance of fifty (50') feet.

(g) Beginning at a point on the southeasterly curb line of J Street fifteen (15') feet measured along said curb line southwesterly from its intersection with the southwesterly curb line of Thirteenth Street and continuing southwesterly along the J Street curb line a distance of fifty (50') feet.

(h) Beginning at a point on the southeasterly curb line of J Street fifteen (15') feet measured along said curb line southwesterly from its intersection with the southwesterly curb line of Fifteenth Street and continuing southwesterly along the J Street curb line a distance of fifty (50') feet.

(i) Beginning at a point on the southeasterly curb line of J Street fifteen (15') feet measured along said curb line southwesterly from its intersection with the southwesterly curb line of Sixteenth Street, and continuing southwesterly along the J Street curb line a distance of fifty (50') feet.

(j) Beginning at a point on the northwesterly curb line of I Street fifteen (15') feet measured along said curb line northeasterly from its intersection with the northeasterly curb line of Fifteenth Street and continuing northeasterly along the I Street curb line a distance of fifty (50') feet.

(k) Beginning at a point on the northwesterly curb line of I Street fifteen (15') feet measured along said curb line northeasterly from its intersection with the northeasterly curb line of Twelfth Street and continuing northeasterly along the I Street curb line a distance of fifty (50') feet.

(l) Beginning at a point on the northwesterly curb line of I Street fifteen (15') feet measured along said curb line southwesterly from its intersection with the southwesterly curb line of Fifth Street and continuing southwesterly along the I Street curb line a distance of fifty (50') feet.

(m) Beginning at a point on the southeasterly curb line of H Street fifteen (15') feet measured along said curb line southwesterly from its intersection with the southwesterly curb line of First Street and continuing southwesterly along the H Street curb line a distance of fifty (50') feet.

(n) Beginning at a point on the southeasterly curb line of H Street fifteen (15') feet measured along said curb line southwesterly from its intersection with the southwesterly curb line of Fifth Street and continuing southwesterly along the H Street curb line a distance of fifty (50') feet.

(o) Beginning at a point on the southeasterly curb line of H Street fifteen (15') feet measured along said curb line southwesterly from its intersection with the southwesterly curb line of Thirteenth Street, and continuing southwesterly along the H Street curb line a distance of fifty (50') feet.

(p) Beginning at a point on the southeasterly curb line of H Street fifteen (15') feet measured along said curb line southwesterly from its intersection with the southwesterly curb line of Fourteenth Street and continuing southwesterly along the H Street curb line a distance of fifty (50') feet.

(q) Beginning at a point on the southeasterly curb line of H Street fifteen (15') feet measured along said curb line southwesterly from its intersection with the southwesterly curb line of Eighteenth Street and continuing southwesterly along the H Street curb line a distance of fifty (50') feet.

(r) Beginning at a point on the southeasterly curb line of H Street fifteen (15') feet measured along said curb line southwesterly from its intersection with the southwesterly curb line of Nineteenth Street, and continuing southwesterly along the H Street curb line a distance of fifty (50') feet.

(s) Beginning at a point on the southeasterly curb line of Scenic Drive fifteen (15') feet measured along said curb line southwesterly from its intersection with the westerly curb line of High Street, and continuing southwesterly along the Scenic Drive curb line a distance of fifty (50') feet.

(t) Beginning at a point on the northwesterly curb line of Scenic Drive fifteen (15') feet measured along said curb line northeasterly from its intersection with the northerly curb line of Downey Avenue, and continuing northeasterly along the Scenic Drive curb line a distance of fifty (50') feet.

(u) Beginning at a point on the southwesterly curb line of Seventh Street fifteen (15') feet measured along said curb line southeasterly from its intersection with the southeasterly curb line of I Street and continuing southeasterly along the Seventh Street curb line a distance of fifty (50') feet.

(v) Beginning at a point on the southwesterly curb line of Seventh Street fifteen (15') feet measured along said curb line southeasterly from its intersection with the southeasterly curb line of H Street, and continuing southeasterly along the Seventh Street curb line a distance of fifty (50') feet.

(w) Beginning at a point on the southwesterly curb line of Seventh Street fifteen (15') feet measured along said curb line southeasterly from its intersection with the southeasterly curb line of G Street, and continuing southeasterly along the Seventh Street curb line a distance of fifty (50') feet.

(x) Beginning at a point on the northeasterly curb line of Ninth Street fifteen (15') feet measured along said curb line southeasterly from its intersection with the southeasterly curb line of I Street, and continuing southeasterly along the Ninth Street curb line a distance of fifty (50') feet.

(y) Beginning at a point on the northeasterly curb line of Ninth Street fifteen (15') feet measured along said curb line southeasterly from its intersection with the southeasterly curb line of J Street, and continuing southeasterly along the Ninth Street curb line a distance of fifty (50') feet.

(z) Beginning at a point on the southeasterly curb line of H Street fifteen (15') feet measured along said curb line southwesterly from its intersection with the southwesterly curb line of Seventh Street, and continuing southwesterly along the H Street curb line a distance of fifty (50') feet.

SECTION 2. The Traffic Engineer is hereby directed to cause said loading zones to be marked and designated in accordance with the provisions of

this resolution and Section 31 of Ordinance No. 345-N. S.

SECTION 3. Resolution No. 57-448, Resolution No. 57-490, Resolution No. 6782-N. S., Resolution No. 54-264 and Resolution 57-540 are hereby rescinded.

SECTION 3. This resolution shall become effective only after approval of the Division of Highways of the State of California and shall become obsolete and of no further force and effect within six months after receipt of written notification by the Division of Highways 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 15 day of January, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Anderson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Anderson, Arata, Merrill, Mayor Marks

NOES: None

ABSENT: Hammond, Robinson

ATTEST: REX E. GAILFUS, City Clerk

(SEAL)

Reso 58-14
Exhibit A – Map

Oversized map folded and bound within Resolution Book, Volume 17.
Unable to remove safely for scanning.

MODESTO CITY COUNCIL
RESOLUTION NO. 58-15

A RESOLUTION GRANTING REQUEST OF GEORGE KLEMM FOR VARIANCE TO PERMIT OBSTRUCTION IN SIDEWALK AREA

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the variance requested by George Klemm to permit an obstruction in the sidewalk area at 1109 Del Vale Avenue be granted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of January 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Anderson, was upon roll call defeated and the resolution failed of adoption by the following vote:

Ayes: Arata, Anderson, Merrill

Noes: Adams, Hammond, Mayor Marks

Absent: Robinson

ATTEST: Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-16

A RESOLUTION DENYING THE REQUEST OF ROBERT D. MANGUM FOR VARIANCE TO PERMIT OBSTRUCTION IN SIDEWALK AREA

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the request of Robert D. Mangum for a variance to permit obstruction in the sidewalk area at 1013 Del Vale Avenue, be, and it is hereby denied.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of January, 1958, by Mayor Marks, who moved its adoption, which motion be duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Anderson, Arata, Hammond, Merrill, Mayor Marks

Noes: None

Absent: Robinson

ATTEST: _____
Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-17

A RESOLUTION ACCEPTING THE BIDS FOR AUTOMOTIVE EQUIPMENT FOR THE CITY OF MODESTO

WHEREAS, Resolution No. 57-568 adopted by the Council of the City of Modesto on December 26, 1957, approved the specifications for 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 13, 1958, and later tabulated by the Department of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the following bids be accepted as the lowest responsible bid:

ITEM	TYPE	PRICE	BIDDER
1	4-Door Sedan	$1,478.75	Helm Chevrolet
2	4-Door Sedan	$1,478.75	" "
3.	4-Door Sedan	$1,828.75	" "
4	4-Door Sedan	$1,478.75	" "
5	4-Door Sedan	$1,478.75	" "
6	4-Door Sedan	$1,478.75	" "
7	4-Door Sedan	$1,828.75	" "
8	Business Coupe	$1,474.40	Griswold & Wight
9	Business Coupe	$1,539.40	" "
10	Business Coupe	$1,539.40	" "
11	½ Ton Pickup	$1,441.43	" "
12	½ Ton Pickup	$1,505.28	Helm Chevrolet
13	½ Ton Pickup	$1,505.28	" "
14	½ Ton Pickup	$1,505.28	" "

NOW, THEREFORE, BE IT RESOLVED that the above described bids of Helm Chevrolet and Griswold and Wight for automotive equipment be accepted, and payment for same be authorized.

WHEREAS, the Director of Public Works has recommended that the cash offer for the following equipment be accepted:

ITEM	TYPE	PRICE	BIDDER
7	4-Door Sedan	$500.00	Max Stroubharr
9	Business Coupe	$120.00	Henry Louis
10	Business Coupe	$110.00	G. W. Roberts
12	½ Ton Pickup	$158.00	Melody Motors
13	½ Ton Pickup	$258.00	" "
14	½ Ton Pickup	$358.00	" "

NOW, THEREFORE, BE IT RESOLVED that the above described bids for purchase of automotive equipment belonging to the City of Modesto be accepted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of January, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Anderson, Arata, Hammond, Merrill, Mayor Marks

Noes:

Absent: Robinson

ATTEST: Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-18

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $19 FROM SPECIAL CAPITAL OUTLAY RESERVE TO SPECIAL CAPITAL OUTLAY TO COVER EXPENSES ON NORTHERN BOULEVARD PROPERTY ACQUISITION 501-321

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

FROM:	Special Capital Outlay Reserve	$19.00
TO:	Special Capital Outlay Northern Boulevard Property Acquisition 501-321	$19.00

To provide additional funds not budgeted to cover incidental expenses which have been greater than anticipated.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15 day of January, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Anderson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Anderson, Arata, Hammond, Merrill, Mayor Marks

NOES: None ABSENT: Robinson

ATTEST: _____
REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-19

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $1,317.00 FROM SPECIAL CAPITAL OUTLAY RESERVE TO SPECIAL CAPITAL OUTLAY FOR INDUSTRIAL WATER DEVELOPMENT AT STATION NO. 20

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

FROM:	Special Capital Outlay Reserve	$1,317.00
TO:	Special Capital Outlay Industrial Water Development	$1,317.00

To increase present appropriation of $10,500 to $11,817. The cost of pump base, wiring and piping at Station No. 20 is higher than the original estimate.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15 day of January, 1958, by Councilman Anderson, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Anderson, Arata, Hammond, Merrill, Mayor Marks

NOES: None ABSENT: Robinson

ATTEST: _____
REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL

RESOLUTION NO. 58-20

A RESOLUTION GRANTING PERMIT TO THE MODESTO JUNIOR CHAMBER OF COMMERCE TO USE THE FIRST TWO PARKING SPACES ON "I" STREET, FROM THE SOUTHWEST CORNER OF 12th AND "I" STREETS FOR ITS CAMPAIGN FOR THE MARCH OF DIMES

WHEREAS, the Modesto Junior Chamber of Commerce has requested permission to use the firsttwo parking spaces on "I" Street, from the Southwest corner of 12th and I Streets, on Saturday, January 25, 1958, between the hours of 9:30 A.M. and 5:00 P.M., to sell cases of 7-Up which have been donated to the March of Dimes,

NOW, THEREFORE, BE IT RESOLVED that permit be granted to the said Modesto Junior Chamber of Commerce to use the two parking spaces on the southwest corner of 12th and I Streets on Saturday, January 25, 1958, from 9:30 A.M. to 5:00 P.M., to sell cases of 7-Up for the March of Dimes Campaign.

BE IT FURTHER RESOLVED that permit is granted to said applicant on the provision that it will hold the City harmless from and against any and all costs, damages, and liabilities arising out of the use of this parking area by the Modesto Junior Chamber of Commerce.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of January, 1958, by Councilman **Anderson**, who moved its adoption, which motion being duly seconded by Councilman **Arata**, was upon roll call carried and the resolution adopted by the following vote:

Ayes: **Adams, Anderson, Arata, Hammond, Merrill, Mayor Marks**

Noes: **None**

Absent: **Robinson**

ATTEST: Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL

RESOLUTION NO. 58-21

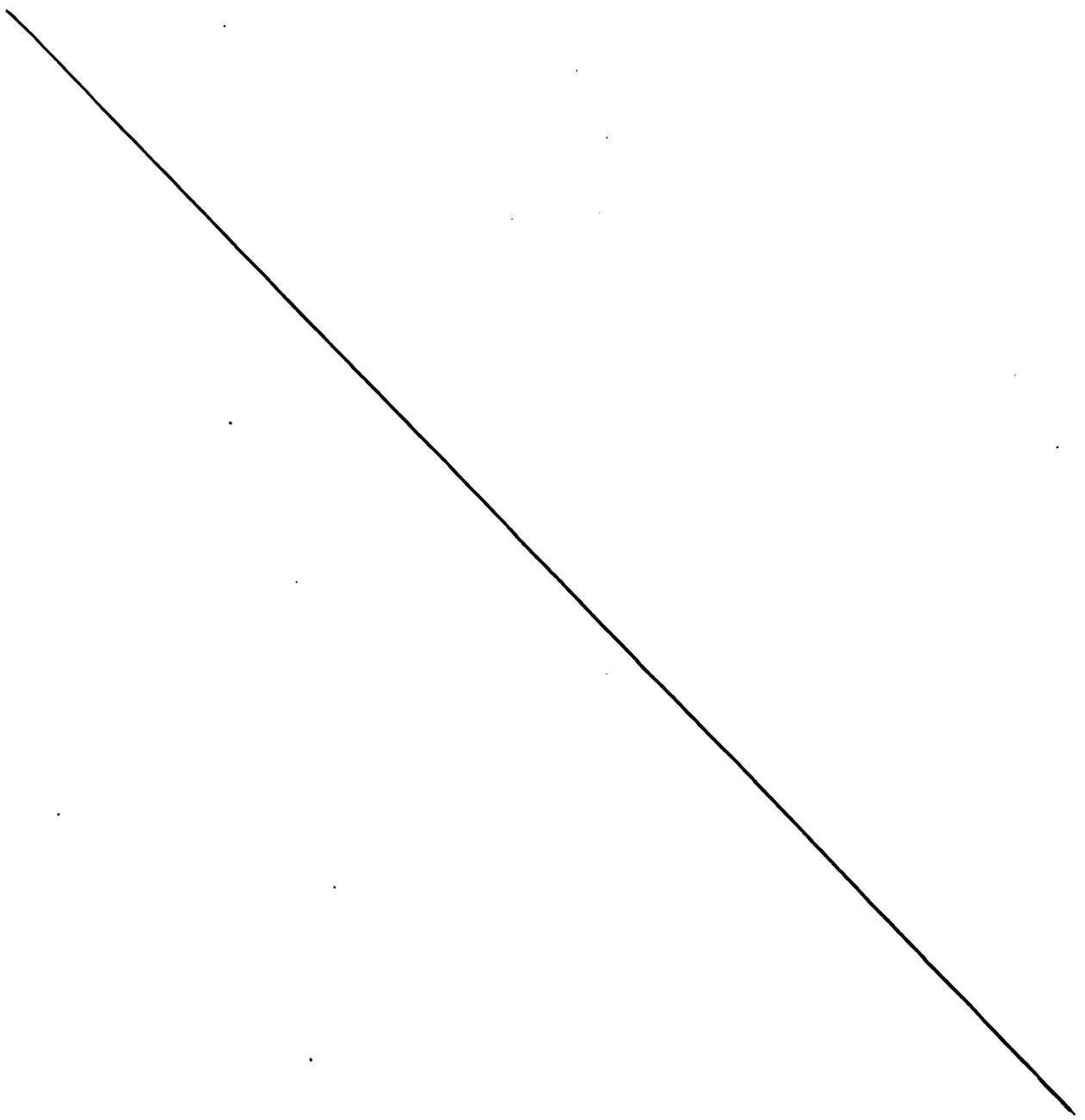
A RESOLUTION DETERMINING THE RESULT OF AN ELECTION HELD IN THE NORTHEAST ADDITION FOR ANNEXATION OF SAID ADDITION TO THE CITY OF MODESTO.

WHEREAS, a special election was held on the 7th day of January, 1958, in the Northeast Addition, near the City of Modesto, County of Stanislaus, State of California, and contiguous to the City limits of said City, and which territory is particularly described as follows, to-wit:

All that certain real property situate in the State of California, County of Stanislaus, Sections 16 and 17, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, and more particularly described as follows:

Beginning at the intersection of the southern line of the Modesto Irrigation District Lateral No. 3 and the western line of McHenry Avenue, said point being on the existing City Limits, as described in the boundary description of the Granger Addition, filed in Volume 1185, at Page 600, Stanislaus County Records; thence along the existing City Limits and the southern right of way line of the Modesto Irrigation District Lateral No. 3, Westerly to the intersection thereof with the southeastern corner of the Briggsmore Addition, filed in Volume 1202, Page 454, Stanislaus County Records; thence along the existing City Limits, and the eastern line of said Briggsmore Addition, Northerly to the southern line of Bowen Avenue as described in the boundary descriptions of said Briggsmore Addition and the Sycamore Addition, annexed by Ordinance No. 149-C.S.; thence along the existing City Limits across Bowen Avenue as described in said boundary description of the Sycamore Addition, Northerly to the northern line of Bowen Avenue as shown on the map of the Leveland Tract, filed in Volume 9 of Maps, at Page 71, Stanislaus County Records, and as described in the boundary description of the Northgate Addition, filed November 29, 1955, Instrument No. 34498; thence along the existing City Limits and the northern line of said Bowen Avenue, Easterly to the southwestern corner of Lot 4 of said Leveland Tract; thence along the existing City Limits and the western line of said Lot 4, Northerly, 111.70 feet to the northwestern corner of said Lot 4; thence along the existing City Limits and the northern line of said Lot 4, Easterly, 390.00 feet to the northeastern corner of said Lot 4 and the western line of said McHenry Avenue; thence along the existing City Limits and the western line of said McHenry Avenue, Northerly to the Southeastern corner of the land conveyed to Amedeo Loretelli, et ux, as Parcel No. 2 by Deed No. 19381, recorded July 6, 1955, Stanislaus County Records; thence along existing City Limits and the southern line of said Parcel 2, Westerly, 502.00 feet to the southwestern corner of said Parcel 2; thence along existing City Limits and the western line of said Parcel 2, Northerly, 393.05 feet to the northwestern corner of land conveyed to Amedeo Loretelli, et ux, as Parcel 1, by deed above referred to, and the southern line of Leveland Lane, as located in Stanislaus County Survey No. 986, July 5, 1932; thence along said southern line of Leveland Lane, Easterly to the western line of said McHenry Avenue; thence along said western line of McHenry Avenue, Southerly to its intersection thereof with the western extension of the southern line of Floyd Avenue, as shown on the map of Coffee Colony, filed in Volume 2 of Maps, at Page 22, Stanislaus County Records; thence along said western extension and the southern line of Floyd Avenue, Easterly to a point on the eastern line of Lot 11 of said Coffee Colony; thence along the eastern line of Lots 11, 12, 13 and 14, Southerly to the southeastern corner of Lot 14 of said Coffee Colony, and the northwestern corner of Lot 6 of the Pomona Villa Tract, filed in Volume 2 of Maps, at Page 4, Stanislaus County Records; thence along the lot lines common to Lots 15 and 16 of said Coffee Colony and Lots 6 and 5 of said Pomona Villa Tract, Easterly to the northeastern corner of said Lot 5 of said Pomona Villa Tract, and the southwestern corner of Lot 17 of said Coffee Colony; thence along the western line of said Lot 17, Northerly to a point on the southern line of said Floyd Avenue; thence along said southern line of Floyd Avenue, Easterly to a point on the eastern line of Lot 18 of said Coffee Colony; thence along the eastern line of said Lot 18, Southerly to the southeastern corner of said Lot 18; thence along the southern line of said Lots 18 and 17, Westerly to the northeastern corner of Lot 4 of said Pomona Villa Tract; thence along the eastern line of said Lot 4, Southerly to the southeastern corner of said Lot 4, said corner being on the center line of a 50-foot street known as Tokay Avenue, as shown on the Map of said Pomona Villa Tract; thence along the western line of Lot 15 of said

Pomona Villa Tract, Southerly 30 feet to the southern line of said Tokay Avenue, as shown on the Map of McHenry Village Subdivision No. 2, as filed in Volume 18 of Maps at Page 34, Stanislaus County Records; thence along said southern line of Tokay Avenue, Easterly to the western line of Sunrise Avenue, as shown on the Map of said McHenry Village Subdivision No. 2; thence along said western line of Sunrise Avenue, Southerly to the northern line of Norwegian Avenue as shown on the Map of McHenry Village Subdivision No. 1, filed in Volume 18 of Maps at Page 5, Stanislaus County Records; thence along said northern line of Norwegian Avenue, Westerly to a point 107.55 feet easterly from the western line of Lot 14 of said Pomona Villa Tract; thence Southerly, 50 feet at right angles, to the southern line of said Norwegian Avenue; thence along said southern line of Norwegian Avenue, Westerly to a point 26.20 feet westerly from the eastern line of Lot 12 of said Pomona Villa Tract; thence along a line 26.20 feet at right angles westerly of and parallel to the eastern line of said Lot 12 and Lot 23 of said Pomona Villa Tract and its southerly projection, Southerly to the southern line of the Modesto Irrigation District Lateral No. 3 and the existing City Limits, as described in the boundary description of the McHenry Village Addition as filed in Volume 1216 at Page 546, Stanislaus County Records; thence along said southern line of the Modesto Irrigation District Lateral No. 3 and the existing City Limits, Northwesterly and westerly to the point of beginning, containing 156.55 acres more or less.



WHEREAS, the said City Council of the City of Modesto finds after due examination that due notice of said election was published in the Turlock Daily Journal, a newspaper of general circulation printed and published outside the City of Modesto, but in Stanislaus County, California, which said notice appeared in said newspaper on December 12, 19, and 26, in the year 1957, and January 2, in the year 1958, and that prior to said publication in said newspaper a date was set giving due notice that owners of property in said Northeast Addition could appear before said City Council on the 6th day of November, 1957, to protest holding of said election; and it further appearing to the said Council and the said Council so finds that all other requirements of the Annexation Act of 1913 and all other requirements of the Election Laws of the State of California have been duly and regularly followed and that all of the procedures adopted and employed in the annexation proceedings and in the holding of said election are proper and legal; and

WHEREAS, the City Council of the City of Modesto is now sitting as a Canvassing Board to canvass the results of said election and has received all of the returns of said election and finds that the same are now in proper form, and have opened and canvassed the same and ascertained the result of said election as hereinafter stated, and

WHEREAS, after the holding of said election, the election officers thereof delivered to and deposited with the Clerk of this Council the ballots, tally sheets, and returns of said election, and it appearing and the Council so finding that the proposition submitted at said election was whether or not such territory shall be annexed to, incorporated in, and made a part of said City of Modesto, and whether or not the property in said territory shall, after such annexation, be subjected to taxation equally with the property within the City of Modesto to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the first publication of the notice of the election.

NOW, THEREFORE, BE IT RESOLVED, CERTIFIED, AND DECLARED BY THE COUNCIL OF THE CITY OF MODESTO that the said Special Election held in said territory to determine whether or not said territory shall be annexed to, incorporated in, and made a part of said City of Modesto, and whether or not the property in said territory shall, after such annexation, be subjected to taxation equally with the property within the City of Modesto to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the first publication of the notice of the election, was regularly called, held, and conducted as required by law; that the proper and complete returns thereof have been made and received by said Council; that the same have been properly canvassed; that from the returns so canvassed as aforesaid it appears and the Council so finds that at said special election the total number of votes cast at the polls was and is ninety-one (91); that the number of votes cast at said polls in favor of annexation was and is sixty-five (65); that the number of votes cast at said polls opposed to annexation was and is twenty-six (26); that the number of votes cast at said polls which were voided was none; that the total number of votes cast at each special precinct and the total number of votes cast at each special precinct in favor of annexation and the total number of votes cast at each special precinct opposed to annexation and the total number of votes cast at each special precinct which were voided were and are as follows:

Special Election Precinct No.	Total Votes Cast	In favor of Annexation	Opposed to Annexation	Voided
No. 1	91	65	26	0
Absentee Ballots	1	1	0	0
TOTAL	92	66	26	0

That said City Council sitting as such Canvassing Board further finds that the measure, to-wit, "Shall the Northeast Addition be annexed to, incorporated, in, and made a part of the City of Modesto, and the property therein be subjected to taxation equally with the property within the City to pay the bonded indebtedness of

the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the first publication of the notice of the election?" held to determine whether or not said property shall be annexed to the City received a majority of the votes cast for annexation and that therefore said measure carried.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15 day of January, 1958, by Councilman Anderson, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Anderson, Arata, Hammond, Merrill, Mayor Marks

NOES: None

ABSENT: Robinson

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-22

A RESOLUTION ACCEPTING THE CONSTRUCTION OF **CHAIN LINK FENCE AT DRYDEN MUNICIPAL GOLF COURSE BY COLORADO FUEL AND IRON CORPORATION; AUTHORIZING PAYMENT OF AMOUNTS DUE; AND AUTHORIZING RECORDATION OF NOTICE OF COMPLETION WITH THE COUNTY RECORDER**

WHEREAS, a report has been filed by the Director of Public Works that the construction of **chain link fence at Dryden Golf Course**

has been completed by **Colorado Fuel and Iron Corporation**

in accordance with the contract agreement dated **December 20, 1957**

NOW, THEREFORE, BE IT RESOLVED that the construction of **chain link fence at Dryden Municipal Golf Course**

be accepted from said contractor **Colorado Fuel and Iron Corporation**

that Nctice 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 **15** day of **January**, 195**8**, by Councilman **Adams**, who moved its adoption, which motion being duly seconded by Councilman **Merrill**, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: **Adams, Anderson, Arata, Hammond, Merrill, Mayor Marks**

Noes: Councilmen: **None**

Absent: Councilmen: **Robinson**

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-23

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND **THE WESTERN UNION TELEGRAPH COMPANY FOR TERMINATION OF LEASE AT OLD MODESTO HOTEL BUILDING**

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and **Western Union Telegraph Company**

for **termination of lease at old Modesto Hotel Building for ground floor front storeroom**

be, and it is hereby approved, and

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the **15** day of **January**, 1958, by Councilman **Arata**, who moved its adoption, which motion being duly seconded by Councilman **Anderson**, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen **Adams, Anderson, Arata, Hammond, Merrill, Mayor Marks**

Noes: **None** Absent: **Robinson**

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-24

A RESOLUTION ACCEPTING THE BID OF THE SPEARS CONSTRUCTION COMPANY FOR THE CONSTRUCTION OF IMPROVEMENTS AT DEL WEBB FIELD IN THE AMOUNT OF $43,570.

WHEREAS, Resolution No. 58-3, adopted by the Council of the City of Modesto on January 8, 1958, approved the plans and specifications for the construction of improvements at Del Webb Field

1. Reinforced Concrete Grandstand
2. Wood Frame and Stucco Press Box
3. Concessions Building

and authorized the calling for bids, and

WHEREAS, the bids received for the construction of improvements at Del Webb Field

were opened at 2:00 P.M. on January 20, 1958 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 Spears Construction Company in the amount of $43,570.

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Spears Construction Company in the amount of $43,570.

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 22 day of January, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Anderson, Arata, Hammond, Merrill, Mayor Marks

Noes: None

Absent: Robinson

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-25

A RESOLUTION APPROVING THE GENERAL PROPOSAL OF THE UNITED STATES ARMY RESERVE TO CONSTRUCT A TRAINING CENTER AT MODESTO

WHEREAS, the United States Army Reserve is making a study on the proposed construction of a training center at Modesto, and

WHEREAS, the Army Reserve has requested that the Council indicates its approval of this proposal.

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

1- The general proposal that a United States Army Reserve training center be located at Modesto be and it is hereby approved;

2- The staff of the City of Modesto be authorized to work with the Army Reserve to determine a precise location which would be desirable both from the standpoint of the City and the Army Reserve.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of January, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Anderson, Arata, Hammond, Merrill, Mayor Marks

Noes: None

Absent: Robinson

ATTEST: Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-26

A RESOLUTION ACCEPTING THE BID OF BELT PRINTING COMPANY IN THE AMOUNT OF $9.50 PER PAGE FOR THE PRINTING OF REVISED SUPPLEMENTAL PAGES OF THE MUNICIPAL CODE OF THE CITY OF MODESTO

WHEREAS, Resolution No. 58-1, adopted by the Council of the City of Modesto on January 8, 1958, approved the plans and specifications for the ~~construction of~~ printing of revised or supplemental pages of the Municipal Code

and authorized the calling for bids, and

WHEREAS, the bids received for the ~~construction of~~ printing of revised or supplemental pages of the Municipal Code

were opened at 2:00 P.M. on January 20, 1958 and later tabulated by the ~~Public Works Department~~ City Clerk for the consideration of the Council, and

WHEREAS, the ~~Director of Public Works~~ City Clerk has recommended that the bid of Belt Printing Company in the amount of $9.50 per page

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Belt Printing Company in the amount of $9.50 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 22 day of January, 1958, by Councilman Anderson, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Anderson, Hammond, Merrill, Mayor Marks

Noes: None

Absent: Arata, Robinson

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-27

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR THE INSTALLATION OF 6" WATER LINES AT THE MUNICIPAL GOLF COURSE

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

Section 1. The plans and specifications for the installation of 6" water lines at the Municipal Golf Course

copies of which are on file in the Department of Public Works, are hereby accepted and approved.

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the installation of 6" water lines at the Municipal Golf Course

to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on February 3, 1958 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, the bids shall be tabulated and analyzed by the Director of Public Works, who shall submit them, together with his recommendation thereon, 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 22 day of January, 1958, by Councilman Anderson, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Anderson, Hammond, Merrill, Mayor Marks

Noes: None

Absent: Arata, Robinson

ATTEST: _____
CITY CLERK

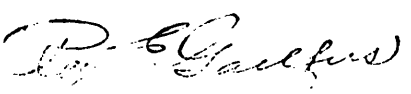
MODESTO CITY COUNCIL
RESOLUTION NO. 58-28

A RESOLUTION AUTHORIZING FACSIMILE SIGNATURES ON THE CITY OF MODESTO PAYROLL ACCOUNT AND GENERAL ACCOUNT CHECKS.

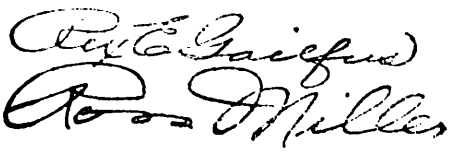
BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. Facsimile Signatures are hereby authorized on City of Modesto Payroll Account and General Account checks.

SECTION 2. The Modesto office of the Crocker-Anglo National Bank of San Francisco as a designated depositary of this City is hereby requested, authorized and directed to honor all checks, drafts or other orders for the payment of money drawn in this City's name on its Payroll Account (including those drawn to the individual order of any person or persons whose names appear thereon as signer or signers thereof) when bearing or purporting to bear the facsimile signatures of any one of the following:

NAME	FACSIMILE SIGNATURE
Rex E. Gailfus	

SECTION 3. The Modesto office of the Crocker-Anglo National Bank of San Francisco as a designated depositary of this City is hereby requested, authorized and directed to honor all checks, drafts, or other orders for the payment of money drawn in this City's name on its General Account (including those drawn to the individual order of any person or persons whose names appear thereon as signer or signers thereof) when bearing or purporting to bear the facsimile signatures of both of the following:

NAME	FACSIMILE SIGNATURE
Rex E. Galifus	
Ross Miller	

SECTION 4. The Modesto office of the Crocker-Anglo National Bank of San Francisco shall be entitled to honor and to charge this City for all such checks, drafts or other orders for the payment of money, regardless of by whom or by what means the actual or purported facsimile signature or signatures thereon may have been affixed thereto, if such facsimile signature or signatures resemble the facsimile specimens from time to time filed with said office of the City Clerk of this City.

SECTION 5. All previous authorizations for the signing and honoring of checks, drafts or other orders for the payment of money drawn on the aforesaid accounts by this City are hereby continued in full force and effect as amplified hereby.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22 day of January, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Anderson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Anderson, Merrill, Hammond, Mayor Marks

NOES: None

ABSENT: Arata, Robinson

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-29

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $15,517 FROM PARKING FUND RESERVE TO TRAFFIC ENGINEERING (PARKING FUND) FOR DEVELOPMENT OF 8TH STREET PARKING LOT

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

FROM:	Parking Fund Reserve	$15,517.
TO:	Traffic Engineering (Parking Fund)	$15,517.

To provide funds for the development of the 8th Street Parking Lot in accordance with bid award of January 15, 1958.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22 day of January, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Anderson, Hammond, Merrill, Mayor Marks

NOES: None ABSENT: Arata, Robinson

ATTEST: _____
REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-30

A RESOLUTION APPROVING SCHEDULES OF ROUTES AND OPERATING TIMES OF THE MODESTO MOTOR BUS SERVICE IN THE CITY OF MODESTO.

WHEREAS, Section 6-7.208 of the Modesto Municipal Code authorizes the City Council to approve changes or amendments to the schedule of routes and operating times of persons licensed to operate motor buses within the City,

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

SECTION 1. The schedule of routes and operating times filed by the Modesto Motor Bus Service in the Office of the City Clerk on January 14, 1958, is hereby approved.

SECTION 2. All resolutions and parts of resolutions in conflict herewith are hereby rescinded.

SECTION 3. The City Clerk is hereby directed to furnish a copy of this resolution to the Modesto Motor Bus Service.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22 day of January, 1958, by Councilman Anderson, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Anderson, Hammond, Merrill, Mayor Marks

NOES: None

ABSENT: Arata, Robinson

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-31

A RESOLUTION APPOINTING C. W. MASONHEIMER CITY MANAGER PRO TEMPORE DURING THE ABSENCE OR DISABILITY OF THE CITY MANAGER

BE IT HEREBY RESOLVED that C. W. Masonheimer, Assistant 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 Resolution No. 57-308 adopted by the Council on July 10, 1957, entitled "A RESOLUTION APPOINTING GEORGE TOMSHO CITY MANAGER PRO TEMPORE DURING THE ABSENCE OR DISABILITY OF THE CITY MANAGER", 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 22nd day of January, 1958, by Councilman Adams, who moved its adoption, which motion was duly seconded by Councilman Hammond and upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Anderson, Hammond, Merrill, Mayor Marks

Noes: None

Absent: Arata, Robinson

ATTEST: Rex E. Gailfus
Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-32

A RESOLUTION REJECTING ALL BIDS AND AUTHORIZING THE WORK TO BE PERFORMED BY THE CITY FOR THE INSTALLATION OF 6" WATER LINES AT THE MUNICIPAL GOLF COURSE

WHEREAS, the Council of the City of Modesto adopted Resolution No. 58-27, on January 22, 1958, approving the plans and specifications for the installation of 6" water lines at the Municipal Golf Course, and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on the 3rd day of February, 1958, 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, all bids received pursuant to said notice were opened, examined and publicly declared at the time specified in said advertisement, for bids, and

WHEREAS, the lowest responsible bid was submitted by Jess Hogg in the sum of $3,821.10, and

WHEREAS, the Director of Public Works estimates that the cost of such work to be performed by city forces for the sum of $2,427.50, thus effecting a savings to the taxpayers of approximately $1,393.60, 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 nore 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 5th day of February, 1958, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

NOES: None

ABSENT: Anderson

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-33

A RESOLUTION AUTHORIZING THE DIRECTOR OF PARKS AND RECREATION TO CLOSE THE MUNICIPAL GOLF COURSE DURING THE INSTALLATION OF NEW WATER MAINS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Director of Parks and Recreation be authorized to close the Municipal Golf Course during the installation of new water mains, between the dates of February 17 and 28, 1958, or until completion of the work, and

BE IT FURTHER RESOLVED that the Director of Parks and Recreation may authorize play during such days during this period which will not interfere with the construction activities being carried on the Golf Course.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of February, 1958, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: None

Absent: Anderson

ATTEST: Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-34

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR FURNISHING PENDENT LIGHTING STANDARDS

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

Section 1. The plans and specifications for furnishing pendent lighting standards

copies of which are on file in the Department of Public Works, are hereby accepted and approved.

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for furnishing pendent lighting standards

to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on February 24, 1958 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, the bids shall be tabulated and analyzed by the Director of Public Works, who shall submit them, together with his recommendation thereon, 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 5 day of February, 1958, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: None Absent: Anderson

ATTEST: [signature] CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-35

A RESOLUTION APPROVING APPROPRIATION TRANSFER FROM GENERAL RESERVE TO APPROPRIATIONS OF $34,920 TO APPROPRIATE MONEYS FOR RECONSTRUCTION AT DEL WEBB FIELD

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

FROM:	General Reserve	$34,920.
TO:	Appropriations	$34,920.

for reconstruction of facilities at Del Webb Field.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5 day of February, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

NOES: None ABSENT: Anderson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-36

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $15,000. FROM SPECIAL CAPITAL OUTLAY RESERVE TO APPROPRIATIONS FOR RECONSTRUCTION OF DEL WEBB FIELD

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

FROM: Special Capital Outlay Reserve $15,000.

TO: Appropriations $15,000.

for reconstruction of facilities at Del Webb Field

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5 day of February, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

NOES: None ABSENT: Anderson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-37

A RESOLUTION AUTHORIZING THE CITY MANAGER OR THE ASSISTANT CITY MANAGER OF THE CITY OF MODESTO TO SIGN WAREHOUSE ISSUE SHEETS OF THE CALIFORNIA STATE EDUCATIONAL AGENCY FOR SURPLUS PROPERTY AND RESCINDING RESOLUTION NO. 57-314

BE IT RESOLVED by the Council of the City of Modesto that Ross Miller, who is City Manager, or C. W. Masonheimer who is Assistant City Manager and Acting City Manager in the absence of the City Manager, shall be and is hereby authorized as the representative of the City of Modesto to sign the warehouse issue sheet (SEASP Form 109) of the California State Educational Agency for Surplus Property which contains the following terms and conditions:

THE DONEE HEREBY CERTIFIES THAT:

(1) It is a tax-supported or nonprofit and tax-exempt (under Section 501 (c) (3) of the Internal Revenue Code of 1954 or Section 101 (6) of the Internal Revenue Code of 1939) school system, school, college, university, medical institution, hospital, clinic or health center, or 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 (hereinafter referred to as "The Department").

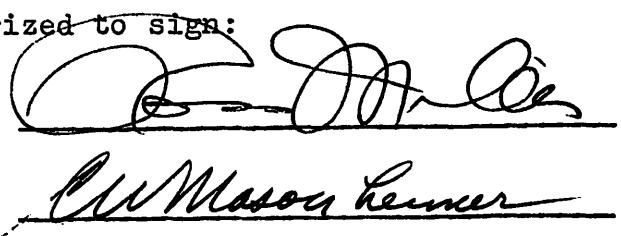
(2) The property requested by this document is usable and necessary in the State for either educational, public health, or civil defense purposes including research for any such purpose, is required for its own use to fill an existing need, and is not being acquired for any other use or purpose, for use outside the State, or for sale.

(3) Funds are available to pay the costs of care and handling incident to donation, including packing, preparation for shipping, and transporting such property.

(4) Property acquired by a donee, regardless of acquisition cost, shall be on an "as is", "where is" basis without warranty of any kind.

BE IT FURTHER RESOLVED THAT a certified copy of this resolution be transmitted by the City Clerk to the State of California, State Educational Agency for Surplus Property, and that the same shall remain in full force and effect until written notice to the contrary is given said Agency.

Signatures of persons authorized to sign:



BE IT FURTHER RESOLVED that Resolution No. 57-314 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 February, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: None

Absent: Anderson

ATTEST: Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-38

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $3,436. FROM PUBLIC WORKS - SERVICE DIVISION EQUIPMENT RENTAL CREDITS TO PUBLIC WORKS - SERVICE DIVISION FOR THE PURCHASE OF AUTOMOTIVE EQUIPMENT

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

FROM:	Public Works - Service Division Equipment Rental Credits	$3,436.
TO:	Public Works - Service Division	$3,436.

to provide funds needed for the purchase of automotive equipment.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of February, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

NOES: None ABSENT: Anderson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION No. 58-39

A RESOLUTION DECLARING THE INTENTION OF THE CITY COUNCIL TO CONSIDER THE APPLICATION OF GEORGE BUMGARDNER AND GLADYS BUMGARDNER FOR A FRANCHISE TO OPERATE A WATER SYSTEM WITHIN THE CITY OF MODESTO AND FIXING THE TIME AND PLACE FOR A HEARING ON SAID APPLICATION.

WHEREAS, George and Gladys Bumgardner, husband and wife, doing business as George Bumgardner Water Company, have filed, pursuant to Section 11.202 of the Modesto Municipal Code, a verified application for a franchise for a fixed term to operate a water company within the territorial limits of the City of Modesto; and

WHEREAS, the applicant has agreed to pay a sum equivalent to two (2%) per cent of the gross annual receipts of the utility derived from operations within the City of Modesto; and

WHEREAS, the City Manager has submitted his recommendation and report recommending that said franchise be granted for a term of twenty (20) years,

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

SECTION 1. Notice is hereby given that the 26th day of February, 1958, at the hour of 8:00 o'clock P. M. of said day, in the Council Chambers at the McHenry Public Library, located at Fourteenth and I Streets in the City of Modesto, is hereby fixed as the time and place for considering the application of George and Gladys Bumgardner, husband and wife, doing business as George Bumgardner Water Company, for a franchise to operate a water company within the territorial limits of the City of Modesto, at which time and place any and all persons may appear before the Council and be heard thereon.

SECTION 2. A general statement of the major provisions of the proposed franchise are as follows:

(a) A franchise to operate a water company within the

territorial limits of the City of Modesto for a term of twenty (20) years.

(b) The Grantee shall pay two (2%) per cent of the gross annual receipts derived from operations within the City, provided that the minimum annual payment shall be not less than One Hundred and no/100ths ($100.00) Dollars.

(c) Grantee shall remove and relocate its facilities at its own expense when required to do so when made necessary by reason of the exercise of governmental functions.

(d) City shall have the right to acquire the lands, property and rights of any character whatsoever of the Grantee to the extent that such acquisition is authorized or permitted by law.

SECTION 2. A copy of the proposed franchise may be obtained by any and all interested persons at the office of the City Clerk.

SECTION 3. The City Clerk is hereby directed to publish this resolution in the official newspaper of the City at least once within ten (10) days after the passage of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of February, 1958, by ~~Councilman~~ Mayor Marks, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

NOES: None

ABSENT: Anderson

ATTEST: [signature]
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-40

A RESOLUTION AUTHORIZING THE ERECTION OF YIELD RIGHT OF WAY SIGNS ON HADDON AVENUE AT ITS INTERSECTION WITH ROSINA AVENUE IN THE CITY OF MODESTO.

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

SECTION 1. The Traffic Engineer shall erect, or cause to be erected, yield right of way signs in accordance with the provisions of Section 471.1 of the Vehicle Code of the State of California, at the following location :

On HADDON AVENUE at its intersection with Rosina Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5 day of February, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

NOES: None

ABSENT: Anderson

ATTEST: _____
REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-41

A RESOLUTION ESTABLISHING STOP SIGNS ON H STREET, I STREET AND K STREET AT THEIR INTERSECTION WITH TENTH STREET, ON I STREET AT ITS INTERSECTION WITH ELEVENTH STREET, ON CHADWICK COURT, LOCKE ROAD AND CHEHALEM DRIVE AT THEIR INTERSECTION WITH COFFEE ROAD IN THE CITY OF MODESTO.

WHEREAS, Section 23 of Ordinance No. 345-N.S. of the City of Modesto, as amended, authorizes the Council, by resolution, to designate any street intersection under its jurisdiction as a stop intersection and cause stop signs to be erected at one or more entrances thereto, and

WHEREAS, it appears to the Council that the general welfare and safety of the citizens of the City of Modesto requires that boulevard stop signs be erected and maintained at the following locations,

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

SECTION 1. The following intersections are designated as stop intersections and the Traffic Engineer shall cause boulevard stop signs to be erected and maintained as follows:

ON H STREET at its intersection with Tenth Street
ON I STREET at its intersection with Tenth Street
ON K STREET at its intersection with Tenth Street
ON I STREET at its intersection with Eleventh Street
ON CHADWICK COURT at its intersection with Coffee Road
ON LOCKE ROAD at its intersection with Coffee Road
ON CHEHALEM DRIVE at its intersection with Coffee Road

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5 day of February, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

NOES: None

ABSENT: Anderson

ATTEST: [signature]
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-42

A RESOLUTION AUTHORIZING THE ERECTION OF YIELD RIGHT OF WAY SIGNS ON CERTAIN STREETS AT THEIR INTERSECTIONS WITH KEARNEY AVENUE IN THE CITY OF MODESTO.

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

SECTION 1. The Traffic Engineer shall erect, or cause to be erected, yield right of way signs in accordance with the provisions of Section 471.1 of the Vehicle Code of the State of California, at the following locations:

On LOUISE AVENUE at its intersection with Kearney Avenue.
On PRINCETON AVENUE at its intersection with Kearney Avenue.
On HANEY AVENUE at its intersection with Kearney Avenue.
On FORDHAM AVENUE at its intersection with Kearney Avenue.
On DEL MAR AVENUE at its intersection with Kearney Avenue.
On DEL VISTA AVENUE at its intersection with Kearney Avenue.
On DEL MONTE AVENUE at its intersection with Kearney Avenue.
On CHERRYWOOD DRIVE at its intersection with Kearney Avenue.
On MAPLEWOOD DRIVE at its intersection with Kearney Avenue.
On ASHWOOD DRIVE at its intersection with Kearney Avenue.
On OAKWOOD DRIVE at its intersection with Kearney Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5 day of February, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

NOES: None

ABSENT: Anderson

ATTEST: Rex E. Gailfus
REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-43

A RESOLUTION ESTABLISHING STOP SIGNS ON LEONARD AVENUE AT ITS INTERSECTION WITH KEARNEY AVENUE IN THE CITY OF MODESTO.

WHEREAS, Section 23 of Ordinance No. 345-N.S. of the City of Modesto, as amended, authorizes the Council, by resolution, to designate any street intersection under its jurisdiction as a stop intersection and cause stop signs to be erected at one or more entrances thereto, and

WHEREAS, it appears to the Council that the general welfare and safety of the citizens of the City of Modesto requires that boulevard stop signs be erected and maintained at the following locations,

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

SECTION 1. The following intersections are designated as stop intersections and the Traffic Engineer shall cause boulevard stop signs to be erected and maintained as follows:

ON LEONARD AVENUE at its intersection with Kearney Avenue

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5 day of February, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

NOES: None

ABSENT: Anderson

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58- 44

A RESOLUTION ESTABLISHING STOP SIGNS ON J STREET AT ITS INTERSECTION WITH TENTH STREET IN THE CITY OF MODESTO.

WHEREAS, Section 23 of Ordinance No. 345-N.S. of the City of Modesto, as amended, authorizes the Council, by resolution, to designate any street intersection under its jurisdiction as a stop intersection and cause stop signs to be erected at one or more entrances thereto, and

WHEREAS, it appears to the Council that the general welfare and safety of the citizens of the City of Modesto requires that boulevard stop signs be erected and maintained at the following locations,

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

SECTION 1. The following intersections are designated as stop intersections and the Traffic Engineer shall cause boulevard stop signs to be erected and maintained as follows:

On J STREET at its intersection with Tenth Street.

SECTION 2. That portion of Resolution No. 9633-N.S. in conflict herewith is hereby rescinded.

SECTION 3. This resolution shall become effective only after approval by the Division of Highways of the State of California and shall become obsolete and of no further force and effect within six months after receipt of written notification by the Division of Highways 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 5 day of February, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

NOES: None **ABSENT:** Anderson

ATTEST: [signature] City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58- 45

A RESOLUTION RESCINDING RESOLUTION NO. 9877-N.S. WHICH ESTABLISHED DIAGONAL PARKING ON SEVENTEENTH STREET BETWEEN G STREET AND H STREET IN THE CITY OF MODESTO.

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

SECTION 1. Resolution No. 9877-N.S. which established diagonal parking on both sides of Seventeenth Street between G Street and H Street in the City of Modesto is hereby rescinded.

SECTION 2. The Traffic Engineer is hereby directed to cause the above described area to be marked and/or posted in accordance with the provisions of this resolution and the applicable laws of the City.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5 day of February, 1958, by Councilman ~~Adams~~, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

NOES: None

ABSENT: Anderson

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-46

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR INSTALLATION OF WATER MAINS

1. Maze Boulevard between Maze Court and West side of M.I.D. Lateral 5
2. Beard Street between "B" Street and 9th Street

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

1. Maze Boulevard between Maze Court and West side of M.I.D. Lateral No. 5
2. Beard Street between "B" Street and 9th Street

copies of which are on file in the Department of Public Works, are hereby accepted and approved.

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for installation of water mains on Maze Boulevard and Beard Street

to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on Monday, February 17, 1958 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, the bids shall be tabulated and analyzed by the Director of Public Works, who shall submit them, together with his recommendation thereon, 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 5 day of February, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: None Absent: Anderson

ATTEST: [signature] CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-47

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $1,040. FROM GENERAL RESERVE TO MISCELLANEOUS UNCLASSIFIED FOR PAYMENT OF SALES TAXES FOR 1957 CALENDAR YEAR UNDER THE BRADLEY-BURNS ACT.

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

From:	General Reserve	$1,040.
To:	Miscellaneous Unclassified	$1,040.

for payment of sales tax for 1957 claendar year.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of February, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

NOES: None ABSENT: Anderson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-48

A RESOLUTION AUTHORIZING CITY MANAGER ROSS MILLER TO EXECUTE WAREHOUSE ISSUE SHEET NO. R3065 RELATING TO THE PURCHASE OF 1941 TANK TRUCK BY THE CITY OF MODESTO

BE IT HEREBY RESOLVED by the Council of the City of Modesto and hereby ordered that City Manager Ross Miller be and is hereby authorized and directed to execute on behalf of the City of Modesto that certain Warehouse Issue Sheet No. R3065 between the City of Modesto and the State of California, State Educational Agency for Surplus Property, relating to the personal property therein described is annexed hereto, marked Exhibit "A" and made a part hereof, and that the City of Modesto agrees thereby to be bound by all the provisions, transfers, terms, conditions, restrictions, reservations, and covenants therein set forth.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of February, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: None Absent: Anderson

ATTEST: _____
Rex E. Gailfus, City Clerk

STATE OF CALIFORNIA)
) ss
COUNTY OF STANISLAUS)

I, Rex E. Gailfus, Clerk of the City Council of the City of Modesto, County of Stanislaus, California, do hereby certify that the foregoing is a full, true, and correct copy of a resolution, adopted by the said Council at a regular meeting thereof held at its regular place of meeting at the time and by the vote above stated, which resolution is on file in the office of the said Council.

By: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-49

A RESOLUTION APPROVING RIGHT OF WAY CONTRACTS BETWEEN THE CITY OF MODESTO AND PROPERTY OWNERS ALONG McHENRY AVENUE AND AUTHORIZING THE CITY MANAGER TO SIGN CONTRACTS ON BEHALF OF THE CITY

WHEREAS, the City of Modesto has entered into an agreement with the American Right of Way and Appraisal Contractors for procuring certain rights of way and properties within the City and along McHenry Avenue, and

WHEREAS, seventeen Right of Way Contracts for widening of McHenry Avenue are now complete as follows:

Documents	Name	Estimated Damage Cost
M-15	E. Chester and Elma A. Robinson	$ 75.00
M-22	Nicholas G. Yialouris	150.00
M-26	Orval T. and Madelyn L. Baker	65.00
M-31	Grat Hogin	
M-35	Verna Mae Rose	25.00
M-57	Crocker-Anglo National Bank, Trustee Under the Will of Richard Fair	
M-74	Milton and Lee L. Loewenthal	
M-75	Homer L. and Marie Doran Hare	515.00
M-76	Lawrence E. and Edith C. Meeker	
M-79	Samuel and Bernice Hyman	50.00
M-81	Fred Pizzirulli	
M-87	Elmer L. and Etta Mae Winger	
M-95	Modesto Lodge No. 1282 of the Benevolent and Protective Order of Elks	250.00
M-104	Norris L. and Doris M. Klink	150.00
M-133	James L. Drake	150.00
M-135	Emil Garett, et al	
M-137	Florence L. Brown	125.00
	Total Estimated Cost	$1,555.00

NOW, THEREFORE, BE IT HEREBY RESOLVED that the City of Modesto approve these Right of Way contracts as presented and the City Manager be authorized to sign each on behalf of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the City Council held on the 5th day of February, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: None

Absent: Anderson

ATTEST: REX E. GAILFUS, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-50

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF MODESTO AND CHARLES H. LEE FOR FOUNDATION EXPLORATION WORK AND REPORT AT THE SITE OF THE MODESTO CITY HALL

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the City Manager be authorized to execute an agreement between the City of Modesto and Charles H. Lee for foundation exploration work and report at the site of the Modesto City Hall, as proposed in a letter from Mr. Lee to Architect Milton T. Pflueger, dated January 28, 1958.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of February, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: None

Absent: Anderson

ATTEST: Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-51

A RESOLUTION AUTHORIZING CITY MANAGER ROSS MILLER TO EXECUTE WAREHOUSE ISSUE SHEET NO. R3074 RELATING TO THE PURCHASE OF 1951 TRUCK BY THE CITY OF MODESTO

BE IT HEREBY RESOLVED by the Council of the City of Modesto and hereby ordered that City Manager Ross Miller be and is hereby authorized and directed to execute on behalf of the City of Modesto that certain Warehouse Issue Sheet No. R3074 between the City of Modesto and the State of California, State Educational Agency for Surplus Property, relating to the personal property therein described is annexed hereto, marked Exhibit "A" and made a part hereof, and that the City of Modesto agrees thereby to be bound by all the provisions, transfers, terms, conditions, restrictions, reservations, and covenants therein set forth.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of February, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: None Absent: Anderson

ATTEST: _____
Rex E. Gailfus, City Clerk

STATE OF CALIFORNIA)
)ss
COUNTY OF STANISLAUS)

I, Rex E. Gailfus, Clerk of the City Council of the City of Modesto, Stanislaus County, California, do hereby certify that the foregoing is a full, true, and correct copy of a resolution, adopted by the said Council at a regular meeting thereof held at its regular place of meeting at the time and by the vote above stated, which resolution is on file in the office of the said Council.

By: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-52

A RESOLUTION APPOINTING HEIDI L. WARNER AND DON L. MEYERS AND REAPPOINTING EUGENE R. SWARTLING MEMBERS OF THE MODESTO CITY PLANNING COMMISSION

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

WHEREAS, the terms of Eugene Swartling and E. J. Boundy expired on January 1, 1958, and

WHEREAS, a vacation has been created on said Commission by the resignation of Ariel C. Merrill as of February 5, 1958.

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

SECTION 1. The following persons are hereby appointed to the Modesto City Planning Commission for the respective terms as indicated:

Mrs. Heidi L. Warner appointed for a term expiring January 1, 1961

Don L. Meyers appointed for a term of four years ending January 1, 1962

Eugene R. Swartling reappointed for a term of four years ending January 1, 1962.

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed and reappointed members 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 February, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Anderson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Anderson, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: None

Absent: None

ATTEST: Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-53

A RESOLUTION ESTABLISHING TAXICAB STANDS ON WEST SIDE OF TENTH STREET BETWEEN J AND K STREETS IN THE CITY OF MODESTO, AND RESCINDING RESOLUTION NO. 57-390 AND RESOLUTION NO. 54-262.

WHEREAS, Section 4-6.801 of the Modesto Municipal Code, regulating the use and operation of taxicabs upon the public streets of the City, authorizes the Council, by resolution, to locate and designate taxicab stands, and

WHEREAS, the Red Top Taxi Company has requested taxicab stands at the locations described hereinafter,

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

SECTION 1. A taxicab stand for the use of Red Top Taxi Company is hereby designated at the following location between the hours of 6 o'clock A. M. and 6 o'clock P. M.:

> Beginning at a point on the southwesterly curb of Tenth Street, forty-six (46') feet measured along said curb line northwesterly from its intersection with the northwesterly curb line of J Street, and continuing northwesterly along the Tenth Street curb line a distance of twenty-two (22') feet.

SECTION 2. A taxicab stand for the use of Red Top Taxi Company is hereby designated at the following location between the hours of 6 o'clock P. M. and 6 o'clock A. M.:

> Beginning at a point on the southwesterly curb line of Tenth Street, fifteen (15') feet measured along said curb line northwesterly from its intersection with the northwesterly curb line of J Street, and continuing northwesterly along the Tenth Street curb line a distance of thirty-one (31') feet.

SECTION 3. The Traffic Engineer is hereby directed to cause the above described locations to be marked and posted in accordance with the provisions of this resolution and the applicable laws of the City.

SECTION 4. Resolution No. 57-390 and Resolution No. 54-262 adopted by the Council on September 4, 1957, and August 18, 1954, respectively, are hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13 day of February, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Anderson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Anderson, Arata, Hammond, Merrill, Robinson, Mayor Marks

NOES: None

ABSENT: None

ATTEST: REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58- 54

A RESOLUTION FIXING THE TIME AND PLACE FOR A PUBLIC HEARING IN THE MATTER OF GRANTING A LICENSE TO LEROY GILTON FOR THE COLLECTION OF SWILL IN THE CITY OF MODESTO.

WHEREAS, an application was filed with the City Clerk for a license to collect swill within the City by Leroy Gilton on February 6, 1958, and

WHEREAS, Section 5-5.15 of the Modesto Municipal Code provides that no license to collect swill shall be granted by the Council except after a public hearing on said application, and

WHEREAS, said application complies with the provisions of Section 5-5.15 of said Code,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that 8:15 o'clock p.m., Wednesday, Feb. 26, 1958 1958, in the Council Chamber of the City is hereby fixed as the time and place for a public hearing upon said application for a license to collect swill within the City.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13 day of February, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Anderson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Anderson, Arata, Hammond, Merrill, Robinson, Mayor Marks

NOES: None

ABSENT: None

ATTEST: _____
REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-55

A RESOLUTION REFERRING TO THE MODESTO CITY PLANNING COMMISSION A PETITION FOR ANNEXATION OF CERTAIN UNINHABITED TERRITORY TO THE CITY OF MODESTO, KNOWN AS PARADISE CENTER 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 follows:

All that certain real property situate in the State of California, County of Stanislaus, Section 31, Township 3 South, Range 9 East, and 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, said point being the Northwestern corner of the Marshall Park Addition, filed December 3, 1957, as Instrument Number 30118, Stanislaus County Records; thence along the Western line of said Marshall Park Addition, Southerly to a point on the Northern line of the James Marshall School Addition, filed July 27, 1950 as Instrument Number 16443, Stanislaus County Records; thence along the Northern and Western line of said James Marshall School Addition, Westerly and Southerly to a point on the Northern line of the Hudson-Uccello Addition, filed August 28, 1953, as Instrument Number 21233, Stanislaus County Records, said point also being the Northern line of the Uccello Manor, Recorded April 14, 1953, Volume 17 of Maps, Page 56, Stanislaus County Records; thence along the Northern line of said Uccello Manor and its extension Westerly to a point on the Western line of the property conveyed to Suren and Wilma Darpinian, et ux., by deed Recorded June 22, 1956, as Instrument Number 17347,

Stanislaus County Records, said line also being the Eastern line of the property conveyed to Arthur N. Swain, a widower, by deed recorded June 11, 1954, as Instrument Number 14890, Stanislaus County Records; thence along said property line common to Darpinian and Swain, Northerly, to a point on the Southeastern line of a public road known as Paradise Road; thence along said Southeastern line of Paradise Road, Northeasterly to a point on the Northern line of Lot 7 of the Resurvey of Brichman's Addition, filed October 15, 1904, in Volume 2 of Maps, Page 1, Stanislaus County Records; thence along the Northern line of said Lot 7, Easterly, to the point of beginning, containing 19.4 Acres, more or less.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19 day of February, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

AYES: Arata, Adams, Anderson, Hammond, Merrill, Robinson, Mayor Marks

NOES: None

ABSENT: None

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-56

A RESOLUTION AUTHORIZING THE INSTALLATION OF WATER MAINS ON MAZE BOULEVARD AND BEARD STREET BY CITY FORCES AS PROVIDED BY SECTION 1307 OF THE CHARTER OF THE CITY OF MODESTO

WHEREAS, the Council of the City of Modesto adopted Resolution No. 58-46, on February 5, 1958, for the installation of water lines on Maze Boulevard and Beard Street, 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 February 1958, 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 if performed by city forces would be the sum of $2,079.60, and

WHEREAS, this estimate has been approved by the City Manager, and

WHEREAS, in accordance with Section 1307 of the City Charter, the Council declares and determines that, in its opinion, based on the estimate approved by the City Manager, the work in question can 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, that 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 February, 1958, by Councilman Anderson, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Anderson, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: None Absent: None

ATTEST: Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-57

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

WHEREAS, a Position Classification Plan was adopted by Resolution No. 54-229 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 amendment of the title and the class specifications for the class of position now known as Traffic Engineer, 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 change the title of the class of position now designated as Traffic Engineer to Parking and Traffic Director.

SECTION 2. The Specifications for the class of position of Parking and Traffic Director, as shown on the attached Exhibit "A", which is hereby made a part of this resolution by reference, are hereby approved and made a part of the Position Classification Plan and supersede the specifications for the class of position now known as Traffic Engineer.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19 day of February, 1958, by Councilman Anderson, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Anderson, Arata, Hammond, Merrill, Robinson, Mayor Marks

NOES: None

ABSENT: None

ATTEST: _____
City Clerk

(SEAL)

PARKING AND TRAFFIC DIRECTOR

Definition

Subject to administrative determination of policy, to plan, acquire, develop, coordinate, and supervise on-and off- street municipal parking facilities; to supervise traffic control planning and installations in connection with the promotion of traffic safety and the elimination of congestion and hazards in the flow of traffic; and to do related work as required.

Typical Tasks

Develops general off-street parking program for the City, secures necessary approval, and directs its implementation; negotiates for purchase and lease of properties for parking; prepares estimates of revenues and expenses for parking facilities; designs, prepares plans and specifications, and supervises construction of parking facilities; conducts studies of on- and off-street parking and recommends action in conformance therewith; is responsible for parking meter maintenance and installation for on- and off-street parking.

Develops general traffic control program for the City, secures necessary approval, and directs its implementation; plans and supervises the making of traffic studies to develop the need and justification for traffic control devices; prepares estimates of costs of traffic control installations; designs signal and channelization installations; determines nature of traffic signs and marking needed; analyzes accident reports and investigates potential traffic hazards; designs and re-designs intersections; develops traffic routes; drafts and recommends traffic ordinances; and conducts special studies and prepares comprehensive reports.

Employment Standards

Any combination of training and experience equivalent to completion of a college education with major work in engineering, including courses in traffic engineering, and three years of traffic engineering experience, including work in off-street parking.

Desirable Qualifications

Knowledge of the principles and practices of traffic engineering and control; knowledge of civil engineering principles and design; knowledge of traffic laws and regulations; knowledge of traffic signs and electrical equipment used in traffic control and of traffic education; ability to organize and conduct traffic surveys and analyze traffic problems; ability to prepare comprehensive reports; ability to evaluate anticipated use and income from proposed parking facilities; ability to establish and maintain effective working relationships with other officials and with the public.

City of Modesto
Revised February, 1958

EXHIBIT "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 58- 58

A RESOLUTION GRANTING A PERMIT TO E. P. GRISWOLD, GORDON WIGHT, ELMO WILSON AND L. P. HUDELSON FOR CONSTRUCTION ON MCHENRY AVENUE.

WHEREAS, a revocable permit was granted by the Council to E. P. Griswold, Gordon Wight, Elmo Wilson and L. P. Hudelson for construction on McHenry Avenue under the authority of Resolution No. 57-345, adopted on the 14th day of August, 1957, and

WHEREAS, the curb line on McHenry Avenue has been finally determined, and

WHEREAS, the improvements made on McHenry Avenue by the owners of said land are not located on public property, and

WHEREAS, the Council desires to remove the revocable provisions of said permit,

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

SECTION 1. The right of E. P. Griswold, Gordon Wight, Elmo Wilson and L. P. Hudelson to construct a canopy which projects seven (7) feet past the building set-back line on their property located at the West side of McHenry Avenue between Fairmont and Griswold Avenues in accordance with the applicable provisions of the city laws, is hereby ratified and confirmed, effective August 14, 1957.

SECTION 2. The building permit issued to said persons by the City for the construction of said improvements shall be modified to conform with the provisions of this resolution.

SECTION 3. Resolution No. 57-345 adopted by the Council on the 14th day of August, 1957, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19 day of February, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Anderson, Arata, Hammond, Merrill, Robinson, Mayor Marks
NOES: None
ABSENT: None

ATTEST: REX E. GAILFUS, City Clerk

RESOLUTION NO. 58-59

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED TERRITORY FROM THE MC-HENRY - DRY CREEK FIRE PROTECTION DISTRICT BY REASON OF ITS ANNEXATION TO THE CITY OF MODESTO.

WHEREAS, a portion of the McHenry - Dry Creek Fire Protection District was annexed to the City of Modesto by Ordinance No. 219-C.S., adopted on January 15, 1958, and

WHEREAS, said territory officially became a part of the City on January 17, 1958, 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

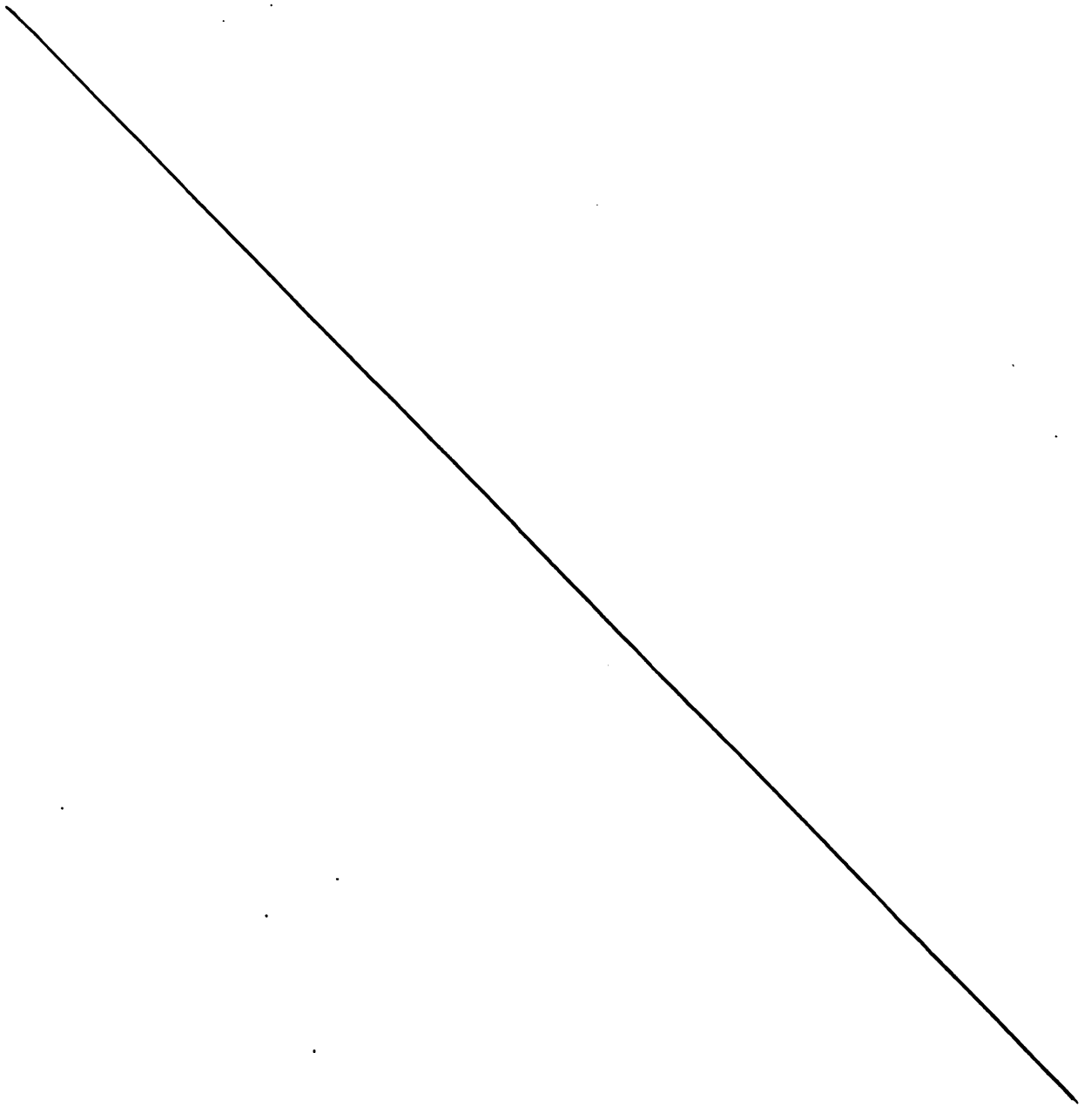
WHEREAS, it is to the best interests of the residents in the area of said Fire District which has been annexed to the City that the area be withdrawn from said Fire District and provided fire prevention and fire fighting services by the City,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the following described territory be withdrawn from the boundaries of the McHenry - Dry Creek Fire Protection District:

All that certain real property situate in the State of California, County of Stanislaus, Sections 16 and 17, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, and more particularly described as follows:

Beginning at the intersection of the southern line of the Modesto Irrigation District Lateral No. 3 and the western line of McHenry Avenue, said point being on the existing City Limits, as described in the boundary description of the Granger Addition, filed in Volume 1185, at Page 600, Stanislaus County Records; thence along the existing City Limits and the southern right of way line of the Modesto Irrigation District Lateral No. 3, Westerly to the intersection thereof with the southeastern corner of the Briggsmore Addition, filed in Volume 1202, Page 454, Stanislaus County Records; thence along the existing City Limits, and the eastern line of said Briggsmore Addition, Northerly to the southern line of Bowen Avenue as described in the boundary descriptions of said Briggsmore Addition and the Sycamore Addition, annexed by Ordinance No. 149-C.S.; thence along the existing City Limits across Bowen Avenue as described in said boundary description of the Sycamore Addition, Northerly to the northern line of Bowen Avenue as shown on the map of the Leveland Tract, filed in Volume 9 of Maps, at Page 71, Stanislaus County Records, and as described in the boundary description of the Northgate Addition, filed November 29, 1955, Instrument No. 34498; thence along the existing City Limits and the northern line of said Bowen Avenue, Easterly to the southwestern corner of Lot 4 of said Leveland Tract; thence along the existing City Limits and the western line of said Lot 4, Northerly, 111.70 feet to the northwestern corner of said Lot 4; thence along the existing City Limits and the northern line of said Lot 4, Easterly, 390.00 feet to the northeastern corner of said Lot 4 and the western line of said McHenry Avenue; thence along the existing City Limits and the western line of said McHenry Avenue, Northerly to the Southeastern corner of the land conveyed to Amedeo Loretelli, et ux, as Parcel No. 2 by Deed No. 19381, recorded July 6, 1955, Stanislaus County Records; thence along existing City Limits and the southern line of said Parcel 2, Westerly, 502.00 feet to the southwestern corner of said Parcel 2; thence along existing City Limits and the western line of said Parcel 2, Northerly, 393.05 feet to the northwestern corner of land conveyed to Amedeo Loretelli, et ux, as Parcel 1, by deed above referred to, and the southern line of Leveland Lane, as located in Stanislaus County Survey No. 986, July 5, 1932; thence along said southern line of Leveland Lane, Easterly to the western line of said McHenry Avenue; thence along said western line of McHenry Avenue, Southerly to its intersection thereof with the western extension of the southern line of Floyd Avenue, as shown on the map of Coffee Colony, filed in Volume 2 of Maps, at Page 22, Stanislaus County Records; thence along said western extension and the southern line of Floyd Avenue, Easterly to a point on the eastern line of Lot 11 of said Coffee Colony; thence along the eastern line of Lots 11, 12, 13 and 14, Southerly to the southeastern corner of Lot 14 of said Coffee Colony, and the northwestern corner of Lot 6 of the Pomona Villa Tract, filed in Volume 2 of Maps, at Page 4, Stanislaus County Records; thence along the lot lines common to Lots 15 and 16 of said Coffee Colony and Lots 6 and 5 of said Pomona Villa Tract, Easterly to the northeastern corner of said Lot 5 of said Pomona Villa Tract, and the southwestern corner of Lot 17 of said Coffee Colony; thence along the western line of said Lot 17, Northerly to a point on the southern line of said Floyd Avenue; thence along said southern line of Floyd Avenue, Easterly to a point on the eastern line of Lot 18 of said Coffee Colony; thence along the eastern line of said Lot 18, Southerly to the southeastern corner of said Lot 18; thence along the southern line of said Lots 18 and 17, Westerly to the northeastern corner of Lot 4 of said Pomona Villa Tract; thence along the eastern line of said Lot 4, Southerly to the southeastern corner of said Lot 4, said corner being on the center line of a 50-foot street known as Tokay Avenue, as shown on the Map of said Pomona Villa Tract; thence along the western line of Lot 15 of said

Pomona Villa Tract, Southerly 30 feet to the southern line of said Tokay Avenue, as shown on the Map of McHenry Village Subdivision No. 2, as filed in Volume 18 of Maps at Page 34, Stanislaus County Records; thence along said southern line of Tokay Avenue, Easterly to the western line of Sunrise Avenue, as shown on the Map of said McHenry Village Subdivision No. 2; thence along said western line of Sunrise Avenue, Southerly to the northern line of Norwegian Avenue as shown on the Map of McHenry Village Subdivision No. 1, filed in Volume 18 of Maps at Page 5, Stanislaus County Records; thence along said northern line of Norwegian Avenue, Westerly to a point 107.55 feet easterly from the western line of Lot 14 of said Pomona Villa Tract; thence Southerly, 50 feet at right angles, to the southern line of said Norwegian Avenue; thence along said southern line of Norwegian Avenue, Westerly to a point 26.20 feet westerly from the eastern line of Lot 12 of said Pomona Villa Tract; thence along a line 26.20 feet at right angles westerly of and parallel to the eastern line of said Lot 12 and Lot 23 of said Pomona Villa Tract and its southerly projection, Southerly to the southern line of the Modesto Irrigation District Lateral No. 3 and the existing City Limits, as described in the boundary description of the McHenry Village Addition as filed in Volume 1216 at Page 546, Stanislaus County Records; thence along said southern line of the Modesto Irrigation District Lateral No. 3 and the existing City Limits, Northwesterly and westerly to the point of beginning, containing 156.55 acres more or less.



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 19 day of February, 19 58, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Anderson, Arata, Hammond, Merrill, Robinson, Mayor Marks

NOES: None

ABSENT: None

ATTEST: _____
REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-60

A RESOLUTION ESTABLISHING AND FIXING PARKING RATES AND CHARGES FOR USE OF MUNICIPAL OFF-STREET PARKING FACILITIES IN THE CITY OF MODESTO, AND RESCINDING RESOLUTION NO. 57-414.

WHEREAS, Section 3-6.03 of the Modesto Municipal Code authorizes the Council to establish by resolution the rates and parking time limits for the parking of vehicles on public parking facilities as well as the days and hours during which they shall apply,

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

SECTION 1. Rates and parking time limits for the parking of vehicles on public parking facilities are hereby established as follows:

DAILY HOURLY RATES

LOT NO.	LOCATION	RATE		MAXIMUM TIME LIMIT
7:30 A.M. to 5:00 P.M., Sundays excepted				
10	8th Street between I & K Streets	Two and one-half hours or fraction,	5¢	None
9:00 A.M. to 4:30 P.M., Sundays excepted				
1	11th & G Streets	First 2 hours or fraction, Next 2 hours or fraction, Next 5 hours or fraction, 9 hours,	10¢ 10¢ 10¢ 30¢	None
9:00 A.M. to 6:00 P.M., Sundays excepted				
3	12th & I Streets (Southeast corner)	One-half hour or fraction,	5¢	3 hours
4	11th Street between H & I Streets			
	North Row	Six minutes or fraction,	1¢	36 minutes
	Remainder	One-half hour or fraction,	5¢	3 hours
6	11th Street between K & L Streets	9 A.M. to 1:00 P.M. or fraction, 1 P.M. to 6:00 P.M. or fraction,	20¢ 20¢	None
7	12th & I Streets (Northeast corner)	One-half hour or fraction,	5¢	3 hours
9:00 A.M. to 10:00 P.M., Daily				
2	9th Street between I & J Streets	One-half hour or fraction,	5¢	3 hours
5	10th Street between K & L Streets (West Side)	One-half hour or fraction,	5¢	3 hours

8	14th & J Streets (Southwest Corner)	One-half hour or fraction,	5¢	3 hours
9	13th Street between J & K Streets	One-half hour or fraction,	5¢	3 hours

SECTION 2. No vehicle shall be parked upon said off-street parking facilities at any time above specified without payment of the established fees as hereinabove set forth.

SECTION 3. The Traffic Engineer is hereby directed to cause the above locations to be marked and designated in accordance with the provisions of this resolution.

SECTION 4. Resolution No. 57-414 adopted by the Council on September 18, 1957, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19 day of February, 1958, by ~~Councilman~~ Mayor Marks, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Anderson, Arata, Hammond, Merrill, Robinson, Mayor Marks

NOES: None

ABSENT: None

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-61

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $250 FROM PARKING FUND RESERVE TO TRAFFIC ENGINEERING ACCOUNT NO. 430-57 FOR PAYMENT OF TAXES ON 8TH STREET PARKING LOT

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

FROM:	Parking Fund Reserve	$250.00
TO:	Traffic Engineering Account No. 430-57 Taxes - 8th Street Parking Lot	$250.00

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19 day of February, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Anderson, Arata, Hammond, Merrill, Robinson, Mayor Marks

NOES: None ABSENT: None

ATTEST: [signature]
REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-62

A RESOLUTION ACCEPTING THE BID OF MODESTO INDUSTRIAL ELECTRICAL COMPANY INC. IN THE AMOUNT OF $1,597.64 FOR THE FURNISHING OF STREET LIGHTING STANDARDS

WHEREAS, Resolution No. 58-34, adopted by the Council of the City of Modesto on February 5, 1958, approved the plans and specifications for the ~~construction of~~ furnishing of street lighting standards

and authorized the calling for bids, and

WHEREAS, the bids received for the ~~construction of~~ furnishing of street lighting standards were opened at 2:00 P.M. on February 24, 1958 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 Modesto Industrial Electrical Company, Inc. in the amount of $1,597.64 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Modesto Industrial Electrical Company, Inc. in the amount of $1,597.64 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 26 day of February 1958, by Councilman Anderson, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Anderson, Arata, Hammond, Merrill, and Mayor Marks

Noes: None

Absent: Robinson

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-63

A RESOLUTION APPOINTING CORBIN F. FAIRFIELD, LAWRENCE H. DeWITT, ELTON E. PHILLIPS, AND ELDON L. HELM MEMBERS OF THE BOARD OF ELECTRICIAN EXAMINERS OF THE CITY OF MODESTO

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

WHEREAS, Section 9-3.401 of the Modesto Municipal Code provides for the creation of a Board of Electrician Examiners.

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

SECTION 1. The following persons are hereby appointed to the Board of Electrician Examiners of the City of Modesto for the respective terms as indicated:

NAME	TERM EXPIRING
Corbin F. Fairfield, Electrical Contractor	1-1-59
Lawrence H. DeWitt, Journeyman Electrician	1-1-60
Elton E. Phillips, Electrical Contractor	1-1-61
Eldon L. Helm, Journeyman Electrician	1-1-62

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the members of the Modesto City Board of Electrician Examiners appointed thereby.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of February, 1958, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Anderson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Anderson, Arata, Hammond, Merrill, Mayor Marks

NOES: None

ABSENT: Robinson

ATTEST: Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-64

A RESOLUTION APPOINTING HENRY H. LAWS JR. AND REAPPOINTING ELMER L. WINGER MEMBERS OF THE BOARD OF ZONING ADJUSTMENT OF THE CITY OF MODESTO

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

WHEREAS, the term of John E. Gorman expires on January 1, 1958.

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

SECTION 1. The following persons are hereby approinted to the Board of Zoning Adjustment for the respective terms as indicated:

Henry H. Laws Jr. appointed for a term of four years ending January 1, 1962

Elmer L. Winger reappointed for a term of four years ending January 1, 1962

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed and reappointed members of the Board of Zoning Adjustment. and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of February, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Anderson, Arata, Hammond, Merrill, Mayor Marks

Noes: None

Absent: Robinson

ATTEST: Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-65

A RESOLUTION APPROVING THE APPOINTMENT OF J. STANLEY OTT AS DIRECTOR OF ADVANCE PLANNING

WHEREAS, there is a vacancy in the office of Director of Advance Planning, and

WHEREAS, the County Planning Commission announces the employment of J. Stanley Ott as Director of Advance Planning, and

WHEREAS, item five of the agreement between the City of Modesto and the County of Stanislaus for operation of the Advance Planning Program provides that the participating cities must approve such employment.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the employment of J. Stanley Ott as Director of Advance Planning, effective March 17, 1958, 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 February, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Anderson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Anderson, Arata, Hammond, Merrill, Mayor Marks

NOES: None

ABSENT: Robinson

ATTEST:
Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-66

A RESOLUTION APPOINTING ROBERT E. ALFORD MEMBER OF THE PERSONNEL COMMISSION

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

WHEREAS, the term of Herbert D. Buxton expired on January 1, 1958.

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

SECTION 1. The following person is hereby appointed to the Personnel Commission for the respective term as indicated:

Robert E. Alford appointed for a four year term expiring January 1, 1962.

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the Personnel Commission and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of February, 1958, by Mayor Marks, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Anderson, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: None

Absent: Robinson

ATTEST: Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-67

A RESOLUTION DENYING THE APPLICATION OF LEROY GILTON FOR A LICENSE TO COLLECT SWILL IN THE CITY OF MODESTO.

WHEREAS, an application was filed with the City Clerk for a license to collect swill within the City by Leroy Gilton on February 6, 1958, and

WHEREAS, said application complies with the provisions of Section 5-5.15 of the Modesto Municipal Code, and

WHEREAS, the Council of the City of Modesto at a regular meeting held on the 13th day of February, 1958, adopted a resolution fixing 8:00 o'clock p.m., Wednesday, February 26, 1958, at its regular place of meeting as the time and place for a public hearing on said application in compliance with the provisions of Section 5-5.15 of said Code, and

WHEREAS, on the 26th day of February, 1958, at the time and place above indicated, the Council held a public hearing on said application at which time the City Manager submitted his report on said application, recommending that the application be denied, and

WHEREAS, the Council finds and declares that the granting of said license will not preserve the health, safety and welfare of the people of the City of Modesto for the following reasons:

(a) Adequate swill collecting services are available at the present time; and

(b) The public convenience and necessity will not be served by the granting of an additional license to collect swill within the City; and

(c) The granting of an additional license to collect swill will adversely affect the nature and quality of existing swill collecting services.

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

SECTION 1. The application of Leroy Gilton for a license to collect swill within the City of Modesto is hereby denied.

SECTION 2. The City Clerk is hereby directed to furnish a copy of this resolution to the applicant, Leroy Gilton, Route 3, Box 1337, Oakdale, California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26 day of February, 1958, by Councilman Anderson, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Anderson, Arata, Hammond, Merrill, Mayor Marks

NOES: Noes

ABSENT: Robinson

ATTEST: _____
REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-68

A RESOLUTION COMMENDING E. J. BOUNDEY FOR OUTSTANDING SERVICES RENDERED THE CITY OF MODESTO

WHEREAS, E. J. Boundey has been a member of the Modesto City Planning Commission for twelve consecutive years, (1946-1958), and

WHEREAS, he has served as Chairman of the Commission for the past four years, and

WHEREAS, he served as a Modesto City Councilman and as an ex-officio member of the Planning Commission for the eleven prior years (1922-1933), and

WHEREAS, he has been outstandingly faithful in attendance at meetings, missing only six out of 297 held in the last eleven years, and attending 312 out of the total 324 meetings held during his total period of service, and

WHEREAS, he has always been willing to spend the additional time necessary to check phases of problems before making decisions, and

WHEREAS, he has always recognized and been guided by the dual responsibility of city officials both to serve the benefit and welfare of the greatest possible number of people and to protect the rights and privileges of individuals.

NOW, THEREFORE, BE IT RESOLVED that the City Council of Modesto hereby expresses to E. J. Boundey its sincere appreciation of his loyal and unselfish public service and his outstanding contribution to community progress.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26 day of February, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Anderson, Arata, Hammond, Merrill, Mayor Marks

Noes: None

Absent: Robinson

ATTEST: Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-69

A RESOLUTION CHANGING THE STREET NAME OF "LENA AVENUE" BETWEEN CHARLES AND FLOYD AVENUES TO "JASMIN AVENUE" IN THE CITY OF MODESTO.

WHEREAS, a request has been received to change the name of "Lena Avenue" between Charles and Floyd Avenues to "Jasmin Avenue", and

WHEREAS, said request was in writing and signed by the three property owners on the street, and

WHEREAS, Lena Avenue is a new street with only two houses erected thereon to date, and

WHEREAS, the City of Modesto has not as yet purchased street signs for this area, and

WHEREAS, Section 34091.1 of the Government Code of the State of California provides that when the legislative body of a city finds that the existing name of any city street should be changed, it may adopt a resolution designating a change of name of such street, and

WHEREAS, the Planning Commission has recommended by Resolution No. 431, adopted February 18, 1958, that said street be renamed accordingly,

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

1. That the street name of "Lena Avenue" between Charles and Floyd Avenues be changed to "Jasmin Avenue".

2. That the Director of Public Works be directed to erect street name signs accordingly.

3. The City Clerk be directed to record a certified copy of this resolution with the Recorder of Stanislaus County and transmit a copy of this resolution to the Board of Supervisors, the County Clerk, and the County Surveyor of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of February, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Anderson, Arata, Hammond, Merrill, Mayor Marks

NOES: None **ABSENT:** Robinson

(SEAL) **ATTEST:** _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58- 70

A RESOLUTION CHANGING THE STREET NAME OF "LA CEINECA AVENUE" TO "LA CIENEGA DRIVE" IN THE CITY OF MODESTO.

WHEREAS, "La Cienega Drive" is a street in the McHenry Village Subdivision, and

WHEREAS, the extension of this street to the north through the Montgomery Village Subdivision was recorded on the subdivision map as "La Ceineca Avenue", and

WHEREAS, the different spellings are confusing and inconsistent, and

WHEREAS, Section 65711 of the Government Code of the State of California provides that when any street is known by two or more names or when portions of the same street have names that conflict, the Planning Commission may, by resolution adopted without a hearing, recommend to the legislative body a single name for said street, and

WHEREAS, the Planning Commission has recommended by Resolution No. 432, adopted February 18, 1958, that said street be renamed accordingly,

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

1. That the street name of "La Ceineca Avenue" be changed to "La Cienega Drive".

2. That the Director of Public Works be directed to erect street name signs accordingly.

3. The City Clerk be directed to record a certified copy of this resolution with the Recorder of Stanislaus County and transmit a copy of this resolution to the Board of Supervisors, the County Clerk, and the County Surveyor of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26 day of February, 1958, by Councilman Anderson, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Anderson, Arata, Hammond, Merrill, Mayor Marks

NOES: None

ABSENT: Robinson

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-71

A RESOLUTION GRANTING PERMISSION TO THE TRI-Y-SIGMA PHI TO USE THE SIDEWALK AREA IN FRONT OF THE MODESTO POST OFFICE BUILDING LOCATED ON TWELFTH AND I STREETS, MARCH 22, 1958 BETWEEN THE HOURS OF 10:00 A.M. TO 3:00 P.M. ON A BASIS TO BE APPROVED BY THE DIRECTOR OF PARKING AND TRAFFIC

WHEREAS, Tri-Y-Sigma Phi Club has requested permission to use the sidewalk area in front of the Modesto Post Office Building located on the northwest corner of 12th and I Streets, to collect funds for the YMCA World Service, Saturday, March 22, 1958, between the hours of 10:00 A.M. and 3:00 P.M.

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 the sidewalk area in front of the Modesto Post Office Building, located on 12th and I Streets, on March 22, 1958, between the hours of 10:00 A.M. to 3:00 P.M. Permittee shall confer with the Director of Parking and Traffic of the City of Modesto who is hereby authorized to make arrangements for the location and size of the cardboard trench to be used for the collection of the coins so that it will not constitute a public hazard for persons using the sidewalk area.

SECTION 2. The City Clerk shall furnish Permittee with 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 5th day of March, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Anderson, Arata, Hammond, Merrill, Mayor Marks

Noes: None

Absent: Robinson

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-72

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR THE INSTALLATION OF STREET LIGHTING SYSTEM IN McHENRY VILLAGE #1 AND #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 street lighting system in McHenry village #1 and #2 Subdivision

copies of which are on file in the Department of Public Works, are hereby accepted and approved.

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the installation of street lighting system in McHenry village #1 and #2 Subdivision

to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on March 17, 1958 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, the bids shall be tabulated and analyzed by the Director of Public Works, who shall submit them, together with his recommendation thereon, 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 5 day of March, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Anderson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Anderson, Arata, Hammond, Merrill, ~~Robinson~~, Mayor Marks

Noes: None Absent: Robinson

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-73

A RESOLUTION APPROVING CLAIM OF P. E. VAN PELT, INC. AND AUTHORIZE PAYMENT FOR FIRE PUMPER

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the claim of P. E. Van Pelt, Inc. for the sum of $26,890.72 for Van Pelt Diamond T. pumper truck, less $250 for defective bumper, be and it is hereby approved, and

BE IT FURTHER RESOLVED that the Director of Finance is authorized to draw a warrant in payment of claim of $26,640.72 payable to P. E. Van Pelt, Inc.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of March 1958, by Councilman Anderson, who moved its adoption, which motion being duly seconded by Mayor Marks, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Anderson, Arata, Hammond, Mayor Marks

Noes: None

Absent: Merrill, Robinson

ATTEST: Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-74

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND WATERS, RUTH AND GOING, CONSULTING ENGINEERS, FOR A WATER STUDY AND FEASIBILITY REPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Waters, Ruth, and Going, Consulting Engineers

for Water Study and Feasibility Report

be, and it is hereby approved, and

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5 day of March, 1958, by ~~Councilman~~ Mayor Marks, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen Adams, Anderson, Arata, Hammond, Mayor Marks

Noes: None Absent: Merrill, Robinson

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-75

A RESOLUTION REAPPOINTING E. W. HUTCHINSON A MEMBER OF THE BOARD OF PLUMBING EXAMINERS

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

WHEREAS, the present term of E. W. Hutchinson expires on January 1, 1958,

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

SECTION 1. The following person is hereby re-appointed to the Board of Plumbing Examiners for the respective term as indicated:

E. W. Hutchinson reappointed for a term of four years ending January 1, 1962.

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed and reappointed members of the Modesto City Board of Plumbing 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 5th day of March, 1958, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Anderson, Arata, Hammond, Mayor Marks

Noes: None

Absent: Merrill, Robinson

ATTEST: Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-76

A RESOLUTION APPOINTING MEMBER OF THE BOARD OF LIBRARY TRUSTEES-JACK R. JONES

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 John E. Gorman on the Board of Library Trustees expires on January 1, 1958,

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

SECTION 1. The following person is hereby appointed to the Board of Library Trustees for the respective term as indicated:

Jack R. Jones, appointed for a term of four years expiring 1-1-62

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the Board of Library Trustees and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5 day of March, 1958, by Councilman Anderson, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Anderson, Arata, Hammond, Mayor Marks

Noes: None Absent: Merrill, Robinson

ATTEST: [signature]

MODESTO CITY COUNCIL
.RESOLUTION NO. 58-77

A RESOLUTION APPROVING CLAIMS OF MILTON T. PFLUEGER AND AUTHORIZE PAYMENT OF $24,076 FOR PRELIMINARY PLANS AND SPECIFICATIONS AND CIVIC CENTER STUDIES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the claims of Milton T. Pflueger, Architect, for

Preliminary Plans and Specifications for new city hall----------$20,076.

Extra work done in connection with proposed civic center site and 15th and I site----------$ 4,000.

be approved, and

BE IT FURTHER RESOLVED that the Director of Finance be authorized to draw a warrant in the sum of $24,076. in payment of the claims.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of March 1958, by Mayor Marks, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Anderson, Arata, Hammond, Mayor Marks

Noes: None

Absent: Merrill, Robinson

ATTEST:_____
Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-78

A RESOLUTION ESTABLISHING PASSENGER LOADING ZONES ON THE NORTH SIDE OF SCENIC DRIVE WEST OF HIGH STREET IN THE CITY OF MODESTO.

WHEREAS, Section 31 (b) of Ordinance No. 345-N. S. of the City of Modesto, as amended, authorizes the City Council to designate the location of loading zones,

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

SECTION 1. Passenger loading zones are hereby established at the following location to be effective between the hours of 8 o'clock a.m. and 6 o'clock p. m. of every day except Sunday:

> Beginning at a point on the northwesterly curb line of Scenic Drive, 55 feet measured along said curb line southwesterly from its intersection with the westerly curb line of High Street, and continuing southwesterly along the Scenic Drive curb line a distance of 62 feet.

SECTION 2. The Traffic Engineer is hereby directed to cause the above location to be marked and designated in accordance with the provisions of this resolution and Section 31 of Ordinance No. 345-N. S.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5 day of March, 1958, by Councilman Anderson, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Anderson, Arata, Hammond, ~~Robinson~~, Mayor Marks

NOES: None

ABSENT: Merrill, Robinson

(SEAL)

ATTEST: [signature]
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58- 79

A RESOLUTION ESTABLISHING AND FIXING PARKING RATES AND CHARGES FOR USE OF MUNICIPAL OFF-STREET PARKING FACILITIES IN THE CITY OF MODESTO, AND RESCINDING RESOLUTION NO. 58-60.

WHEREAS, Section 3-6.03 of the Modesto Municipal Code authorizes the Council to establish by resolution the rates and parking time limits for the parking of vehicles on public parking facilities as well as the days and hours during which they shall apply,

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

SECTION 1. Rates and parking time limits for the parking of vehicles on public parking facilities are hereby established as follows:

DAILY HOURLY RATES

LOT NO.	LOCATION	RATE		MAXIMUM TIME LIMIT
7:30 A.M. to 5:00 P.M., Sundays excepted				
10	8th Street between I & K Streets	Two and one-half hours or fraction,	5¢	None
9:00 A.M. to 4:30 P.M., Sundays excepted				
1	11th & G Streets	First 2 hours or fraction, Next 2 hours or fraction, Next 5 hours or fraction, 9 hours,	10¢ 10¢ 10¢ 30¢	None
9:00 A.M. to 6:00 P.M., Sundays excepted				
3	12th & I Streets (Southeast corner)	One-half hour or fraction,	5¢	3 hours
4	11th Street between H & I Streets			
	North Row	Six minutes or fraction,	1¢	36 Minutes
	Remainder	One-half hour or fraction,	5¢	3 hours
6	11th Street between K & L Streets	Twelve minutes or fraction, One hour or fraction,	1¢ 5¢	2 hours
7	12th & I Streets (Northeast corner)	One-half hour or fraction,	5¢	3 hours
9:00 A.M. to 10:00 P.M., Daily				
2	9th Street between I & J Streets	One-half hour or fraction,	5¢	3 hours
5	10th Street between K & L Streets (West Side)	One-half hour or fraction,	5¢	3 hours

8	14th & J Streets (Southwest corner)	One-half hour or fraction,	5¢	3 hours
9	13th Street between J & K Streets	One-half hour or fraction,	5¢	3 hours

SECTION 2. No vehicle shall be parked upon said off-street parking facilities at any time above specified without payment of the established fees as hereinabove set forth.

SECTION 3. The Traffic Engineer is hereby directed to cause the above locations to be marked and designated in accordance with the provisions of this resolution.

SECTION 4. Resolution No. 58-60 adopted by the Council on February 19, 1958, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5 day of March, 1958, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Anderson, Arata, Hammond, Robinson, Mayor Marks

NOES: None

ABSENT: Merrill, Robinson

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-80

A RESOLUTION GRANTING A REVOCABLE PERMIT TO THE MODESTO RACQUET CLUB FOR THE INSTALLATION OF A SIX FOOT FENCE TO BE LOCATED IN THE PUBLIC RIGHT OF WAY ON THE SOUTH SIDE OF THE CLUB PROPERTY LOCATED ON NORWEGIAN AVENUE IN THE CITY OF MODESTO

WHEREAS, the Modesto Racquet Club has filed a request with the Council for permission to install a fence in the public right of way on the south side of the club property located on Norwegian Avenue,

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 six foot fence in the public right of way on the south side of the club property located on Norwegian Avenue subject to the other provisions of this resolution.

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, 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 including the securing of a building permit for the construction of said fence.

(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, agrees to remove the fence at its own cost and expense and clear the area of all debris within ten (10) days after receipt of written notice from the City of Modesto of the revocation of this permit.

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 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 5th day of March, 1958, by Councilman Anderson, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Anderson, Arata, Hammond, Mayor Marks

Noes: None

Absent: Merrill, Robinson

ATTEST: _____
Rex E. Gailfus, City Clerk

(SEAL)

RESOLUTION NO. 58-81

A RESOLUTION APPROVING THE FINAL MAP OF THE **ULRICH SUBDIVISION** OF THE CITY OF MODESTO.

WHEREAS, **GLADYS L. ULRICH** is possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of **8.72** acres, known as the **ULRICH SUBDIVISION**, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the **3rd** day of **December**, 195**7**, 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 **ULRICH 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 **ULRICH 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 Hundred Fifteen and 20/100ths ($115.20)** 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 **Twenty-Six Hundred and 00/100ths ($2,600.00)** 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 5 day of March, 1958, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Anderson, Arata, Hammond, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Merrill, Robinson

ATTEST: REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-82

A RESOLUTION AUTHORIZING THE CITY MANAGER OR THE ASSISTANT CITY MANAGER OF THE CITY OF MODESTO TO SIGN FOR AND ACCEPT SURPLUS FEDERAL PROPERTY AND RESCINDING RESOLUTION NO. 58-37.

WHEREAS, by Public Law 655, 84th Congress (70 Stat. 493), the Federal Government has authorized the donation of surplus Federal property for civil defense purposes; and

WHEREAS, certain conditions are imposed by the Federal Civil Defense Administration, the Department of Health, Education and Welfare, the California Disaster Office, and the Surplus Property Division of the State Department of Education in connection with the acquisition of such property; and

WHEREAS, the City of Modesto desires to become eligible to acquire such property;

NOW, THEREFORE, IT IS RESOLVED by the City Council of said City that Ross Miller, City Manager or C. W. Masonheimer, Assistant City Manager shall be and are hereby authorized as the representative of said City to sign for and accept surplus Federal property in accordance with the conditions imposed by the above agencies; 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 and with the State Department of Education; and

IT IS FURTHER RESOLVED that this resolution of authorization shall remain in full force and effect until amended, superseded, or rescinded by resolution of this Council transmitted, in duplicate, to the California Disaster Office.

Signature of persons authorized to sign:

Ross Miller

C. W. Masonheimer

BE IT FURTHER RESOLVED that Resolution No. 58-37 is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5 day of March, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Anderson, Arata, Hammond, Mayor Marks

NOES: None

ABSENT: Merrill, Robinson

ATTEST: Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-83

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $375 FROM MISCELLANEOUS UNCLASSIFIED TO PERSONNEL-SUGGESTION SYSTEM FOR CONSISTENCY IN ADMINISTRATION OF PERSONNEL BUDGET

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

FROM:	Miscellaneous Unclassified Employees' Merit Award System	$375
TO:	Personnel Suggestion System	$375

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5 day of March, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Anderson, Arata, Hammond, Mayor Marks

NOES: None ABSENT: Merrill, Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-84

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. 56-391

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

WHEREAS, the Council believes that the hanging of such banners and decorations should be reduced to a minimum, keeping in mind that there are several occasions or events hereinafter enumerated which in the opinion of the Council are of a greater and more widespread community nature than others,

NOW, THEREFORE, the Council of the City of Modesto does resolve as follows:

1. Permits for the placing of banners and decorations over and above the streets of the City of Modesto may be granted for the following occasions and by the following groups:

United Crusade
California Relays
Fourth of July Celebration
Christmas Celebration
Fryer Festival
Annual Stanislaus County Horsemen's Association Rodeo
Modesto Community Athletic Association (Modesto Reds)

2. Except as provided herein and in Resolution No. 10,013-N.S., no banners or decorations shall be permitted over and across the streets of the City of Modesto.

3. 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 as he may deem necessary.

4. Resolution No. 56-391 is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of March, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Anderson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Anderson, Arata, Hammond, Mayor Marks

Noes: None

Absent: Adams, Merrill, Robinson

ATTEST: Rex E. Gailfus, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-85

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR DEMOLITION OF HOTEL MODESTO - 11TH 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 Hotel Modesto - 11th and "H" Streets,

copies of which are on file in the Department of Public Works, are hereby accepted and approved.

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for demolition of Hotel Modesto - 11th and "H" Streets

to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on March 31, 1958 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, the bids shall be tabulated and analyzed by the Director of Public Works, who shall submit them, together with his recommendation thereon, 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 12 day of March, 1958, by Councilman Anderson, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Anderson, Arata, Hammond, Mayor Marks

Noes: None

Absent: Adams, Merrill, Robinson

ATTEST: _____
CITY CLERK

RESOLUTION NO. 58-86

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION OF THE PARADISE CENTER ADDITION TO THE CITY OF MODESTO AND FIXING THE TIME AND PLACE FOR HEARING OBJECTIONS TO THE PROPOSED ANNEXATION.

WHEREAS, a petition for annexation to the City of Modesto was filed by S. DARPINIAN, A. DARPINIAN, L. M. GOUDEAU, WILMA DARPINIAN, FLORENCE DARPINIAN and ZEPHUR GOUDEAU **on** February 17, 1958 **, to annex to the City of Modesto, under the provisions of the Annexation of Uninhabited Territory Act of 1939, as amended, the area or territory hereby designated as the** PARADISE CENTER **ADDITION, situate in the County of Stanislaus, State of California, and contiguous to the City of Modesto, described as follows:**

All that certain real property situate in the State of California, County of Stanislaus, Section 31, Township 3 South, Range 9 East, and 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, said point being the Northwestern corner of the Marshall Park Addition, filed December 3, 1957, as Instrument Number 30118, Stanislaus County Records; thence along the Western line of said Marshall Park Addition, Southerly to a point on the Northern line of the James Marshall School Addition, filed July 27, 1950 as Instrument Number 16443, Stanislaus County Records; thence along the Northern and Western line of said James Marshall School Addition, Westerly and Southerly to a point on the Northern line of the Hudson-Uccello Addition, filed August 28, 1953, as Instrument Number 21233, Stanislaus County Records, said point also being the Northern line of the Uccello Manor, Recorded April 14, 1953, Volume 17 of Maps, Page 56, Stanislaus County Records; thence along the Northern line of said Uccello Manor and its extension Westerly to a point on the Western line of the property conveyed to Suren and Wilma Darpinian, et ux., by deed Recorded June 22, 1956, as Instrument Number 17547, Stanislaus County Records, said line also being the Eastern line of the property conveyed to Arthur N. Swain, a widower, by deed recorded June 11, 1954, as Instrument Number 14890, Stanislaus County Records; thence along said property line common to Darpinian and Swain, Northerly, to a point on the Southeastern line of a public road known as Paradise Road; thence along said Southeastern line of Paradise Road, Northeasterly to a point on the Northern line of Lot 7 of the Resurvey of Brichman's Addition, filed October 15, 1904; in Volume 2 of Maps, Page 1, Stanislaus County Records; thence along the Northern line of said Lot 7, Easterly, to the point of beginning, containing 19.4 Acres, more or less,

and

WHEREAS, the County Boundary Commission of Stanislaus County has heretofore approved the proposed boundaries of said territory as to definiteness and certainty, and

WHEREAS, said petition was referred to the Planning Commission of the City of Modesto for investigation, report and recommendation, and

WHEREAS, the Planning Commission has heretofore rendered its report and recommendation to the Council, favoring the annexation of said territory, and

WHEREAS, it appears to the Council of the said City and the Council after hearing evidence finds that said petition is in proper form and that the real property described therein and hereinabove described is contiguous to the City of Modesto and that said petition is signed by the owners of not less than one-fourth of the land in the territory by area, and by assessed value as shown on the last equalized assessment roll of the County of Stanislaus, being the County in which the territory is situated, and that less than twelve registered voters reside within said territory, and that said territory is uninhabited territory within the meaning of the Annexation of Uninhabited Territory Act of 1939,

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

SECTION 1. NOTICE IS HEREBY GIVEN that the 23rd day of April, 1958, at the hour of 8:00 o'clock p.m. of said day, in the Council Chambers at the McHenry Public Library, located at Fourteenth and I Streets 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. At any time before the hour set for hearing objections, any owner of property within the territory may file written protests against the annexation, which protest shall state the name of the owner of the property affected and the description and area of the property in general terms.

SECTION 2. 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 Journal and the Valley Citizen~~ Modesto Bee, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto, and shall also cause a copy of this resolution to be published in the Turlock Daily Journal, being a newspaper of general circulation published outside of 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.

SECTION 3. 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.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12 day

of March, 1958, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Anderson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Anderson, Arata, Hammond, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams, Merrill, Robinson

ATTEST: REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-87

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND FRONTIS T. ASBILL FOR TWENTY ACRES OF WALNUT ORCHARD AT CITY-COUNTY AIRPORT PROPERTY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Frontis T. Asbill

for approximately twenty acres of walnut orchard by the existing city-county airport property.

be, and it is hereby approved, and

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12 day of March, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen Anderson, Arata, Hammond, Mayor Marks

Noes: None Absent: Adams, Merrill, Robinson

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-88

A RESOLUTION APPROVING CLAIM OF STANISLAUS COUNTY FOR MILK INSPECTION FEES COLLECTED BY THE CITY OF MODESTO AND AUTHORIZING PAYMENT OF $5,742.76

BE IT HEREBY RESOLVED by the Council of the City of Modesto that payment of $5,742.76 be authorized to Stanislaus County pursuant to Agreement dated May 21, 1957 pertaining to milk inspection fees collected by the City of Modesto from the State of California.

BE IT FURTHER RESOLVED that the Director of Finance be authorized to draw warrant in payment of this sum.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of March, 1958, by Councilman Anderson, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Anderson, Arata, Hammond, Mayor Marks

Noes: None

Absent: Adams, Merrill, Robinson

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 57-89

A RESOLUTION ESTABLISHING STOP SIGNS ON FIFTEENTH STREET AT ITS INTERSECTION WITH G STREET IN THE CITY OF MODESTO.

WHEREAS, Section 23 of Ordinance No. 345-N.S. of the City of Modesto, as amended, authorizes the Council, by resolution, to designate any street intersection under its jurisdiction as a stop intersection and cause stop signs to be erected at one or more entrances thereto, and

WHEREAS, it appears to the Council that the general welfare and safety of the citizens of the City of Modesto requires that boulevard stop signs be erected and maintained at the following locations,

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

SECTION 1. The following intersections are designated as stop intersections and the Traffic Engineer shall cause boulevard stop signs to be erected and maintained as follows:

ON FIFTEENTH STREET at its intersection with G Street.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12 day of March, 1958, by Councilman Anderson, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

AYES: Anderson, Arata, Hammond, Mayor Marks

NOES: None

ABSENT: Adams, Merrill, Robinson

ATTEST: [signature]
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-90

A RESOLUTION RESCINDING RESOLUTION NO. 56-525 WHICH ESTABLISHED A NO PARKING ZONE ON THE NORTH SIDE OF MILLER AVENUE BETWEEN LA LOMA AND COVENA AVENUES AND RESOLUTION NO. 57-221 WHICH ESTABLISHED A NO PARKING ZONE ON THE SOUTH SIDE OF MILLER AVENUE BETWEEN ROWLAND AVENUE AND LA LOMA AVENUE IN THE CITY OF MODESTO

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

SECTION 1. Resolution No. 56-525 which established a no parking zone on the north side of Miller Avenue between La Loma and Covena Avenues and Resolution No. 57-221 which established a no parking zone on the south side of Miller Avenue between Rowland Avenue and La Loma Avenue are hereby rescinded.

SECTION 2. The Traffic Engineer is hereby directed to cause the above described areas to be marked and/or posted in accordance with the provisions of this resolution and the applicable laws of the City.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of March, 1958, by Councilman Anderson, who moved its adoption, which motion being duly seconded by Mayor Marks, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Anderson, Arata, Hammond, Mayor Marks

Noes: None

Absent: Adams, Merrill, Robinson

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-91

A RESOLUTION GRANTING A REVOCABLE PERMIT TO DR. R. R. RADCLIFF TO INSTALL A SPRINKLER SYSTEM ON CITY PARKING RIGHT OF WAY AT "K" AND 16TH STREET IN THE CITY OF MODESTO

WHEREAS, Dr. R. R. Radcliff has filed a request with the Council for permission to install a sprinkler system on City right of way.

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 an underground flush sprinkler system in the park strips adjacent to the sidewalk along the northerly and easterly side of his property on "K" and 16th Streets subject to the other provisions of this resolution.

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) The sprinkler system shall be designed and installed so that water shall not be sprayed or permitted to be sprayed over or upon the sidewalk.

(b) 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.

(c) Permittee, his successors and assigns, shall comply with all laws of the City, including the securing of a building permit for the installation of said sprinkler system.

(d) 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.

(e) Permittee, his successors and assigns, agrees to remove the sprinkler system at his own cost and expense and clear the area of all debris within thirty (30) days after receipt of written notice from the City of Modesto of the revocation of this permit.

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 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 19th day of March, 1958, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: None

Absent: Anderson

ATTEST: _____
Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-92

A RESOLUTION ACCEPTING THE BID OF THE INDUSTRIAL ELECTRIC COMPANY IN THE SUM OF $5,256.10 FOR THE INSTALLATION OF STREET LIGHTING MATERIALS IN McHENRY VILLAGE NO. 1 and 2

WHEREAS, Resolution No. 58-72, adopted by the Council of the City of Modesto on March 5, , 1958, approved the plans and specifications for the construction of street lighting materials in McHenry Village No. 1 and 2 Subdivision

and authorized the calling for bids, and

WHEREAS, the bids received for the construction of street lighting materials in McHenry Village No. 1 and 2 Subidivision were opened at 2:00 P.M. on March 17, 1958 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 Modesto Industrial Company, Inc. in the amount of $5,256.10

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Modesto Industrial Company, Inc. in the amount of $5,256.10 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19 day of March, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: None

Absent: Anderson

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-93

A RESOLUTION REFERRING TO THE MODESTO CITY PLANNING COMMISSION A PETITION FOR ANNEXATION OF CERTAIN UNINHABITED TERRITORY TO THE CITY OF MODESTO, KNOWN AS HILLVIEW ACRES 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,

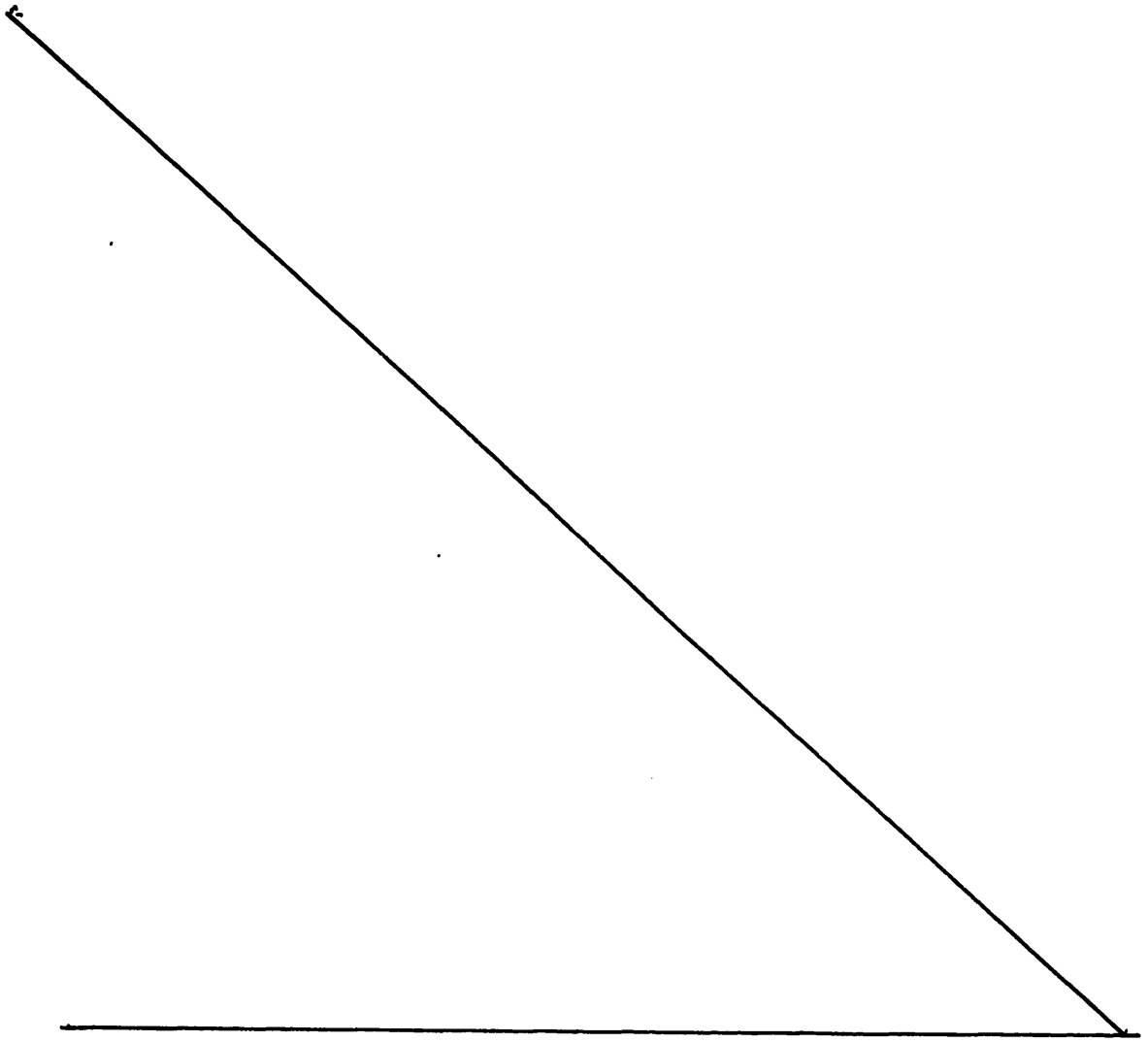
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said petition for the annexation of the following described uninhabited territory be referred to the Planning Commission for its report and recommendation.

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

All that certain real property situate in the State of California, County of Stanislaus, Sections 30 and 31, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, and more particularly described as follows:

Beginning at the point of intersection of the North line of a 60 foot street known as Maze Boulevard, as said 60 foot street is shown on the map of Maze Ranch Subdivision, filed March 19, 1909, Volume 4 of Maps, Page 18, Stanislaus County Records, and the Northern extension of the Eastern property line of the property conveyed to the Catholic Archbishop of San Francisco, September 14, 1944, by Instrument No. 13045, Stanislaus County Records, said point of intersection being on the existing City limits as described in the Mark Twain Annexation filed June 22, 1956, as Instrument Number 17230, Stanislaus County Records; thence Southerly along said Northern extension of the Eastern property line and existing City limits as described in said Mark Twain Annexation to a point on the Southern line of said Maze Boulevard; thence Westerly along said Southern line of Maze Boulevard 873.04 feet; thence Northerly and at right angles to said Southern line of Maze Boulevard 815.04 feet to the center line of the Modesto Irrigation District Lateral No. 4 Right of Way; thence Easterly along said center line of the Modesto Irrigation District Lateral No. 4, 1304.22 feet to the Northeast corner of the property conveyed to O. C. and Sybil Thompson by deed filed August 28, 1941 as instrument No. 11184, Stanislaus County Records; thence Southerly along the Eastern property line of said Thompson land, 830.37 feet to said Northern line of Maze Boulevard and existing City limits as described in said Mark Twain Annexation; thence

Westerly along said Northern line of Maze Boulevard and existing City limits, 431.35 feet to the point of beginning; containing 24.908 acres more or less.



The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19 day of March, 19 58, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

NOES: None

ABSENT: Anderson

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-94

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR FURNISHING ALL MATERIAL, MACHINERY, TOOLS, LABOR, AND SERVICES NECESSARY FOR THE CONSTRUCTION OF TRAFFIC SIGNALS

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

Section 1. The plans and specifications for furnishing all materials, machinery, tools, labor and services necessary for the construction of traffic signals, copies of which are on file in the Department of Traffic and Parking, are hereby accepted and approved.

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for furnishing all material, machinery, tools, labor and services necessary for the construction of traffic signals to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on April 15, 1958 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, the bids shall be tabulated and analyzed by the Director of Traffic and Parking, who shall submit them together with his recommendation thereon, 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 26th day of March, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: None Absent: Anderson

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-95

A RESOLUTION APPROVING RIGHT OF WAY CONTRACTS BETWEEN THE CITY OF MODESTO AND PROPERTY OWNERS ALONG McHENRY AVENUE AND AUTHORIZING THE CITY MANAGER TO SIGN CONTRACTS ON BEHALF OF THE CITY

WHEREAS, the City of Modesto has entered into an agreement with the American Right of Way and Appraisal Contractors for procuring certain rights of way and properties within the City and along McHenry Avenue, and

WHEREAS, eight Right of Way Contracts for widening of McHenry Avenue are now complete as follows:

Documents	Name	Estimated Damage Cost
M-43	Bruce R. and Ida E. Williams	
M-54	Patricia and Raymond Purdy	
M-66	Charles J and Marriet T. Allen	
M-68	H. E. and Mary Loomis Austin	
M-116	Domenica Conetto	
M-120	Lawrence R. and Blanche F. Robinson	125.00
M-125	L. W. and Edith V. Crabtree	210.00
M-145	L. Paul and Eleanor L. Hudelson	
	Total Estimated Cost	$335.00

NOW, THEREFORE, BE IT HEREBY RESOLVED that the City of Modesto approve these Right of Way contracts as presented and the City Manager be authorized to sign each on behalf of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the City Council held on the 26th day of March, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: None

Absent: Anderson

ATTEST: Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-96

A RESOLUTION REQUESTING THE BOARD OF SUPERVISORS OF STANISLAUS COUNTY TO CANCEL CITY AND COUNTY TAXES ON PROPERTY OWNED BY THE CITY OF MODESTO

WHEREAS, the City of Modesto acquired a parcel of real property located in the City of Modesto, hereafter described in detail, on October 23, 1956 from Theodore W. Seybold and Dorothy W. Seybold, and

WHEREAS, Section 4986 (e) and 4986.2 of the Revenue and Taxation Code of the State of California authorizes the cancellation of city and county taxes on property, acquired after the lien date by a public agency upon the written consent of the City Attorney and the District Attorney, respectively, and

WHEREAS, the City Attorney has consented to such cancellations,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto the the Board of Supervisors of Stanislaus County be, and it is hereby requested to cancel the unpaid 1957-58 taxes and all delinquent taxes on the following described property owned by the City of Modesto and acquired after the lien date:

All that portion of Block 206 of the CITY OF MODESTO, AS per map filed March 3, 1930 in Vol. 12 of Maps, described as follows:

Beginning at a point on the West line of Block 206 being on the East line of James Street and the Southerly line of La Loma (a street) as said streets existed on March 23, 1955; thence South along the East line of James Street 39.32 feet; thence East and parallel to the South line of said Block 206, 75 feet; thence North and parallel to the East line of James Street to a point at the intersection of the Southerly line of said La Loma, 17.52 feet; thence Westerly along the Southerly line of La Loma on a curve with a radius of 1092 feet, central angle of 17° 53', a distance of 78.11 feet to the point of beginning.

The above described property is also described as portion of Lot 6 in Block 206 of La Loma Terrace as per map filed February 26, 1938 in Vol. 11 of Maps, page 39, and also as portion Lot 6 Block 206 of the City of Modesto as per map filed December 21, 1942 in Vol. 15 of Maps, described as follows:

Beginning at the Northwest corner of Lot 6 in Block 206; thence South along the West line of said Lot 39.32 feet; thence East and parallel with the South line of said Lot 6, 75 feet to the East line thereof; thence North Along the East line of said Lot 6, 17.52 feet to the Northeast corner thereof; thence Northwesterly along the Northerly line of said Lot 6 on a curve with a radius of 1092 feet, central angle of 17°53', a distance of 78.11 feet to the point of beginning.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26 day of March, 1958, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: None

Absent: Anderson

ATTEST: Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-97

A RESOLUTION REQUESTING THE BOARD OF SUPERVISORS OF STANISLAUS COUNTY TO CANCEL CITY AND COUNTY TAXES ON PROPERTY OWNED BY THE CITY OF MODESTO

WHEREAS, the City of Modesto acquired a parcel of real property located in the City of Modesto, hereafter described in detail, on October 11, 1957 from Irvin V. Snedigar and Meredith J. Snedigar, and

WHEREAS, Section 4986 (e) and 4986.2 of the Revenue and Taxation Code of the State of California authorizes the cancellation of city and county taxes on property, acquired after the lien date by a public agency upon the written consent of the City Attorney and the District Attorney, respectively, and

WHEREAS, the City Attorney has consented to such cancellations,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Board of Supervisors of Stanislaus County be, and it is hereby requested to cancel the unpaid 1957-58 city and county taxes on the following described property owned by the City of Modesto and acquired after the lien date:

> All that portion of Lot 2 of the FRESNO TRACT, as per Map filed March 4, 1903 in Vol. 1 of Maps, page 76, Stanislaus County Records, described as follows:
>
> BEGINNING at a point on the East line of said Lot 2 located on the center line of a 50 foot public road designated as Oakdale Road on said Map, which point is located North 0°30' West 396 feet from the Southeast corner of said lot 2; thence from said point of beginning parallel to the South line of said Lot 2, North 88° 30' West 660 feet to a point on the West line of said lot 2; thence North 0° 30' West along said West line of said Lot 2 a distance of 153.73 feet; thence East parallel with the South line of said Lot 2, a distance of 660 feet to a point on the East line of said Lot 2, located on the center line of said Oakdale Road; thence along the East line of said Lot 2 and the center line of said Oakdale Road South 0° 30' East 174.24 feet to the point of beginning.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of March, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: None Absent: Anderson

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-98

A RESOLUTION DENYING PETITION OF NORMAN PETERS FOR A VARIANCE FROM THE CURB CUT REGULATIONS OF THE MODESTO MUNICIPAL CODE

WHEREAS, Norman Peters has filed a letter of appeal with the City Council to permit his installation of 1" x 12" redwood curbing remain on Sunset Avenue and Center Street, abutting his property located at 144 Sunset Boulevard, and

WHEREAS, this installation of wooden curbing was done without first obtaining special permission from the City Council, as provided under Section 7-1.203 (c), and

WHEREAS, the Director of Public Works has recommended that the appeal be denied on the basis that

1- A substantial part of both streets have had regular concrete curbs and gutters installed by the property owners in the past;

2- While the installation, when in new condition, presents no apparent hazards this can change very rapidly, particularly in view of the extremely light construction involved;

3- Since there is only a vertical board, there is no provision for a proper gutter and therefore it is impossible to provide adequate drainage in this vicinity;

4- There is no specific commitment upon the part of the property owner to replace the wood curbing with a concrete curb and gutter within a period of one year.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that the appeal for a variance from the curb provisions of the Municipal Code be denied and Norman Peters be required to remove the redwood curbing already installed on Center Street and Sunset Boulevard, abutting his property located at 144 Sunset Boulevard, 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 26 th day of March, 1958, by Councilman Robinson, who moved its adoption, which motion being seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: None Absent: Anderson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-99

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE ZONING REGULATIONS OF THE CITY OF MODESTO.

WHEREAS, by Resolution No. 436 adopted on March 18, 1958, the Planning Commission has recommended that the Council of the City of Modesto amend Chapter 2 of Title X of the Modesto Municipal Code to amend the zoning regulations as set forth therein,

NOW, THEREFORE, BE IT RESOLVED that the date of April 16, 1958, at 4:30 P. M. in the Council Chambers, McHenry Public Library, Fourteenth and I Streets, be set as the time and place for a public hearing on the following proposed amendments to the zoning regulations:

1. That Section 10-2.901 relating to permitted uses in the C-2 zone be amended to include the following: "Farm machinery sales, storage, repair and rental conducted wholly within an entirely enclosed building."

2. That Section 10-2.1001 relating to permitted uses in the C-M zone be amended to include the following: "Farm machinery sales, storage, repair and rental conducted within an entirely enclosed building or solid fence or wall not less than six (6) feet in height."

3. That Section 10-2.1101 relating to permitted uses in the M-1 zone be amended to include the following: "Farm machinery sales, storage, repair and rental without enclosure limitations."

"Welding shop provided that all welding be conducted within an entirely enclosed building or solid fence or wall not less than six (6) feet in height."

"Machine Shop."

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26 day of March, 1958, by Councilman Robinson, who moved its adoption, which

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

AYES: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

NOES: None

ABSENT: Anderson

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-100

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $2,075 FROM GENERAL RESERVE TO CITY CLERK AND AUDITOR, ADVERTISING, LEGAL AND OTHER, SERVICES PROFESSIONAL AND OTHER

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

FROM:	General Reserve	$2,075
TO:	City Clerk and Auditor Advertising, Legal and Other 14-230 $2000 Services, Professional and Other 14-235 $75	$2,075

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26 day of March, 1958, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

NCES: None ABSENT: Anderson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-101

A RESOLUTION ACCEPTING THE BID OF CALIFORNIA BUILDING AND WRECKING COMPANY IN THE AMOUNT OF $11,100. FOR THE DEMOLITION OF OLD HOTEL MODESTO

WHEREAS, Resolution No. 58-85, adopted by the Council of the City of Modesto on March 12, 195__, approved the plans and specifications for the ~~construction of~~ demolition of Hotel Modesto - 11th and "H" Streets

and authorized the calling for bids, and

WHEREAS, the bids received for the ~~construction of~~ demolition of Hotel Modesto - 11th and "H" Streets

were opened at March 31, 1958 2:00 P.M. 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 California Building and Wrecking Company in the amount of $11,100.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of California Building and Wrecking Company in the amount of $11,100.00

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 2 day of April 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: None

Absent: Adams, Anderson

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-102

A RESOLUTION REQUESTING THE CONGRESS OF THE UNITED STATES TO REPEAL THE TELEPHONE EXCISE TAX.

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

WHEREAS, the excise tax on telephone service was a wartime measure, intended to discourage the use of vital communication facilities, and

WHEREAS, the need for this has long since ceased, and

WHEREAS, the telephone is a necessity in our modern economy, and under no circumstances may be termed a luxury, and

WHEREAS, the tax is discriminatory in that other vital utility services are not so taxed.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it request the Congress of the United States to repeal the burdensome and highly discriminatory telephone excise tax.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2 day of April, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

NOES: None

ABSENT: Anderson

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-103

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $618 FROM GENERAL RESERVE TO AIRPORT FOR PAYMENT OF CITY-COUNTY AIRPORT COUNTY AND MID TAXES

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

FROM:	General Reserve	$618.00
TO:	Airport Taxes (430-46)	$618.00

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2 day of April, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

NOES: None ABSENT: Anderson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-104

A RESOLUTION RESCINDING RESOLUTION NO. 55-451 ENTITLED "A RESOLUTION ESTABLISHING STOP SIGNS AT G STREET AT ITS INTERSECTION WITH FIFTEENTH STREET IN THE CITY OF MODESTO".

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

SECTION 1. Resolution No. 55-451 entitled "A Resolution Establishing Stop Signs At G Street At Its Intersection With Fifteenth Street In The City Of Modesto", adopted by the Council on the 11th day of October, 1955, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2 day of April, 1958, by ~~Councilman~~ Mayor Marks, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

NOES: None

ABSENT: Anderson

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-105

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND IRVIN V. AND MEREDITH J. SNEDIGAR FOR THE RENTAL OF CITY PROPERTY ON MCHENRY AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Irvin V. and Meredith J. Snedigar

for the rental of City property on McHenry Avenue

be, and it is hereby approved, and

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2 day of April, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by ~~Councilman~~ Mayor Marks, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: None Absent: Anderson

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-106

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO ADOPTING BUDGET AND APPROVING MEMORANDUM OF AGREEMENT FOR EXPENDITURE OF GAS TAX ALLOCATION FOR MAJOR CITY STREETS

WHEREAS, a memorandum of agreement has been presented to be entered into with the State of California in accordance with a project statement submitted by the City of Modesto for expenditure of the gas tax allocation to cities for the fiscal year 1959, and

WHEREAS, the City Council has heard read said agreement in full and is familiar with the contents thereof;

THEREFORE, be it resolved by the City 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, and said agreement be and the same is hereby approved and the mayor and the city clerk are directed to sign the same on behalf of said City, said agreement to be binding upon the City upon its execution by the authorized officials of the State.

ADOPTED this 2nd day of April, 1958.

Mayor of the City of Modesto

Attest:
City Clerk of the City of Modesto

I hereby certify that the foregoing resolution was duly and regularly passed by the City Council of the City of Modesto, at a regular meeting thereof held April 2, 1958.

City Clerk of the City of Modesto

MODESTO CITY COUNCIL
RESOLUTION NO. 58-107

A RESOLUTION APPROVING ADDITIONAL CONTRIBUTION TO THE MODESTO CHAMBER OF COMMERCE OF $1,000 FOR INDUSTRIAL AND PUBLIC IMPROVEMENT PROMOTION AND AUTHORIZING APPROPRIATION FROM GENERAL RESERVE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that an additional contribution of $1,000 to the Modesto Chamber of Commerce for industrial and public improvement promotion be approved, and

BE IT FURTHER RESOLVED that the Director of Finance be authorized to issue warrant in this sum to the Modesto Chamber of Commerce, and

BE IT FURTHER RESOLVED that an appropriation transfer of $1,000 from the General Reserve to Music and Promotions (Industry, Business & Jobs) 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 April, 1958, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Anderson, Merrill, Robinson

ATTEST: Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-108

A RESOLUTION ACCEPTING THE BID OF MODESTO INDUSTRIAL ELECTRICAL CO. IN THE SUM OF $13,644 FOR THE CONSTRUCTION OF TRAFFIC SIGNALS AND STREET LIGHTING

WHEREAS, Resolution No. 58-94, adopted by the Council of the City of Modesto on March 26, 1958, approved the plans and specifications for the construction of traffic signals and street lighting at 7th and G Streets, 11th and G Streets, and 12th and I Streets, and traffic signals at 10th and G Streets and authorized the calling for bids, and

WHEREAS, the bids received for the construction of traffic signals and street lighting were opened at 2:00 P.M. on April 15, 1958 and later tabulated by the ~~Public Works~~ Traffic Department for the consideration of the Council, and

WHEREAS, the Director of ~~Public Works~~ Traffic and Parking has recommended that the bid of Modesto Industrial Electrical Company in the sum of $13,644 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Modesto Industrial Electrical Company in the sum of $13,644 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 16 day of April, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Mayor Marks

Noes: None

Absent: Anderson, Merrill, Robinson

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-109

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $6,000 FROM SERVICE DIVISION-EQUIPMENT RENTAL CREDITS TO SERVICE DIVISION-EQUIPMENT PARTS FOR SERVICE WORKING CAPITAL

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

FROM:	Service Division Equipment Rental Credits	$6,000
TO:	Service Division Equipment Parts 332-48	$6,000

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16 day of April, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Mayor Marks

NOES: None ABSENT: Anderson, Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-110

A RESOLUTION GRANTING CONSENT TO ERNEST M. GERISCH AND ELIZABETH GERISCH TO SUBLEASE A PORTION OF THEIR LEASED PREMISES IN THE RIGGS BUILDING.

WHEREAS, the City of Modesto has purchased real property from George S. Riggs and Nellie M. Riggs, located on the northeasterly 80 feet of Lots 17, 18, 19, 20 and a portion of 21 in Block 56 of said City of Modesto, with the provision that the existing leases on this property will remain in effect until their expiration date, and

WHEREAS, Ernest M. Gerisch and Elizabeth Gerisch, lessees of the store room at 911 and 913 I Street have filed a written request to sublease to C. S. Greenlaw, the store room located at 913 I Street, in accordance with the terms of Section 4 of said lease.

NOW, THEREFORE, BE IT HEREBY RESOLVED that Ernest N. Gerisch and Elizabeth Gerisch are hereby granted permission to sublease the store room at 913 I Street to C. S. Greenlaw.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of April, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Merrill, Mayor Marks

Noes: None

Absent: Anderson, Robinson

ATTEST: Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-111

A RESOLUTION ACCEPTING THE RESIGNATION OF RICHARD W. THOMPSON FROM THE MODESTO CITY BOARD OF PLUMBING EXAMINERS

WHEREAS, Richard W. Thompson has served as a member of the Modesto City Board of Plumbing Examiners since January 1, 1955, and

WHEREAS, Mr. Thompson as tendered his resignation as member of this Board, effective April 14, 1958,

NOW, THEREFORE, BE IT RESOLVED that the resignation of Richard W. Thompson from the Modesto City Board of Plumbing Examiners be accepted with regrets and Mayor Marks be authorized to write a letter of appreciation to Mr. Thompson for his faithful service to the City while serving on this Board.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 23rd day of April, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Hammond, Merrill, Robinson, Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Anderson, Arata

ATTEST: _____
Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-112

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR INSTALLATION OF WATER LINES ON GRANGER AVENUE BETWEEN TULLY ROAD AND COLLEGE AVENUE AND BETWEEN T.W.S.R.R. AND SHERWOOD AVENUE

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 on Granger Avenue between Tully Road and College Avenue and between T.W.S.R.R. and Sherwood Avenue
copies of which are on file in the Department of Public Works, are hereby accepted and approved.

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for installation of Water lines on Granger Ave. between Tully Road and College Avenue and between T.W.S.R.R. and Sherwood Avenue
to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on May 5, 1958 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, the bids shall be tabulated and analyzed by the Director of Public Works, who shall submit them, together with his recommendation thereon, to the Council at its next regular meeting.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 23 day of April, 1958, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Hammond, Merrill, Robinson, Mayor Marks

Noes: None Absent: Anderson, Arata

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-113

A RESOLUTION APPROVING LEASE AGREEMENT BETWEEN THE CITY OF MODESTO AND JIM AND PATRICIA HERRON FOR RENTAL OF HOUSE AT 1728 COLLEGE AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the lease between the City of Modesto and Jim and Patricia Herron for the rental of a house located at 1728 College Avenue be and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said lease by the designated City officials be authorized.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 23rd day of April, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Hammond, Merrill, Robinson, Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Anderson, Arata

ATTEST: _____
Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-114

A RESOLUTION APPROVING RENEWAL OF AGREEMENT BETWEEN THE CITY OF MODESTO AND THE STATE OF CALIFORNIA OFFICE OF CIVIL DEFENSE FOR THE TEMPORARY TRANSFER OF VEHICULAR EQUIPMENT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the renewal of the AGREEMENT FOR TEMPORARY TRANSFER OF VEHICULAR EQUIPMENT between the City of Modesto, a municipal corporation, and the State of California, Office of Civil Defense, be and it is hereby approved for a term of one year beginning May 9, 1958.

BE IT FURTHER RESOLVED that Ross Miller, as City Manager of the City of Modesto, be and is hereby authorized and directed to execute said agreement in the name of, and for, and on behalf of the City of Modesto. Reference is hereby made to a copy of said agreement on file in the office of the City Clerk of the City of Modesto for further particulars.

The foregoing resolution was introduced at / an adjourned regular meeting of the Council of the City of Modesto held on the 23rd day of April, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Hammond, Merrill, Robinson, Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Anderson, Arata

ATTEST: _____
Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-115

A RESOLUTION APPOINTING WILMAR JENSEN AS ACTING CITY ATTORNEY DURING THE ABSENCE OF THE CITY ATTORNEY.

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. Wilmar Jensen is hereby appointed as Acting City Attorney during the absence of the City Attorney and authorized to act for and in behalf of the City Attorney during the latter's absence.

SECTION 2. Said Acting City Attorney shall attend all meetings of the City Council and render such other legal services to the City as may be requested from time to time by the City Council or the City Manager.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 23 day of April, 1958, by ~~Councilman~~ Mayor Marks, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Hammond, Robinson, Mayor Marks

NOES: None

ABSENT: Anderson, Arata, Merrill

ATTEST: _____
City Clerk

RESOLUTION NO. 58-116

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION OF THE HILLVIEW ACRES ADDITION TO THE CITY OF MODESTO AND FIXING THE TIME AND PLACE FOR HEARING OBJECTIONS TO THE PROPOSED ANNEXATION.

WHEREAS, a petition for annexation to the City of Modesto was filed by O. C. THOMPSON and SYBIL M. THOMPSON on March 17, 1958, to annex to the City of Modesto, under the provisions of the Annexation of Uninhabited Territory Act of 1939, as amended, the area or territory hereby designated as the HILLVIEW ACRES ADDITION, situate in the County of Stanislaus, State of California, and contiguous to the City of Modesto, described as follows:

All that certain real property situate in the State of California, County of Stanislaus, Sections 30 and 31, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, and more particularly described as follows:

Beginning at the point of intersection of the North line of a 60 foot street known as Maze Boulevard, as said 60 foot street is shown on the map of Maze Ranch Subdivision, filed March 19, 1909, Volume 4 of Maps, Page 18, Stanislaus County Records, and the Northern extension of the Eastern property line of the property conveyed to the Catholic Archbishop of San Francisco, September 14, 1944 by Instrument No. 13045, Stanislaus County Records, said point of intersection being on the existing City limits as described in the Mark Twain Annexation filed June 22, 1956 as Instrument Number 17230, Stanislaus County Records; thence Southerly along said Northern extension of the Eastern property line and existing City limits as described in said Mark Twain Annexation to a point on the Southern line of said Maze Boulevard; thence Westerly along said Southern line of Maze Boulevard 873.04 feet; thence Northerly and at right angles to said Southern line of Maze Boulevard 815.04 feet to the center line of the Modesto Irrigation District Lateral No. 4 Right of Way; thence Easterly along said center line of the Modesto Irrigation District Lateral No. 4, 1304.22 feet to the N rtheast corner of the property conveyed to O. C. and SYBIL THOMPSON by deed filed August 28, 1941 as instrument No. 11184, Stanislaus County Records; thence Southerly along the Eastern property line of said Thompson land, 830.37 feet to said Northern line of Maze Boulevard and existing City limits as described in said Mark Twain Annexation; thence Westerly along said Northern line of Maze Boulevard and existing City limits, 431.35 feet to the point of beginning; containing 24.908 acres more or less.

and

WHEREAS, the County Boundary Commission of Stanislaus County has heretofore approved the proposed boundaries of said territory as to definiteness and certainty, and

WHEREAS, said petition was referred to the Planning Commission of the City of Modesto for investigation, report and recommendation, and

WHEREAS, the Planning Commission has heretofore rendered its report and recommendation to the Council, favoring the annexation of said territory, and

WHEREAS, it appears to the Council of the said City and the Council after hearing evidence finds that said petition is in proper form and that the real property described therein and hereinabove described is contiguous to the City of Modesto and that said petition is signed by the owners of not less than one-fourth of the land in the territory by area, and by assessed value as shown on the last equalized assessment roll of the County of Stanislaus, being the County in which the territory is situated, and that less than twelve registered voters reside within said territory, and that said territory is uninhabited territory within the meaning of the Annexation of Uninhabited Territory Act of 1939,

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

SECTION 1. NOTICE IS HEREBY GIVEN that the 4th day of June, 1958, at the hour of 4:30 o'clock p.m. of said day, in the Council Chambers at the McHenry Public Library, located at Fourteenth and I Streets 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. At any time before the hour set for hearing objections, any owner of property within the territory may file written protests against the annexation, which protest shall state the name of the owner of the property affected and the description and area of the property in general terms.

SECTION 2. The City Clerk shall cause a copy of this resolution to be published at least twice, but not oftener than once a week, in The Modesto Bee a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto, and shall also cause a copy of this resolution to be published in the Turlock Daily Journal, being a newspaper of general circulation published outside of 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.

SECTION 3. 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.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 23 day

of April, 19 58, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Hammond, Merrill, Robinson, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Anderson, Arata

ATTEST: _____
REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-117

A RESOLUTION ACCEPTING THE RESIGNATION OF GEORGE H. HANSEN FROM THE MODESTO CITY BOARD OF PLUMBING EXAMINERS

WHEREAS, George H. Hansen has served as a member of the Modesto City Board of Plumbing Examiners since January 20, 1954, and

WHEREAS, Mr. Hansen has tendered his resignation as a member of this Board, effective June 1, 1958,

NOW, THEREFORE, BE IT RESOLVED that the resignation of George H. Hansen from the Modesto City Board of Plumbing Examiners be accepted with regrets and Mayor Marks be authorized to write a letter of appreciation to Mr. Hansen for his faithful service to the City while serving on this Board.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of May, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Merrill, Robinson, Mayor Marks

Noes: None

Absent: Anderson, Hammond

ATTEST: Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-118

A RESOLUTION GRANTING A PERMIT TO B.P.O.E. ELKS LODGE NO. 1282 TO HOLD RUDY BROTHERS MAGIC CIRCUS AT DEL WEBB FIELD ON MAY 17 and 18, 1958

WHEREAS, B.P.O.E. ELKS LODGE NO. 1282 has filed a request with the Council for permission to hold Rudy Brothers Magic Circus at Del Webb Field on May 17 and 18, 1958, and

WHEREAS, the Modesto Community Athletic Association, lessee of the field, has approved the use of the field.

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 hold Rudy Brothers Magic Circus at Del Webb Field on May 17, and 18, 1958 subject to the other provisions of this resolution.

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, 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 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) 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 Two hundred thousand and no/100ths ($200,000) Dollars on account of one occurrence; and

Property Damage Insurance, in an amount not less than Twenty five thousand and no/100ths ($25,000) Dollars.

Permittee 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 the City.

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 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 7 day of May, 19 58, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: None

Absent: Anderson

ATTEST: Rex E. Gailfus, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-119

A RESOLUTION APPOINTING DON D. HAMMOND AS A MEMBER OF THE STANISLAUS CITY-COUNTY COMMITTEE

WHEREAS, Mayor Marks has asked to be relieved from his appointment as a member of the City-County Committee, and

WHEREAS, Mayor Marks has requested that Vice Mayor Hammond succeed him as a member of the City-County Committee and to be a delegate to the Sales Tax Committee.

NOW, THEREFORE, BE IT HEREBY RESOLVED that Don D. Hammond, Vice Mayor of the City of Modesto, be appointed as a representative to the Stanislaus City-County Committee.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto at its meeting held on the 7th day of May, 1958, by Councilman Merrill, who moved its adoption, which motion was seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Anderson

ATTEST: Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-120

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR THE CONSTRUCTION OF ONE TEN UNIT "T" HANGAR AT MODESTO CITY-COUNTY AIRPORT

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

Section 1. The plans and specifications for the construction of one Ten Unit "T" Hangar at the City-County Airport

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on Monday, May 19, 1958 at 3:00 P.M.
and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form and manner provided by law.

Section 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7 day of May, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: None

Absent: Anderson

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-121

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR CONSTRUCTION OF A CONCRETE STAIRWAY AT THOUSAND OAKS PARK (Buena Vista & La Loma Streets)

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

Section 1. The plans and specifications for the construction of a concrete stairway at Thousand Oaks Park at Buena Vista & La Loma 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, 717 10th Street, in the City of Modesto, on Monday, May 19, 1958 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 7 day of May, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: None Absent: Anderson

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-122

A RESOLUTION AUTHORIZING THE INSTALLATION OF WATER LINES IN PORTIONS OF GRANGER AVENUE BY CITY FORCES AS PROVIDED BY SECTION 1307 OF THE CHARTER OF THE CITY OF MODESTO

WHEREAS, the Council of the City of Modesto adopted Resolution No. 58-112, on April 23, 1958, for the installation of water lines on Granger Avenue between Tully Road and College Avenue and Between T.W. S.R.R. and Sherwood Avenue, and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on the 5th day of May, 1958, 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 if performed by city forces would be the sum of $2,973, which does not include pipeline materials, and

WHEREAS, this estimate has been approved by the City Manager, and

WHEREAS, in accordance with Section 1307 of the City Charter, the Council declares and determines that, in its opinion, based on the estimate approved by the City Manager, the work in question can 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 provisions of Section 1307 of the Charter of the City of Modesto, that 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 May, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: None Absent: Anderson

ATTEST: Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-123

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR THE FURNISHING OF PIPE, VALVES, FITTINGS AND SERVICE CLAMPS

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

Section 1. The plans and specifications for the furnishing of pipe, valves, fittings and service clamps

copies of which are on file in the Department of Public Works, are hereby accepted and approved.

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the furnishing of pipe, valves, fittings and service clamps

to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on May 26, 1958 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, the bids shall be tabulated and analyzed by the Director of Public Works, who shall submit them, together with his recommendation thereon, 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 7 day of May, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: None Absent: Anderson

ATTEST: [signature] CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-124

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR INSTALLATION OF 8" WATER MAIN IN BLOCK 6737-ASHFORD TRACT, AND TULLY ROAD, FROM BRIGGSMORE TO RONALD AVENUE

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

Section 1. The plans and specifications for the installation of 8" water main in Block 6737-Ashford Tract, and Tully Road, from Briggsmore to Ronald Avenue

copies of which are on file in the Department of Public Works, are hereby accepted and approved.

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the installation of 8" water main in Block 6737-Ashford Tract, and Tully Road, from Briggsmore to Ronald Avenue

to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on May 19, 1958 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, the bids shall be tabulated and analyzed by the Director of Public Works, who shall submit them, together with his recommendation thereon, 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 7 day of May, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: None Absent: Anderson

ATTEST: [signature] CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-125

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR FURNISHING PIPE AND VALVES

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

Section 1. The plans and specifications for the furnishing of pipe and valves

copies of which are on file in the Department of Public Works, are hereby accepted and approved.

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the furnishing of pipe and valves

to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on May 26, 1958 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, the bids shall be tabulated and analyzed by the Director of Public Works, who shall submit them, together with his recommendation thereon, 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 7 day of May, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: None Absent: Anderson

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-126

A RESOLUTION REFERRING THE APPEAL OF GROVE AVENUE PROPERTY OWNERS OPPOSING TO THE PERMIT GRANTED MRS. MADELINE HIATT FOR USE OF PROPERTY FOR PARKING AND COMMERCIAL PURPOSES BACK TO THE ZONING ADJUSTMENT FOR FULL NEW CONSIDERATION

WHEREAS, an appeal has been filed with the Council by property owners in the vicinity of Grove Avenue against conditional use permit No. 58-2 granted to Mrs. Madeline Hiatt by the Board of Zoning Adjustment on April 24, 1958, for use of property for parking and commercial purposes, and

WHEREAS, the signers of the petition have requested that the matter be referred back to the Board of Zoning Adjustment for further consideration.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that the appeal to the Council from the granting of a conditional use permit by the Board of Zoning Adjustment to Madeline Hiatt for use of the residential portion of her property located on the corner of McHenry and Grove Avenue for parking and C-2 commercial buildings be referred back to the Board of Zoning Adjustment for the holding of a full new hearing by the Board.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of May, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: None

Absent: Anderson

ATTEST: _____
Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-127

A RESOLUTION ESTABLISHING AND FIXING PARKING RATES AND CHARGES FOR USE OF MUNICIPAL OFF-STREET PARKING FACILITIES IN THE CITY OF MODESTO, AND RESCINDING RESOLUTION NO. 58-79.

WHEREAS, Section 3-6.03 of the Modesto Municipal Code authorizes the Council to establish by resolution the rates and parking time limits for the parking of vehicles on public parking facilities as well as the days and hours during which they shall apply,

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

SECTION 1. Rates and parking time limits for the parking of vehicles on public parking facilities are hereby established as follows:

DAILY HOURLY RATES

LOT NO.	LOCATION	RATE		MAXIMUM TIME LIMIT
7:30 A.M. to 5:00 P.M., Sundays excepted				
10	8th Street between I & K Streets	Two and one-half hours or fraction,	5¢	None
9:00 A.M. to 4:30 P.M., Sundays excepted				
1	11th & G Streets	First 2 hours or fraction, Next 2 hours or fraction, Next 5 hours or fraction, 9 hours,	10¢ 10¢ 10¢ 30¢	None
9:00 A.M. to 6:00 P.M., Sundays excepted				
3	12th & I Streets (Southeast corner)	One-half hour or fraction,	5¢	3 hours
4	11th Street between H & I Streets			
	North Row	Six minutes or fraction,	1¢	36 minutes
	Remainder	One-half hour or fraction,	5¢	3 hours
6	11th Street between K & L Streets	Twelve minutes or fraction, One hour or fraction,	1¢ 5¢	2 hours
7	12th & I Streets (Northeast corner)	One-half hour or fraction,	5¢	3 hours
8	14th & J Streets (Southwest corner)	One-half hour or fraction,	5¢	3 hours
9:00 A.M. to 10:00 P.M., Daily				
2	9th Street between I & J Streets	One-half hour or fraction,	5¢	3 hours
5	10th Street between K & L Streets (West Side)	One-half hour or fraction,	5¢	3 hours

9	13th Street between J & K Streets	One hour	5¢	None

SECTION 2. No vehicle shall be parked upon said off-street parking facilities at any time above specified without payment of the established fees as hereinabove set forth.

SECTION 3. The Traffic Engineer is hereby directed to cause the above locations to be marked and designated in accordance with the provisions of this resolution.

SECTION 4. Resolution No. 58-79 adopted by the Council on March 5, 1958, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7 day of May, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

NOES: None

ABSENT: Anderson

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58- 128

A RESOLUTION DESIGNATING A ONE-WAY ALLEY BETWEEN TENTH AND ELEVENTH STREETS AND F AND G STREETS IN THE CITY OF MODESTO.

WHEREAS, the Council finds and determines that the best interest of the citizens of the City require that a one-way alley be established between Tenth and Eleventh Streets and F and G Streets in the City of Modesto,

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

SECTION 1. It shall be unlawful to drive any vehicle through the alley between Tenth and Eleventh Streets and F and G Streets except in a northwesterly direction.

SECTION 2. The Director of Parking and Traffic is hereby directed to cause the above described alley to be posted in accordance with the provisions of this resolution and the applicable laws of the City.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7 day of May, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

NOES: None

ABSENT: Anderson

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-129

A RESOLUTION APPROVING SUPPLEMENTAL AGREEMENT BETWEEN THE CITY OF MODESTO AND THE COUNTY OF STANISLAUS FOR THE COLLECTION BY THE COUNTY OF CASH ASSESSMENTS OF LESS THAN $50 LEVIED BY THE CITY FOR MUNICIPAL IMPROVEMENTS

WHEREAS, the parties hereto entered into an agreement dated September 17, 1956, relating to the collection by County of cash assessments of less than Twenty Five and no/100ths Dollars levied by the City for municipal improvements, and

WHEREAS, pursuant to an amendment made in the State law, City has amended the provisions of its Municipal Code and Improvement District proceedings to authorize the collection of cash assessments of less than Fifty and no/100ths Dollars for municipal improvements by appropriate officers of the County, and

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the supplemental agreement between the City of Modesto and the County of Stanislaus for the collection by the County of cash assessments of less than $50 levied by the City for municipal improvements be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 May, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: None

Absent: Anderson

ATTEST: _____
Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-130

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $136 FROM PARKING-PARKING RESERVE TO PARKING-501-57 LAND ACQUISITION TO COVER COST OF LAND AND COUNTY AND M.I.D. TAXES

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

FROM: Parking — $136
Parking Reserve

TO: Parking — $136
501-57 Land Acquisition

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7 day of May, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

NOES: None ABSENT: Anderson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-131

A RESOLUTION GRANTING THE REQUEST OF THE MODESTO GARBAGE COMPANY FOR VARIANCE FROM THE MUNICIPAL CODE REGULATIONS TO IMPROVE A DRIVEWAY LOCATED ON THE WEST SIDE OF MORTON BOULEVARD, BETWEEN 11th AND 12th STREETS IN THE CITY OF MODESTO

WHEREAS, the Modesto Garbage Company has filed a request for variance from the driveway provision of the Modesto Municipal Code to improve an existing driveway by installing a blacktop driveway 22' in width, with the north end thereof located approximately 210' south of the west line of 12th Street; and

WHEREAS, this improvement is in order to provide access from the Morton Boulevard to a paper baling plant being constructed by the company at this location, and

WHEREAS, the Director of Public Works has recommended that the request of the Company be approved on a temporary basis until such time as street grades are finally established and curbs and gutters installed in this block.

NOW, THEREFORE, BE IT RESOLVED that the request of the Modesto Garbage Company for variance from the driveway provision of the Municipal Code relating to driveways to allow the installation of a black-top driveway 22' in width at the above location be granted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of May, 1958, by Councilman Hammond, who moved its adoption, which motion was seconded by Councilman Adams, was upon roll call carried and the resolution adoption by the following vote:

Ayes: Adams, Hammond, Merrill, Robinson, Mayor Marks

Noes: None

Absent: Anderson

ATTEST: [signature]
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-132

A RESOLUTION REFERRING THE APPEAL FILED BY CHARLES D. AND BERNICE G. WARNER TO THE BOARD OF ZONING ADJUSTMENT AND REQUESTING THE BOARD TO GIVE PROMPT CONSIDERATION TO THE APPEAL

WHEREAS, pursuant to Sec. 10-2.2010 of the Modesto Municipal Code, C. D. Warner and Bernice G. Warner filed with the City Clerk on May 9, 1958, an appeal from the decision of the Board of Zoning Adjustment of April 24, 1958 (Res. 54) regarding the relocation of an existing non-conforming use in a new building on the Northwest corner of Santa Ana and Yosemite Boulevard, and

WHEREAS, the City Attorney has recommended that the matter be referred back to the Board of Zoning Adjustment for another hearing because of the possibly illegal procedures employed in rendering said decision.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that this entire matter relating to the application of C. D. Warner and Bernice G. Warner for the relocation of an existing non-conforming use in a new building on the Northwest corner of Santa Ana and Yosemite Boulevard be referred back to the Board of Zoning Adjustment for a full public hearing de novo.

BE IT FURTHER RESOLVED that the Council does hereby request the Board to give prompt consideration to this matter to avoid unnecessary delay and inconvenience to the petitioners.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of May, 1958, by Councilman Arata, who moved its adoption, which motion was duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: None

Absent: Anderson

ATTEST: Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-133

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR CONSTRUCTION OF THE EQUIPMENT GARAGE AT CORPORATION YARD

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

Section 1. The plans and specifications for construction of Equipment Garage at Corporation Yard

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on May 26, 1958 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 14 day of May, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: None

Absent: Anderson

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-134

A RESOLUTION APPROVING RIGHT OF WAY CONTRACTS BETWEEN THE CITY OF MODESTO AND PROPERTY OWNERS ALONG McHENRY AVENUE AND AUTHORIZING THE CITY MANAGER TO SIGN CONTRACTS ON BEHALF OF THE CITY

WHEREAS, the City of Modesto has entered into an agreement with the American Right of Way and Appraisal Contractors for procuring certain rights of way and properties within the City and along McHenry Avenue, and

WHEREAS, four Right of Way Contracts for widening of McHenry Avenue are now complete as follows:

Documents	Name
M-13	D. A. and Lulu Crane
M-28	Clarence H. and Esther C. Blemker
M-42	Rose C. O'Conor
M-89 & M-91	Gordon A. and Merle H. Wight, et al

NOW, THEREFORE, BE IT HEREBY RESOLVED that the City of Modesto approve these Right of Way contracts as presented and the City Manager be authorized to sign each on behalf of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the City Council held on the 14 day of May, 1958, by Councilman Merrill, who moved its adoption, which motion being suly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: None

Absent: Anderson

ATTEST: _____
Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-135

A RESOLUTION AUTHORIZING THE RELEASE OF SUBDIVISION BOND FILED BY JOE NUNES JR., KATHERYN NUNES, ARTHUR J. WYLIE AND FLORENCE E. WYLIE TO GUARANTEE SUBDIVISION IMPROVEMENTS IN THE CAMPUS HEIGHTS SUBDIVISION

WHEREAS, Joe Nunes, Jr., Katheryn Nunes, Arthur J. Wylie and Florence E. Wylie, Subdividers of the Campus Heights Subdivision in the City of Modesto, have filed with the City Clerk Subdivision Bond No. 553151 of the Glens Falls Insurance Company in the sum of $21,600 to guarantee the improvements in the aforesaid subdivision, and

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

NOW, THEREFORE, BE IT HEREBY RESOLVED, that Subdivision Bond No. 553151 of the Glens Falls Insurance Company filed by Joe Nunes, Jr., Katheryn Nunes, Arthur J. Wylie and Florence E. Wylie to guarantee the improvements in the Campus Heights Subdivision be released.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of May, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: None

Absent: Anderson

ATTEST: Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-136

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $17,720 FOR STREET IMPROVEMENT PROGRAM FROM THE GENERAL RESERVE TO STREETS-CONSTRUCTION MATERIALS

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

FROM:	General Reserve	$17,720
TO:	Public Works - Streets Division Construction Materials	$17,720

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14 day of May, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

NOES: None ABSENT: Anderson

ATTEST: _____
REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-137

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $500 FROM THE GENERAL RESERVE TO MUSIC AND PROMOTION--1958 CALIFORNIA RELAYS

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

FROM:	General Reserve	$500.00
TO:	Music and Promotion California Relays	$500.00

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21 day of May, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

NOES: None ABSENT: None

ATTEST: Rex E. Gailfus
REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-138

A RESOLUTION AUTHORIZING THE SALE OF SURPLUS STEEL LIGHT POLE TO BARIUM PRODUCTS LTD., FOR THE SUM OF $25, b.o.b. CITY CORPORATION YARD

WHEREAS, Section 801 (d) of the City Charter authorizes the City Manager, with the approval of the Council, to sell obsolete or unused personal property of the City, and

WHEREAS, Barium Products Ltd., has offered to purchase from the City an unused surplus steel light pole for the sum of $25, f.o.b, City of Modesto Corporation Yard,

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Modesto, that the City Manager be and he is hereby authorized to accept the offer of $25 from Barium Products, Ltd. for the unused steel light pole.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of May, 1958 by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: None Absent: None

ATTEST: [signature]
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-139

A RESOLUTION AUTHORIZING THE INSTALLATION OF 8" WATER MAIN IN BLOCK 6737-ASHFORD TRACT, AND TULLY ROAD, FROM BRIGGSMORE TO RONALD AVENUE

WHEREAS, the Council of the City of Modesto adopted Resolution No. 58-124, on May 7, 1958, for the installation of 8" water main in Block 6737-Ashford Tract, and Tully Road, from Briggsmore to Ronald Avenue, 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 May, 1958, 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 if performed by city forces would be the sum of $1,629.30, and,

WHEREAS, this estimate has been approved by the City Manager, and

WHEREAS, in accordance with Section 1307 of the City Charter, the Council declares and determines that, in its opinion, based on the estimate approved by the City Manager, the work in question can 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 provisions of Section 1307 of the Charter of the City of Modesto, that 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 21 day of May, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: None

Absent: None

ATTEST: Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-140

A RESOLUTION ACCEPTING THE BID OF $1,449 FROM WILLIAM MINENI FOR THE CONSTRUCTION OF A CONCRETE STAIRWAY AT THOUSAND OAKS PARK IN THE CITY OF MODESTO

WHEREAS, Resolution No. 58-121, adopted by the Council of the City of Modesto on May 7, 1958, approved the plans and specifications for the construction of a concrete stairway at Thousand Oaks Park (Buena Vista & La Loma Streets)

and authorized the calling for bids, and

WHEREAS, the bids received for the construction of a concrete stairway at Thousand Oaks Park
were opened at 2:15 P.M. on May 19, 1958 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 sum of $1,449

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of $1,449 received from William Mineni
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 21 day of May, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: None

Absent: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-141

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR IMPROVEMENT OF 8TH STREET-WASHINGTON TO "L" AND "G" STREET- 14TH TO BURNEY STREET

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

Section 1. The plans and specifications for the improvement of 8th Street-Washington to "L" (Unit A) and "G" Street improvement-14th to Burney Street (Unit B)

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on June 2, 1958 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 21 day of May, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: None Absent: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-142

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR INSTALLATION OF 8" WATER MAIN ON HIGHWAY 99 BETWEEN HANEY AVENUE AND CARVER ROAD AND CARVER ROAD BETWEEN HIGHWAY 99 AND ORANGEBURG AVENUE

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

Section 1. The plans and specifications for the installation of 8" Water Main on Highway 99 between Haney Ave. and Carver Rd. and Carver Rd. between Highway 99 & Orangeburg 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, 717 10th Street, in the City of Modesto, on June 2, 1958 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 21 day of May, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: None Absent: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-143

A RESOLUTION SETTING THE DATE FOR THE PUBLIC HEARING ON THE PROPOSED BUDGET FOR THE CITY OF MODESTO FOR THE FISCAL YEAR 1958-59

WHEREAS, Section 1303 of the Charter of the City of Modesto requires that the Council shall determine the time for holding a public hearing upon the annual budget,

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that Wednesday, June 11, 1958, at 8:00 P.M. in the Council Chamber, located in the McHenry Public Library Building, 14th and I Streets, be set as the time and place for the public hearing upon the proposed budget for the fiscal year 1958-59, 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 Notice of Public Hearing in the official newspaper of the City of Modesto, the Modesto Bee, 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 21 day of May, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: None

Absent: None

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-144

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $1,026 FROM SPECIAL CAPITAL OUTLAY RESERVE TO SPECIAL CAPITAL OUTLAY FUND FOR APPRAISAL WORK AND LEAGAL FEES ON THE HAAS PROPERTY

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

FROM:	Special Capital Outlay Reserve	$1,026.00
TO:	Special Capital Outlay Fund Northern Blvd. Property Acquisition	$1,026.00

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21 day of May, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

NOES: None ABSENT: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-145

A RESOLUTION AUTHORIZING THE CITY MANAGER TO SUBMIT AND SIGN AN APPLICATION TO THE CALIFORNIA STATE WATER POLLUTION CONTROL BOARD FOR FEDERAL FUNDS FOR SEWAGE TREATMENT PLANT CONSTRUCTION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the City Manager be authorized to submit and sign an application to the California State Water Pollution Control Board for a federal construction grant for sewage treatment work construction under 33 U.S.C. 466 et. seq. (Public Law 660 84th Congress).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21 day May, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: None

Absent: None

ATTEST: Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58- 146

A RESOLUTION CHANGING THE STREET NAME OF NORTH WILSON AVENUE BETWEEN ROBLE AND ENCINA AVENUES TO WILSON AVENUE IN THE CITY OF MODESTO.

WHEREAS, Wilson Avenue is a street extending from Yosemite Boulevard north to Encina Avenue, and

WHEREAS, at the time the map of the Las Palmas Tract was recorded, the portion of Wilson Avenue between Roble and Encina Avenues was recorded as "North Wilson Avenue," and

WHEREAS, confusion has resulted from the inconsistency of the two names, and

WHEREAS, Section 34091.1 of the Government Code of the State of California provides that when the legislative body of a city finds that the existing name of any city street should be changed, it may adopt a resolution designating a change of name of such street, and

WHEREAS, the Planning Commission has recommended by Resolution No. 446, adopted May 6, 1958, that said street be renamed accordingly,

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

1. That the portion of Wilson Avenue between Roble and Encina Avenue known as "North Wilson Avenue" be changed to "Wilson Avenue".

2. That the Director of Public Works be directed to erect street name signs accordingly.

3. The City Clerk be directed to record a certified copy of this resolution with the Recorder of Stanislaus County and transmit a copy of this resolution to the Board of Supervisors, the County Clerk, and the County Surveyor of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21 day of May, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll

call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

NOES: None

ABSENT: None

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-147

A RESOLUTION CHANGING THE NAME OF A PORTION OF HANEY AVENUE TO PRINCETON AVENUE AND NAMING AN UNNAMED STREET AS PRINCETON AVENUE IN THE CITY OF MODESTO.

WHEREAS, a request has been received that the City officially name a presently unnamed part-width street, and

WHEREAS, said unnamed street is a direct westward extension of the present east-west portion of Haney Avenue, and

WHEREAS, said east-west portion of Haney Avenue is only slightly offset from Princeton Avenue, extending easterly, 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. 445, adopted May 6, 1958, that said portion of Haney Avenue be renamed and said unnamed street be named accordingly,

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

1. That the east-west portion of Haney Avenue be changed to "Princeton Avenue" and that the west-ward unnamed extension of the east-west portion of the present Haney Avenue be named "Princeton Avenue".

2. That the Director of Public Works be directed to erect street name signs accordingly.

3. The City Clerk be directed to record a certified copy of this resolution with the Recorder of Stanislaus County and transmit a copy of this resolution to the Board of Supervisors, the County Clerk, and the County Surveyor of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21 day of May, 1958, by Councilman Arata, who moved its

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

AYES: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

NOES: None

ABSENT: None

ATTEST: _____
City Clerk

(SEAL)

RESOLUTION NO. 58-148
MODESTO CITY COUNCIL

A RESOLUTION APPOINTING THOMAS M. SPAULDING TO THE VACANCY EXISTING IN THE OFFICE OF COUNCILMAN OF THE CITY OF MODESTO

WHEREAS, Councilman Henry E. Anderson has failed to attend meetings of the Council as required by Section 502 of the Modesto Municipal Charter, and

WHEREAS, a vacancy now exists in the office of Councilman of the City of Modesto previously held by Henry E. Anderson, and

WHEREAS, Section 702 of the City Charter provides that if a vacancy shall occur in the office of Councilman, the Council shall forthwith appoint a person to fill such vacancy, and

WHEREAS, the Council believes that Thomas M. Spaulding is eminently qualified for the appointment to the office of Councilman and will serve the City in such capacity in the interests of the entire community.

NOW, THEREFORE, BE IT RESOLVED that Thomas M. Spaulding be appointed to the office of Councilman of the City of Modesto to fill the aforesaid vacancy and serve until the next general municipal election to be held in April, 1959, or until the next special municipal election, as provided in Section 702 of the Charter of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21 day of May, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Hammond, Robinson, Mayor Marks

Noes: Merrill

Absent: Arata

ATTEST: Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-149

A RESOLUTION ACCEPTING THE ORAL RESIGNATION OF DR. THOMAS M. SPAULDING FROM THE BOARD OF ZONING ADJUSTMENT AND THE PLANNING COMMISSION OF THE CITY OF MODESTO

WHEREAS, Dr. Thomas M. Spaulding has served as a member of the Modesto City Board of Zoning Adjustment since June 26, 1957, and

WHEREAS, Dr. Spaulding has also served as a member of the Modesto City Planning Commission since March 13, 1957, and

WHEREAS, Dr. Spaulding has been appointed a City Councilman effective May 21, 1958, and has tendered his oral resignations from the Board and Commission.

NOW, THEREFORE, BE IT RESOLVED that the resignations of Dr. Thomas M. Spaulding from the Modesto City Board of Zoning Adjustment and the Modesto City Planning Commission be accepted and Mayor Marks be authorized to write a letter of appreciation to Dr. Spaulding for his faithful service to the City while serving on the Board and Commission.

The foregoing resolution was introduced at a regular adjourned meeting of the Council of the City of Modesto held on the 27th day of May, 1958, by Mayor Marks, who moved its adoption, which motion being seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Merrill, Spaulding, Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Arata, Hammond, Robinson

ATTEST: _____
Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-150

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR FURNISHING FOB MODESTO INCANDESCENT, FLORESCENT AND MERCURY VAPOR LAMPS FOR THE FISCAL YEAR 1958-59

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 the fiscal year 1958-59

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on June 16, 1958 at 3:00 P.M.
and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form and manner provided by law.

Section 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28 day of May, 1958, by ~~Councilman~~ Mayor Marks, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Merrill, Spaulding, Mayor Marks

Noes: None

Absent: Hammond, Robinson

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-151

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR FURNISHING THE OFFICIAL ADVERTISING FOR THE FISCAL YEAR 1958-59 FOR THE CITY OF MODESTO

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

Section 1. The plans and specifications for furnishing the official advertising for the fiscal year 1958-59 for the City of Modesto

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on June 16, 1958 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 28 day of May, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Merrill, Spaulding, Mayor Marks

Noes: None Absent: Hammond, Robinson

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-152

A RESOLUTION ACCEPTING THE BID OF R. J. NAYLOR COMPANY IN THE SUM OF $25,497 FOR THE CONSTRUCTION OF TEN UNIT "T" HANGAR AT THE CITY-COUNTY AIRPORT

WHEREAS, Resolution No. 58-120, adopted by the Council of the City of Modesto on May 7, 1958, approved the plans and specifications for the construction of ten unit "T" hangar at the City-County Airport

and authorized the calling for bids, and

WHEREAS, the bids received for the construction of ten unit "T" hangar at the City-County Airport
were opened at 3:00 P.M. on May 19, 1958 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 R. J. Naylor Company in the sum of $25,497

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of R. J. Naylor Company in the sum of $25,497
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 28 day of May 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Merrill, Spaulding, Mayor Marks

Noes: None

Absent: Hammond, Robinson

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-153

A RESOLUTION ACCEPTING THE BID OF CRANE COMPANY IN THE SUM OF $1,137.97 (2% 10th Prox.) FOR VALVES AND FITTINGS

WHEREAS, Resolution No. 58-123, adopted by the Council of the City of Modesto on May 7, 1958, approved the ~~plans~~ and specifications for the ~~construction of~~ furnishing of pipe, valves, fittings, and service clamps

and authorized the calling for bids, and

WHEREAS, the bids received for the ~~construction of~~ furnishing of pipe, valves, fittings, and service clamps were opened at 2:00 P.M. on May 26, 1958 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 Crane Company in the sum of $837.34 less 2% for items 4 to 6 inc., and $300.63 less 2% for items 7 to 11 inc., of the call for bids be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Crane Company in the sum of $837.34 less 2% for items 4 to 6 inc., and $300.63 for items 7 to 11 inc., of the call for bids be accepted and the execution of a contract for the ~~completion of the project~~ delivery of the valves and fittings 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 28 day of May 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Merrill, Spaulding, Mayor Marks

Noes: None

Absent: Hammond, Robinson

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-154

A RESOLUTION ACCEPTING THE BID OF WATER WORKS SUPPLY COMPANY IN THE SUM OF $822.89 FOR SERVICE CLAMPS

WHEREAS, Resolution No. 58-123, adopted by the Council of the City of Modesto on May 7, , 1958, approved the ~~plans and~~ specifications for the ~~construction of~~ furnishing of service clamps

and authorized the calling for bids, and

WHEREAS, the bids received for the ~~construction of~~ furnishing of service clamps

were opened at 2:00 P.M. on May 26, 1958 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 WATER WORKS SUPPLY COMPANY in the sum of $822.89, items 12 to 19 inc., of the call for bids

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Water Works Supply Company in the sum of $822.89, items 12 to 19 inc., of the call for bids

be accepted and the execution of a contract for the ~~completion of the project~~ delivery of the valves 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 28 day of May 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by ~~Councilman~~ Mayor Marks, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Merrill, Spaulding, Mayor Marks

Noes: None

Absent: Hammond, Robinson

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-155

A RESOLUTION ACCEPTING THE BID OF U.S. PIPE AND FOUNDRY IN THE SUM OF $33,660.00 FOR CAST IRON PIPE

WHEREAS, Resolution No. 58-125, adopted by the Council of the City of Modesto on May 7, , 1958, approved the plans and specifications for the ~~construction of~~ furnishing of cast iron pipe

and authorized the calling for bids, and

WHEREAS, the bids received for the ~~construction of~~ furnishing of cast iron pipe
were opened at 2:00 P.M. on May 26, 1958 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 U.S. Pipe and Foundry in the sum of $33,660.00, item No. 1 of the call for bids
be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of U.S. Pipe and Foundry in the sum of $33,660.00, item No. 1 of the call for bids 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 28 day of May, 1958, by Councilman Spaulding, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Merrill, Spaulding, Mayor Marks

Noes: None

Absent: Hammond, Robinson

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-156

A RESOLUTION ACCEPTING THE BID OF CRANE COMPANY IN THE SUM OF $3,588.88 FOR VALVES

WHEREAS, Resolution No. 58-125, adopted by the Council of the City of Modesto on May 7, , 1958, approved the plans and specifications for the ~~construction of~~ furnishing of valves

and authorized the calling for bids, and

WHEREAS, the bids received for the ~~construction of~~ furnishing of valves were opened at 2:00 P.M. on May 26, 1958 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 Crane Company in the sum of $3,588.88, items 5 to 8 inc., of the call for bids be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Crane Company in the sum of $3,588.88, items 5 to 8 inc., of the call for bids 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 28 day of May 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Merrill, Spaulding, Mayor Marks

Noes: None

Absent: Hammond, Robinson

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-157

A RESOLUTION ACCEPTING THE BID OF EDWARD A. TOMLINSON IN THE SUM OF $12,470 FOR THE CONSTRUCTION OF THE EQUIPMENT GARAGE AT CORPORATION YARD IN THE CITY OF MODESTO

WHEREAS, Resolution No. 58-133, adopted by the Council of the City of Modesto on May 14, 1958, approved the plans and specifications for the construction of Equipment Garage at Corporation Yard

and authorized the calling for bids, and

WHEREAS, the bids received for the construction of Equipment Shed at Corporation Yard were opened at 2:30 P.M. on May 26, 1958 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 Edward A. Tomlinson in the sum of $12,470.

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Edward A. Tomlinson in the sum of $12,470.
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 28 day of May, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Merrill, Spaulding, Mayor Marks

Noes: None

Absent: Hammond, Robinson

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-158

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $2000 FROM SPECIAL CAPITAL OUTLAY RESERVE TO SPECIAL CAPITAL OUTLAY-CORPORATION YARD BUILDING

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

FROM:	Special Capital Outlay Reserve	$2,000.
TO:	Special Capital Outlay Corporation Yard Building	$2,000.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28 day of May, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by ~~Councilman~~ Mayor Marks, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Merrill, Spaulding, Mayor Marks

NOES: None ABSENT: Hammond, Robinson

ATTEST: _____
REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-159

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR FURNISHING PIPE, FITTINGS AND QUICK COUPLER VALVES-DRYDEN MUNICIPAL GOLF COURSE

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

Section 1. The plans and specifications for furnishing pipe, fittings and quick coupler valves for the new Dryden Municipal Golf Course copies of which are on file, are hereby accepted and approved.

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on June 16, 1958 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 28 day of May, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Merrill, Spaulding, Mayor Marks

Noes: None Absent: Hammond, Robinson

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-160

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR THE INSTALLATION OF WATER LINES IN WESTLAND MANOR NO. 2

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 Westland Manor No. 2

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on June 9, 1958 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 28 day of May, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by ~~Councilman~~ Mayor Marks, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Merrill, Spaulding, Mayor Marks

Noes: None

Absent: Hammond, Robinson

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-161

EXTENSION OF
A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND HARRY JENKS FOR CONSULTING SERVICES TO JUNE 30, 1959

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and HARRY JENKS

for consulting service to June 30, 1959

be, and it is hereby approved, and

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28 day of May, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen Adams, Arata, Merrill, Spaulding, Mayor Marks

Noes: None Absent: Hammond, Robinson

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-162

A RESOLUTION EXPRESSING INTEREST OF THE CITY OF MODESTO IN THE POSSIBILITY OF EXTENDING TUOLUMNE BOULEVARD TO THE EAST AND ASKING THE STATE OF CALIFORNIA, DIVISION OF HIGHWAYS, TO MAKE THE NECESSARY STUDY TO DETERMINE IF IT WOULD TIE IN WITH THE FREEWAY WORK

BE IT HEREBY RESOLVED, by the Council of the City of Modesto , that it does hereby express its interest in the possibility of extending Tuolumne Boulevard to the east, and

BE IT FURTHER RESOLVED, that the Council of the City of Modesto, does hereby request the State of California, Division of Highways, to make the necessary study to determine if it would tie in with the freeway work.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of May, 1958 by Mayor Marks, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Merrill, Spaulding, Mayor Marks

Noes: None Absent: Arata, Hammond, Robinson

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-163

A RESOLUTION REQUESTING THAT THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA GIVE PROMPT CONSIDERATION TO APPLICATION NO. 40104 OF WILLIS M. KLEINENBROICH, AN INDIVIDUAL D.B.A. THE MODESTO MOTOR BUS SERVICE FOR AUTHORITY TO INCREASE RATES AND FARES ON STUDENT REDUCED TICKET FARES AND TO ELIMINATE THE USE OF ADULT REDUCED TICKET FARES FOR THE TRANSPORTATION OF PASSENGERS IN AND BETWEEN POINTS IN AND ABOUT THE CITY OF MODESTO, CALIFORNIA, AND REQUESTING THE COMMISSION TO CONDUCT A STUDY ON INCREASED EFFICIENCY OF THE BUS SYSTEM

WHEREAS, Willis M. Kleinenbroich, an individual doing business under the name of Modesto Motor Bus Service, has filed an Application No. 40104, requesting an increase in rates and fares for the transportation of passengers between points in the vicinity of the City of Modesto, Stanislaus County, California, as follows:

Cash fare----------$ .20

Student Reduced Ticket Fare---10 rides for-------$1.00

No adult reduced tickets will be sold

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it request the Public Utilities Commission of the State of California give prompt consideration to the aforesaid application of Willis M. Kleinenbroich to increase rates and fares for the transportation of passengers between points in the vicinity of the City of Modesto, Stanislaus County, California, and

BE IT FURTHER RESOLVED that if the Commission's studies indicate that the increase requested in said application should be granted that the City Council would not object to such action without the conducting of a public hearing, so that the relief sought by the applicant can thus be expedited.

BE IT FURTHER RESOLVED that the Public Utilities Commission go into a full-scale study of mass transit in this City including increased efficiency, charters as a source of revenue, and other available means that would not accept an annual decline in patronage of 6% - 16%.

BE IT FURTHER RESOLVED that the City Clerk be and he is hereby directed to transmit a copy of this resolution to the Public Utilities Commission and Willis M. Kleinenbroich.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of May, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Merrill, Spaulding, Mayor Marks

Noes: None

Absent: Hammond, Robinson

ATTEST: _____
Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-164

A RESOLUTION ACCEPTING THE BID OF $17,169.88 FROM STANDARD MATERIALS, INC. FOR THE IMPROVEMENT OF 8TH STREET FROM WASHINGTON TO "L", AND "G" STREET FROM 14TH TO BURNEY

WHEREAS, Resolution No. 58-141, adopted by the Council of the City of Modesto on May 21, 1958, approved the plans and specifications for the construction of improvements to 8th Street and "G" street

and authorized the calling for bids, and

WHEREAS, the bids received for the construction of improvements to 8th Street and "G" Street
were opened at 2:30 P.M. on June 2, 1958 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 Standard Materials, Inc. in the amount of $17,169.88

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Standard Materials Inc. in the amount of $17,169.88
be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4 day of June, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None

Absent: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-165

A RESOLUTION AUTHORIZING THE INSTALLATION OF 8" WATER MAIN ON HIGHWAY 99 BETWEEN HANEY AVENUE AND CARVER ROAD AND CARVER ROAD BETWEEN HIGHWAY 99 AND ORANGEBURG AVENUE BY CITY FORCES

WHEREAS, the Council of the City of Modesto adopted Resolution No. 58-142, on May 21, 1958, for the installation of 8" water main on Highway 99 between Haney Avenue and Carver Road and Carver Road between Highway 99 and Orangeburg Avenue, 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, 1958, 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 if performed by city forces would be the sum of $3,799.15, and

WHEREAS, this estimate has been approved by the City Manager, and

WHEREAS, in accordance with Section 1307 of the City Charter, the Council declares and determines that, in its opinion, based on the estimate approved by the City Manager, the work in question can 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 provisions of Section 1307 of the Charter of the City of Modesto, that 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 June, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None

Absent: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-166

A RESOLUTION ACCEPTING THE BID OF EWING TURF PRODUCTS OF$22,338.70 FOR ITEMS 1a, 2a, 3a, FOR ASBESTOS CEMENT PIPE FOR THE GOLF COURSE

WHEREAS, Resolution No. 58-123, adopted by the Council of the City of Modesto on May 7, 1958, approved the plans and specifications for the furnishing of asbestos cement pipe for the new golf course
and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of asbestos cement pipe for Dryden Golf Course
were opened at 2:00 P.M. on May 26, 1958 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 Ewing Turf Products of $22,338.70 for items 1a, 2a, and 3a, of the call for bids
be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Ewing Turf Products of $22,338.70 for items 1a, 2a, and 3a, of the call for bids

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4 day of June, 1958, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Merrill was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None

Absent: None

ATTEST: [signature] CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-167

A RESOLUTION ACCEPTING THE BID OF JOHNS-MANVILLE IN THE SUM OF $21,502 FOR ASBESTOS CEMENT PRESSURE PIPE FOR CITY USE

WHEREAS, Resolution No. 58-125, adopted by the Council of the City of Modesto on May 7, 1958, approved the plans and specifications for the furnishing of pipe and valves for city use

and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of pipe and valves for city use
were opened at May 26, 1958 at 2:00 P.M. 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 $21,502. from Johns-Manville for items 2a, 3a, 4a of the call for bids
be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of $21,502. from Johns-Manville for items 2a, 3a, and 4a, of the call for bids

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4 day of June, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Robinson was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None

Absent: None

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-168

EXTENSION OF
A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND STANDARD OIL COMPANY OF CALIFORNIA FOR LEASE OF PORTION OF PROPERTY AT CITY-COUNTY AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the extension of/Agreement between the City of Modesto and Standard Oil Company of California

for lease of portion of property at City-County Airport

be, and it is hereby approved, and

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4 day of June, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None Absent: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-169

EXTENSION OF
A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND WATERS, RUTH AND GOING, CONSULTING ENGINEERS, FOR A WATER STUDY AND FEASIBILITY REPORT FOR SIXTY DAYS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the extension of/Agreement between the City of Modesto and Waters, Ruth and Going, Consulting Engineers for sixty days for water study and feasibility report be, and it is hereby approved, and

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4 day of June, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen Adams, Arata, Hammond, Merrill, Robinson, Spaulding Mayor Marks

Noes: None Absent: None

ATTEST: [signature] CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-170

A RESOLUTION ACCEPTING THE CONSTRUCTION OF IMPROVEMENTS AT DEL WEBB FIELD BY SPEARS CONSTRUCTION COMPANY AND AUTHORIZING PAYMENTS DUE IN THE AMOUNT OF $2,558.67 AND RECORDATION OF NOTICE OF COMPLETION

WHEREAS, a report has been filed by the Director of Public Works that the construction of improvements at Del Webb Field

has been completed by Spears Construction Company

in accordance with the contract agreement dated

NOW, THEREFORE, BE IT RESOLVED that the construction of improvements at Del Webb Field

be accepted from said contractor Spears Construction Company in the sum final payment of $2,558.67
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 4 day of June, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL

RESOLUTION NO. 58-171

A RESOLUTION AUTHORIZING THE PURCHASE OF A CHLORINATOR FROM WALLACE AND TIERNAN INC., FOR THE SUM OF $2,115.00 AND THAT COST BE CHARGED TO THE 1953 BOND FUND

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the purchase of a Chlorinator from Wallace and Tiernan Inc. for the sum of $2,115.00 be approved, and

BE IT FURTHER RESOLVED that the cost of this equipment be charged to the 1953 Bond Fund.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of June, 1958 by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Merrill, Robinson, Spaulding, Mayor Pro Tempore Hammond

Noes: None Absent: Adams, Arata, Mayor Marks

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-172

A RESOLUTION APPROVING LEASING OF PORTION OF THE MODESTO COMMUNITY SERVICE CENTER TO THE STANISLAUS COUNTY BRANCH OF THE SAN FRANCISCO CONSERVATORY OF MUSIC FOR THE MONTH OF AUGUST, 1958

WHEREAS, the Stanislaus County Branch of the San Francisco Conservatory of Music has requested permission to lease a portion of the Modesto Community Service Center during the month of August, 1958 to conduct classes in dance, music and french for children, and

WHEREAS, the Director of Parks and Recreation has recommended that the leasing of these premises be approved on the basis of a monthly rental of $75.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that the leasing of a portion of the Center to the Stanislaus County Branch of the San Francisco Conservatory of Music during the month of August, 1958, at a monthly rental of $75, be approved as recommended by the Director of Parks and Recreation.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of June, 1958 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None Absent: Hammond

ATTEST: [signature]
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-173

A RESOLUTION AUTHORIZING THE INSTALLATION OF WATER LINES IN WESTLAND MANOR #2 SUBDIVISION BY CITY FORCES

WHEREAS, the Council of the City of Modesto adopted Resolution No. 58-160, on May 28, 1958, for the installation of water lines in Westland 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 9th day of June, 1958, 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 if performed by city forces would be the sum of $1,772.00, and

WHEREAS, this estimate has been approved by the City Manager, and

WHEREAS, in accordance with Section 1307 of the City Charter, the Council declares and determines that, in its opinion, based on the estimate approved by the City Manager, the work in question can 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 provisions of Section 1307 of the Charter of the City of Modesto, that 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 11th day of June, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes:- Adams, Arata, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None

Absent: Hammond

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-174

A RESOLUTION APPOINTING CECIL JONES A MEMBER OF THE MODESTO CITY BOARD OF ZONING ADJUSTMENT

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

WHEREAS, Dr. Thomas M. Spaulding, on said Board, resigned on May 27, 1958,

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:

Cecil Jones for a term expiring January 1, 1961

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 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 11th day of June, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Merrill, Robinson, Spaulding, Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Hammond

ATTEST: [signature] CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-175

A RESOLUTION ACCEPTING THE CONSTRUCTION OF 8TH AND K STREET PARKING LOT BY STANDARD MATERIALS, INC., AUTHORIZING FINAL PAYMENT OF AMOUNTS DUE AND RECORDATION OF NOTICE OF COMPLETION WITH THE COUNTY RECORDER

WHEREAS, a report has been filed by the Director of Public Works that the construction of 8th and K Street parking lot

has been completed by Standard Materials, Inc.

in accordance with the contract agreement dated

NOW, THEREFORE, BE IT RESOLVED that the construction of 8th and K Street parking lot

be accepted from said contractor Standard Materials, 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 11 day of June, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, ~~Hammond~~, Merrill, Robinson, Spaulding, Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Hammond

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-176

A RESOLUTION APPROVING RIGHT OF WAY CONTRACT BETWEEN THE CITY OF MODESTO AND OLIVE M. DENNETT FOR WIDENING OF McHENRY AVENUE AND AUTHORIZING THE CITY MANAGER TO SIGN CONTRACT ON BEHALF OF THE CITY

WHEREAS, the City of Modesto has entered into an agreement with the American Right of Way and Appraisal Contractors for procuring certain rights of way and properties within the City and along McHenry Avenue, and

WHEREAS, the following right of way contract is now complete as follows:

Document No. M-24 Grant Deed

Olive M. Dennett $9,700.00

NOW, THEREFORE, BE IT HEREBY RESOLVED that the City of Modesto approve this Right of Way Contract as presented and the City Manager be authorized to sign on behalf of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the City Council held on the 11th day of June, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Merrill, Robinson, Spaulding, Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Hammond

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-177

A RESOLUTION APPOINTING JACK GARRETT A MEMBER OF THE MODESTO CITY PLANNING COMMISSION

WHEREAS, Section 1100 of the Charter of the City of Modesto requires the City Council to appoint members to the Modesto City Planning Commission, and

WHEREAS, Dr. Thomas M. Spaulding, on said Commission, resigned on May 27, 1958,

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:

Jack Garrett for a term expiring January 1, 1959

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 11th day of June, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Merrill, Robinson, Spaulding, Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Hammond

ATTEST: _____ CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-178

A RESOLUTION APPROVING LEASE AGREEMENT BETWEEN THE CITY OF MODESTO AND JIM AND ETTIE KINDLE FOR LEASE OF RESIDENTIAL PROPERTY KNOWS AS THE "SNEDIGAR PROPERTY, 1737 McHENRY AVENUE IN THE CITY OF MODESTO

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Jim and Ettie Kindle, husband and wife

for month-to-month lease of the residential property previously known as the "Snedigar property", 1737 McHenry Avenue

be, and it is hereby approved, and

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11 day of June, 1958, by Councilman Spaulding, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen Adams, Arata, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None Absent: Hammond

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-179

A RESOLUTION GRANTING REQUEST OF J. S. WEST ICE SERVICE FOR VARIANCE FROM CURB CUT PROVISIONS OF THE MODESTO MUNICIPAL CODE FOR ICE STATION LOCATED AT 711 EIGHTH STREET, IN THE CITY OF MODESTO

WHEREAS, the J. S. West Ice Service, located at 711 Eighth Street in the City of Modesto, has filed a request for a variance from curb cut provisions of the Modesto Municipal Code,

SECTION 7-1.104 (c) --percentage of curb cuts not to exceed 40% of the frontage upon any street

to permit a 10' extension to an existing 20 foot driveway in order to provide for a driveway 30' in width, and

WHEREAS, the 30' driveway would be in addition to an existing 17' driveway, and

WHEREAS, the total width of the property is 87' and the Municipal Code provides that only 40% of the frontage can be used for curb cuts, and

WHEREAS, the Director of Public Works has investigated the location and use of the property and finds that it is essential that the Ice Service Station have driveways of the widths mentioned above.

NOW, THEREFORE, BE IT RESOLVED, that the request of J. S. West Ice Service for variance from the provisions of the Municipal Code and 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 11th day of June, 1958 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None Absent: Hammond

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-180

A RESOLUTION APPROVING REQUESTS OF THE STANISLAUS COUNTY FOURTH OF JULY COMMITTEE FOR THE CELEBRATION BEING HELD IN THE CITY OF MODESTO, JULY 4, 1958

WHEREAS, the Stanislaus County Fourth of July Committee has filed the following requests relating to its celebration being held in the City of Modesto, Friday, July 4, 1958;

1- That I Street, between 11th and 12th Streets, be barricaded on July 4, from 9:30 A.M. to 3:30 P.M.;

2- That city personnel be authorized to install the city's reviewing stand in the Courthouse Park on Thursday, 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 the displaying of fireworks in the evening of July 4 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 with the following conditions:

1- That the parade route be cleared by the Police and Parking and Traffic Departments;

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 assume the responsibility for cleaning the field after its use;

(d) That the city be reimbursed for any damages which might occur to the field and the Municipal Golf Course, and

(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 18th day of June, 1958 by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Arata, Adams, Hammond, Merrill, Robinson, Spaulding and Mayor Marks

Noes: None Absent: None

ATTEST:

MODESTO CITY COUNCIL
RESOLUTION NO. 58-181

A RESOLUTION ACCEPTING THE BID OF INDUSTRIAL ELECTRICAL COMPANY FOR FURNISHING LAMPS FOR MUNICIPAL LIGHTING FOR FISCAL YEAR 1958-59

WHEREAS, Resolution No. 58-150, adopted by the Council of the City of Modesto on May 28, 1958, approved the plans and specifications for the furnishing of lamps for Municipal lighting for the fiscal year 1958-59
and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of lamps for Municipal lighting for fiscal year 1958-59
were opened at 3:00 P.M. on June 16, 1958 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 Industrial Electrical Company was the lowest and best bid and recommended that it
be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Industrial Electrical Company, 1244 McHenry Avenue, Modesto, California

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18 day of June, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Spaulding was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None

Absent: None

ATTEST: Pete Gaughan
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-182

A RESOLUTION ACCEPTING THE BID OF THE MODESTO BEE FOR OFFICIAL ADVERTISING FOR FISCAL YEAR 1958-59

WHEREAS, Resolution No. 58-151, adopted by the Council of the City of Modesto on May 28, 1958, approved the plans and specifications for the furnishing of the official advertising for the fiscal year 1958-59
and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of the official advertising for the fiscal year 1958-59
were opened at 2:00 P.M. on June 16, 1958 and later tabulated by the ~~Public Works Department~~ City Clerk for the consideration of the Council, and

WHEREAS, the ~~Director of Public Works~~ City Clerk has recommended that the bid of the Modesto Bee

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of the Modesto Bee

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18 day of June, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None

Absent: None

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-183

A RESOLUTION ACCEPTING THE BID OF SLAKEY BROS. FOR FURNISHING PIPE, FITTINGS, AND VALVES FOR USE AT DRYDEN MUNICIPAL GOLF COURSE

WHEREAS, Resolution No. 58-159, adopted by the Council of the City of Modesto on May 28, 1958, approved the plans and specifications for the furnishing pipe, fittings, and valves for use at Dryden Municipal Golf Course
and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of pipe, fittings, and valves for use at Dryden Municipal Golf Course
were opened at 2:00 P.M. on June 16, 1958 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 Slakey Bros. in the sum of $16,498.68 for items 1 to 4 inc. of the call for bids
be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Slakey Bros. in the sum of $16,498.68 for items 1 to 4 inc. of the call for bids be accepted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18 day of June, 1958, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Merrill was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None

Absent: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-184

A RESOLUTION ACCEPTING THE BID OF WESTERN PLUMBING SUPPLY COMPANY FOR THE FURNISHING OF PIPE, VALVES AND FITTINGS FOR USE AT DRYDEN MUNICIPAL GOLF COURSE

WHEREAS, Resolution No. 58-159, adopted by the Council of the City of Modesto on May 28, 1958, approved the plans and specifications for the furnishing of pipe, valves and fittings for use at Dryden Municipal Golf Course
and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of pipe, valves, and fittings for use at Municipal Golf Course
were opened at 2:00 P.M. on June 16, 1958 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 Plumbing Supply Company in the sum of $697.41 for items 5 to 44 inc. of the call for bids
be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Western Plumbing Supply Company in the sum of $697.41 for items 5 to 44 inc. of the call for bids be accepted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18 day of June, 1958, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Arata was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None

Absent: None

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-185

A RESOLUTION ACCEPTING THE BID OF J. GREENBERG & CO. IN THE SUM OF $2,865.87 FOR FURNISHING PIPE, FITTINGS AND QUICK COUPLER VALVES FOR DRYDEN MUNICIPAL GOLF COURSE

WHEREAS, Resolution No. 58-159, adopted by the Council of the City of Modesto on May 28, 1958, approved the plans and specifications for the furnishing of pipe, fittings and quick coupler valves for use at Dryden Municipal Golf Course and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of pipe, fittings and quick coupler valves for use at Dryden Municipal Golf Course were opened at 2:00 P.M. on June 16, 1958 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 J. Greenberg & Co. in the sum of $2,865.87 for items 45 and 46 inc. of the call for bids be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of J. Greenberg & Co. in the sum of $2,865.87 for items 45-46 inc. of the call for bids be accepted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18 day of June, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Robinson was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None

Absent: None

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-186

A RESOLUTION GRANTING A TEMPORARY VARIANCE TO THE MODESTO LODGE NO. 1282 BENEVOLENT AND PROTECTIVE ORDER OF ELKS FROM PROVISIONS OF THE MODESTO MUNICIPAL CODE RELATING TO SIDEWALK AND DRIVEWAY CONSTRUCTION, UNDER CERTAIN CONDITIONS

WHEREAS, the Board of Trustees of the Modesto Lodge No. 1282 Benevolent and Protective Order of Elks, located at 945 McHenry Avenue, has filed a request for variance from the following provisions of the Municipal Code:

7-1.104(a) Maximum width of driveway not to exceed 30 feet;

7-1.203(a) Permit must be obtained for construction of sidewalk and driveway;

7-1.203(c) Driveway approach and sidewalk to be constructed of concrete.

WHEREAS, the Director of Public Works has recommended that a temporary permit be granted to the petitioner to permit the blacktop material installed in the sidewalk area to remain provided that when curb and gutters are installed in this block, the blacktop material will be removed and standard driveways and sidewalk will be installed, as required by the Municipal Code.

NOW, THEREFORE, BE IT RESOLVED, that a temporary variance be granted to the Modesto Lodge No. 1282 BPOE for the blacktop surfacing on the following condition:

When curb and gutters are installed in this block, the blacktop material be removed and standard driveways and sidewalk be installed as required by the Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of June, 1958 by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None Absent: None

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-187

A RESOLUTION GRANTING REQUEST OF EVERETT W. TURNER, 1010 BRADY AVENUE FOR A VARIANCE FROM THE SIDEWALK PROVISION OF THE MODESTO MUNICIPAL CODE

WHEREAS, Everett W. Turner, 1010 Brady Avenue, has filed a request for a variance from the following provisions of the Municipal Code:

7-1.201---permit must be obtained before construction of sidewalk is started from the Director of Public Works,

7-1.203 (a)--sidewalk to be constructed in accordance with standard plans and specifications for concrete sidewalk and under supervision of Director of Public Works,

WHEREAS, the Director of Public Works has recommended that the request for a variance to permit the brick sidewalks to remain in the public right of way on Carolyn Avenue, Fairmont Avenue, and Brady Avenue, which were installed by applicant without a permit and of materials and at a grade not approved by the Municipal Code and the standard plans and specifications on file in the office of the Director of Public Works, be denied, since a potentially hazardous condition exists, and

WHEREAS, the Council finds and determines, after consideration of evidence, both oral and documentary, that the granting of a variance on the following conditions would be in the public interest and welfare of the community:

1- The appearance of the area is benefitted by the improvement;

2- The variance should be granted on a temporary basis until storm sewer facility is available in the area at which time the bricks are to be removed and standard sidewalks installed in accordance with the Municipal Code;

3- The applicant is to carry insurance coverage to hold the city harmless from and against any and all costs, damages and liability arising from the installation of the brick sidewalks.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Modesto that a temporary variance be granted to Everett W. Turner to permit the brick sidewalks to remain on Carolyn, Brady and Fairmont Avenues under the terms and conditions outlined in the findings of the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of June, 1958 by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call defeated and the resolution failed of adoption by the following vote:

Ayes: Arata, Hammond, Merrill

Noes: Adams, Robinson, Spaulding, Mayor Marks

Absent: None

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-188

A RESOLUTION DENYING REQUEST OF EVERETT W. TURNER, 1010 BRADY AVENUE FOR A VARIANCE FROM THE SIDEWALK PROVISION OF THE MODESTO MUNICIPAL CODE

WHEREAS, Everett W. Turner, 1010 Brady Avenue, has filed a request for a variance from the following provisions of the Modesto Municipal Code:

7-1.201---permit must be obtained before construction of sidewalk is started from the Director of Public Works,

7-1.203(a)--sidewalk to be constructed in accordance with standard plans and specifications for concrete sidewalk and under supervision of Director of Public Works,

WHEREAS, the Director of Public Works has recommended that the request for a variance to permit the brick sidewalks to remain in the public right of way on Carolyn Avenue, Fairmont Avenue, and Brady Avenue, which were installed by applicant without a permit and of materials and at a grade not approved by the Municipal Code and the standard plans and specifications on file in the office of the Director of Public Works, be denied, since a potentially hazardous condition exists, and

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Modesto that the request of Everett W. Turner for a variance to permit the brick sidewalk to remain on Carolyn, Brady and Fairmont Avenues be denied as recommended by 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 18th day of June, 1958 by Councilman Adams, who moved it adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Robinson, Spaulding, Mayor Marks

Noes: Arata, Hammond, Merrill

Absent: None

ATTEST: [signature]
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-189

A RESOLUTION APPROVING OFFICIAL STATEMENT RESPECTING $950,000 GENERAL OBLIGATION 1958 CITY HALL BONDS OF THE CITY OF MODESTO

BE IT HEREBY RESOLVED that the statement prepared by the California Municipal Statistics, Inc, 244 Kearney Street, San Francisco, California, under the direction of the City Manager and the Director of Finance of the City of Modesto, dated June 18, 1958, entitled, "OFFICIAL STATEMENT RESPECTING $950,000 GENERAL OBLIGATION 1958 CITY HALL BONDS OF THE CITY OF MODESTO, CALIFORNIA", be approved as the official statement for the purpose of the sale of these bonds.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of June, 1958 by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Spaulding was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks
Noes None Absent None

ATTEST [signature]
City Clerk

RESOLUTION NO. 58-190

PROVIDING FOR THE ISSUE OF $950,000 PRINCIPAL AMOUNT OF "CITY OF MODESTO 1958 CITY HALL BONDS"; PRESCRIBING THE DATE AND FORM OF SAID BONDS AND OF THE COUPONS TO BE ATTACHED THERETO; PRESCRIBING THE MATURITIES OF SAID BONDS; FIXING THE MAXIMUM RATE OF INTEREST ON SAID BONDS; AUTHORIZING THE EXECUTION OF SAID BONDS AND COUPONS; PROVIDING FOR THE LEVY OF A TAX TO PAY THE PRINCIPAL AND INTEREST THEREOF; AND DIRECTING NOTICE OF SALE OF SAID BONDS TO BE GIVEN.

WHEREAS, all the requirements of law have been complied with in calling and holding the special bond election held in the City of Modesto on November 12, 1957, at which election the measure to issue bonds of said City in the aggregate principal sum of $950,000 for the objects and purposes hereinafter stated was submitted to the voters of said City; and the City Council of said City did duly and regularly canvass the returns of said election and did as the result of such canvass determine and declare, and do hereby certify, that said measure received at said special bond election the affirmative vote of more than two-thirds of all of the voters voting at said measure at said election, and was thereby carried and adopted by said election, and the issuance of said bonds by said City was duly authorized;

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

Section 1. The Council has reviewed all proceedings heretofore taken and has found as a result of such review and does hereby determine that all acts, conditions and things required by law to exist, happen and be performed precedent to and in the issuance of said bonds have existed,

happened and been performed in due time, form and manner as required by law, and said City of Modesto is now authorized pursuant to each and every requirement of law to incur indebtedness in the manner and form as in this resolution provided.

Section 2. That bonds of the City of Modesto shall issue to pay the cost of the acquisition, construction and completion of the municipal improvement of said City set forth in the following measure, to wit:

MEASURE: (New City Hall) — Shall the City of Modesto incur a bonded indebtedness in the principal amount of $950,000 for the acquisition, construction and completion of the following municipal improvement, to wit: Construction of a new City Hall on land now owned by said City, together with fixtures, furniture and equipment therefor, surface and underground off-street parking facilities in connection therewith, and other works, property or structures necessary or convenient for a new City Hall for the City of Modesto?

Section 3. Said bonds shall be issued as hereinafter set forth, and shall be sold in accordance with law at not less than their par value and accrued interest. Said bonds shall be $950,000 in aggregate principal amount and shall be known as "City of Modesto 1958 City Hall Bonds." Said bonds shall be negotiable in form, and of the character known as serial, and shall be 950 in number, numbered consecutively from 1 to 950, both inclusive, of the denomination of $1,000 each. Said bonds shall be dated June 15, 1958 (which is hereby fixed and determined to be the date of the issue of such bonds). All of said bonds shall bear interest from their date until paid at the rate or rates designated by the Council of the City of Modesto at the time of the sale of said bonds, but not to exceed six (6) per cent per annum, and interest on said bonds shall be payable annually the first year and thereafter semi-annually. The interest on said bonds shall be

evidenced by coupons attached to each bond, and each of said coupons shall represent six months' interest (except the first coupon, which shall represent twelve months' interest) on the bond to which it is attached. The interest coupons on said bonds shall be payable on the 15th day of June and the 15th day of December in each year until and at the respective dates of maturity of said bonds (except the first coupon on each bond which shall represent interest from June 15, 1958 to June 15, 1959). Said bonds shall mature and be payable in consecutive numerical order from lower to higher, as follows:

$50,000 principal amount of said bonds shall mature and become payable on June 15 in each of the years 1959 to 1961, both inclusive;

$55,000 principal amount of said bonds shall mature and become payable on June 15 in each of the years 1962 and 1963;

$60,000 principal amount of said bonds shall mature and become payable on June 15 in each of the years 1964 and 1965;

$65,000 principal amount of said bonds shall mature and become payable on June 15 in each of the years 1966 and 1967;

$70,000 principal amount of said bonds shall mature and become payable on June 15 in each of the years 1968 and 1969; and

$75,000 principal amount of said bonds shall mature and become payable on June 15 in each of the years 1970 to 1973, both inclusive.

Both the principal of and interest on said bonds shall be payable in lawful money of the United States of America at the office of the Treasurer of the City of Modesto, in Modesto, Stanislaus County, California.

Section 4. Said bonds and coupons shall each be substantially in the following form, the blanks in said forms to be filled with appropriate words or figures, namely:

UNITED STATES OF AMERICA

STATE OF CALIFORNIA

Stanislaus County

CITY OF MODESTO 1958 CITY HALL BOND

No._____ $1,000

The CITY OF MODESTO, a municipal corporation organized and existing under the Constitution and laws of the State of California, hereby acknowledges itself indebted and for value received promises to pay to the bearer (or if this bond be registered, to the registered holder hereof) on the 15th day of June, 19____, the principal sum of

ONE THOUSAND DOLLARS ($1,000)

together with interest thereon from the date hereof at the rate of _____ per cent (_____%) per annum until payment of said principal sum in full, payable annually the first year on June 15, 1959, and thereafter semi-annually on the 15th day of December and June of each year. Unless this bond be registered, such interest, prior to maturity, shall be payable only on presentation and surrender of the proper interest coupons hereto attached as they respectively become due. Both the principal of and interest on this bond are payable in lawful money of the United States of America at the office of the Treasurer of the City of Modesto, in Modesto, Stanislaus County, California.

This bond is one of a duly authorized issue of bonds of said City aggregating Nine Hundred Fifty Thousand Dollars ($950,000) in principal amount, all of like tenor and date (except for such variations, if any, as may be required to designate varying numbers, maturities and interest rates) and is issued under and pursuant to the Constitution and statutes of the State of California, the Charter of said City and under and pursuant to the ordinances and proceedings of said City duly adopted and taken and a vote and assent of more than two-thirds of all the qualified electors of said City voting at a special election duly called and held for that purpose.

It is hereby certified, recited and declared that all acts, conditions and things required by law to exist, happen and to be performed precedent to and in the issuance of this bond have existed, happened and been performed in due time, form and manner as required by law, and that the amount of this bond, together with all other indebtedness of said City, does not exceed any limit prescribed by the Constitution or statutes of said State, and that provision has been made as required by the Constitution and statutes of said State and the Charter of said City for the collection of an annual tax sufficient to pay the principal of and interest on this bond as the same become due. The full faith and credit of said City are hereby pledged for the punctual payment of the principal of and interest on this bond.

This bond may be registered in the manner provided by law and thereafter the principal hereof and interest hereon shall be payable only to such registered owner.

IN WITNESS WHEREOF, the City of Modesto has caused this bond to be executed under its official seal, signed by its Mayor and its Treasurer, and countersigned by its Clerk, and has caused the interest coupons attached hereto to be signed by its Treasurer, and this bond to be dated the 15th day of June, 1958.

Mayor of the City of Modesto

Treasurer of the City of Modesto

Countersigned:

Clerk of the City of Modesto

(Form of Coupon)

Coupon No._____

On the 15th day of _____, 19_____, the City of Modesto will (unless the within mentioned bond be registered) pay to the bearer at the office of the Treasurer of said City, in Modesto, California, _____ Dollars $_____ in lawful money of the United States of America, being interest then due on its 1958 City Hall Bond, No._____ dated June 15, 1958.

Treasurer of the City of Modesto

Section 5. The Mayor of the City of Modesto and the Treasurer of said City are hereby authorized and directed, respectively, as such officers, to execute each of said bonds on behalf of said City, and the City Clerk, or one or more of his deputies, is hereby authorized and directed to countersign each of said bonds and to affix the official seal of said City thereto. Said Mayor and Treasurer are hereby each, respectively, authorized to cause said bonds to be signed by their printed, lithographed or engraved facsimile signatures. Said Treasurer is hereby authorized and directed to sign each of the interest coupons by printed, lithographed or engraved facsimile signature. Such signing, countersigning and sealing as herein provided shall be a sufficient and binding execution of said bonds and coupons by said City, and all such signatures and countersignatures, except that of the City Clerk or his deputy, may be printed, lithographed or engraved. In case any of such officers whose signatures or countersignatures appear on the bonds or coupons shall cease to be such officer before the delivery of such bonds to the purchaser, such signature or countersignature shall nevertheless be valid and sufficient for all purposes the same as though they had remained in office until the delivery of the bonds.

Section 6. For the purpose of paying the principal of and interest on said bonds, the Council of the City of Modesto shall, at the time of making the general tax levy after incurring the bonded indebtedness and annually thereafter until the bonds are paid or until there is a sum in the treasury set apart for that purpose sufficient to meet all payments of principal and interest on the bonds as they become due, levy and collect a tax sufficient to pay the interest on said bonds and such part of the principal as will become due before the proceeds of a tax levied at the

next general tax levy will be available. Such taxes shall be levied and collected as other city taxes and shall be in addition to all other taxes and shall be used only for payment of the bonds and interest thereon. Said taxes as collected shall be forthwith paid into the fund for which the same were levied and collected and which shall be designated "City of Modesto 1958 City Hall Bond Interest and Redemption Fund," and all sums to become due for the principal of and interest on said bonds shall be paid from such fund. There shall likewise be deposited in said fund any moneys received on account of any premium paid on said bonds and interest accrued on said bonds from their date to the date of delivery and actual payment of the purchase price thereof.

Section 7. There is hereby created and established a fund to be known as the "1958 City Hall Bond Fund," which shall be kept by the Treasurer of said City, and all proceeds of the sale of said City of Modesto 1958 City Hall Bonds (except premium and accrued interest received on such sale) shall be placed by the Treasurer to the credit of said fund and shall be kept separate and distinct from all other municipal funds, and shall be applied exclusively to the purpose and object specified in said measure set forth in Section 2 of this resolution; provided, however, that when such purpose and object has been accomplished, any moneys remaining in said fund shall be transferred to the City of Modesto 1958 Bond Interest and Redemption Fund and used for the payment of the principal of and interest on said bonds.

Section 8. The City Clerk is directed to cause a sufficient number of blank bonds and coupons of suitable quality to be lithographed, printed or engraved, and to cause the blank spaces thereof to be filled in to comply with the provisions hereof, and to procure their execution by the

proper officers, and to deliver them when so executed, to the Treasurer of said City, who shall safely keep the same until they shall be sold by said Council, whereupon he shall deliver them to the purchaser or purchasers thereof, on receipt of the purchase price. Said Mayor, Treasurer and City Clerk are further authorized and directed to make, execute and deliver to the purchaser of said bonds a signature and no-litigation certificate in the form customarily required by purchasers of municipal bonds, certifying to the genuineness and due execution of said bonds and further certifying to all facts within their knowledge relative to any litigation which may or might affect said City, said officers or said bonds, and said Treasurer is further authorized and directed to make, execute and deliver to the purchaser of said bonds a Treasurer's receipt in the form customarily required by purchasers of municipal bonds, evidencing the payment of the purchase price of said bonds, which receipt shall be conclusive evidence that said purchase price has been paid and has been received by said City. Any purchaser or subsequent taker or holder of said bonds is hereby authorized to rely upon and shall be justified in relying upon any such signature and no-litigation certificate and upon any such Treasurer's receipt with respect to said bonds executed pursuant to the authority of this resolution.

Section 9. All of said bonds shall be offered for public sale by the Council of the City of Modesto on the 9th day of July, 1958, and the City Clerk is hereby authorized and directed to cause notice of the sale of said bonds to be published once in the MODESTO BEE, a newspaper published in said City of Modesto and such notice shall be substantially in the following form, to wit:

OFFICIAL NOTICE OF SALE

$950,000

CITY OF MODESTO 1958 CITY HALL BONDS

STANISLAUS COUNTY, STATE OF CALIFORNIA

NOTICE IS HEREBY GIVEN that sealed proposals will be received by the Council of the City of Modesto, Stanislaus County, State of California, at the regular meeting place of said Council, in the Council Chambers in the City Hall, in Modesto, California, on

WEDNESDAY, JULY 9, 1958,

at the hour of 8:00 o'clock P.M. (Cal.D.S.T.) for the purchase of $950,000 principal amount of bonds of said City designated "City of Modesto 1958 City Hall Bonds," more particularly described below:

ISSUE: $950,000, consisting of 950 bonds, numbered 1 to 950, both inclusive, of the denomination of $1,000 each.

DATE: Said bonds are dated June 15, 1958.

MATURITIES: Said bonds mature serially in consecutive numerical order, from lower to higher, (without option of prior payment) as follows:

Principal Amount	Maturity Date June 15
$50,000	1959 to 1961
$55,000	1962 and 1963
$60,000	1964 and 1965
$65,000	1966 and 1967
$70,000	1968 and 1969
$75,000	1970 to 1973

(all years inclusive)

INTEREST RATE: Maximum six per cent (6%) per annum, payable annually the first year on June 15, 1959, and thereafter semi-annually on December 15 and June 15 in each year. Bidders must specify the rate of interest which the bonds hereby offered for sale shall bear. Bidders will be permitted to bid different rates of interest and to split rates irrespective of the maturities of said bonds, except that the maximum differential between the lowest and the highest coupon rates named in any bid shall not exceed 1-1/2% and that no bond may bear more than one rate of interest or more than one coupon to evidence any interest payment. The interest rate stated in the bid must be in a multiple of 1/8 or 1/20 of 1% per annum, payable as aforesaid.

PAYMENT: Both principal and interest payable in lawful money of the United States of America at the office of the Treasurer of the City of Modesto, in Modesto, Stanislaus County, California.

EXECUTION AND REGISTRATION: Coupon bonds will be issued by said City. Said bonds will be executed by the manual signature of at least one official authorized to execute the bonds. Said bonds are registrable only as to both principal and interest.

PURPOSE OF ISSUE: Said bonds are authorized by vote of two-thirds of the qualified voters voting at a special municipal election for the purpose of authorizing bonds for the construction of a new City Hall for the City of Modesto.

SECURITY: Said bonds are general obligation of the City of Modesto, and said City has power and is obligated to levy ad valorem taxes for the payment of the bonds and the interest thereon upon all property within said City subject to taxation by said City (except certain intangible personal property, which is taxable at limited rates) without limitation of rate or amount.

TAX EXEMPT STATUS: In the event that prior to the delivery of the bonds the income received by private holders from bonds of the same type and character shall be declared to be taxable under any Federal Income Tax laws, either by the terms of such laws or by ruling of a Federal Income Tax authority or official which is followed by the Internal Revenue Service, or by decision of any Federal Court, the successful bidder may, at his option, prior to the tender of said bonds by the City, be relieved of his obligation under the contract to purchase the bonds and in such case the deposit accompanying his bid will be returned.

LEGAL OPINION: The legal opinion of Messrs. Orrick, Dahlquist, Herrington & Sutcliffe, of San Francisco, California, approving the validity of said bonds, will be furnished to the successful bidder without charge.

TERMS OF SALE

Highest Bid: The bonds will be awarded to the highest bidder considering the interest rate or rates specified and the premium offered, if any. The highest bid will be determined by deducting the amount of the premium bid (if any) from the total amount of interest which the City would be required to pay from the date of said bonds to the respective maturity dates at the coupon rate or rates specified in the bid, and the award will be made on the basis of the lowest net interest cost to the City. The lowest net interest cost shall be computed between the dates aforesaid on a 360-day year basis. The purchaser must pay accrued interest from the date of the bonds to the date of delivery. The cost of printing the bonds shall be borne by the City.

Right of Rejection: The City reserves the right, in its discretion, to reject any and all bids and to waive any irregularity or informality in any bid.

Prompt Award: The Council will take action awarding the bonds or rejecting all bids not later than 24 hours after the expiration of the time herein prescribed for the receipt of proposals unless such time of award is waived by the successful bidder.

Prompt Delivery: Delivery of said bonds will be made to the successful bidder at the office of the City Treasurer, in Modesto, California, as soon as the bonds can be prepared which it is estimated will be within thirty (30) days from the date of sale thereof, but not prior to the date of the bonds.

Right of Cancellation: The successful bidder shall have the right, at his option, to cancel the contract of purchase if the City shall fail to execute the bonds and tender the same for delivery within sixty (60) days from the date of sale thereof, and in such event the successful bidder shall be entitled to the return of the deposit accompanying his bid.

Form of Bid: All bids must be for not less than all of the bonds hereby offered for sale, and for not less than the par value thereof and accrued interest to date of delivery. Each bid, together with bidder's check, must be enclosed in a sealed envelope addressed to the Council of the City of Modesto, Stanislaus County, California, and endorsed "Proposal for City of Modesto 1958 City Hall Bonds."

Bid Check: With each bid must be submitted a certified check or cashier's check for $3,000 drawn on a bank or trust company transacting business in the State of California, payable to the order of the City Treasurer of the City of Modesto, to secure the City from any loss resulting from the failure of the bidder to comply with the terms of his bid. In addition, bidders are requested (but not required) to supply an estimate of the total net interest cost to the City on the basis of their respective bids, which shall be considered as informative only and not binding on either the bidder or the City. Checks of the unsuccessful bidders will be returned by the City by mail upon the award of the bonds. No interest will be paid upon the deposit made by the successful bidder.

Official Statement: The City has prepared an official statement relating to the City and the bonds, copies of which will be furnished by the City Clerk upon request.

No-Litigation: There is no controversy or litigation pending or threatened concerning the validity of the above issue, the corporate existence of the City or the title of the officers thereof to their respective offices, and the City will furnish to the successful bidder a no-litigation certificate certifying to the foregoing as of and at the time of the delivery of the bonds.

Dated: June 18, 1958.

City Clerk of the City of Modesto
State of California

Section 10. This resolution shall take effect from and after its passage and approval.

PASSED AND ADOPTED this 18th day of June, 1958, by the following vote:

AYES: Councilmen Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

NOES: None

ABSENT: None

Mayor of the City of Modesto
State of California

Attest:

City Clerk

Presented to and approved by me this 18 day of June, 1958.

Mayor of the City of Modesto
State of California

CLERK'S CERTIFICATE

I, Rex E. Gailfus, City Clerk of the City of Modesto, California, do hereby certify that the foregoing is a full, true and correct copy of a resolution duly adopted at a regular meeting of the Council of said City duly and regularly and legally held at the regular meeting place thereof on the 18th day of June, 1958, of which meeting all of the members of said Council had due notice and at which a majority thereof was present; that at said meeting said resolution was introduced by Councilman Arata and read in full, and was thereupon, upon motion of Councilman Arata, seconded by Councilman Adams, adopted by the following vote:

AYES: Councilmen Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

NOES: None

ABSENT: None

That I have carefully compared said resolution with the original minutes of said meeting on file and of record in my office and that said resolution is duly entered of record in said minutes, and said resolution is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes. That said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

WITNESS my hand and the seal of said City of Modesto this 18 day of June, 1958.

City Clerk of the City of Modesto

MODESTO CITY COUNCIL
RESOLUTION NO. 58-191

A RESOLUTION APPROVING RIGHT OF WAY CONTRACTS BETWEEN THE CITY OF MODESTO AND PROPERTY OWNERS ALONG McHENRY AVENUE AND AUTHORIZING THE CITY MANAGER TO SIGN CONTRACTS ON BEHALF OF THE CITY

WHEREAS, the City of Modesto has entered into an agreement with the American Right of Way and Appraisal Contractors for procuring certain rights of way and properties within the City and along McHenry Avenue, and

WHEREAS, five Right of Way Contracts for widening of McHenry Avenue are now complete as follows:

Documents	Name
M-40	Grattan M. Hogin
M-56	M. Dotson Construction Company
M-102	Frank D. & Addie Mae Simmons
M-107	Emanuel C. Galas, et al
M-111	James E. Hill

NOW, THEREFORE, BE IT HEREBY RESOLVED that the City of Modesto approve these Right of Way contracts as presented and the City Manager be authorized to sign each on behalf of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the City Council held on the 18th day of June, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None

Absent: None

ATTEST: [signature]
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-192

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $17,950 FROM SPECIAL GAS TAX RESERVE TO SPECIAL GAS TAX FUND FOR STREET IMPROVEMENT

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

FROM:	Special Gas Tax Reserve	$17,950
TO:	Special Gas Tax Fund	$17,950
	Project 76 - 8th St. from L to Washington - 503	
	Project 78 - G St. from 14th to Burney - 503	

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18 day of June, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

NOES: None ABSENT: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-193

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR INSTALLATION OF 10" WATER MAIN ON McHENRY AVE. BETWEEN BOWEN AVE. & FLOYD AVE. AND ON FLOYD AVE. BETWEEN McHENRY AVE. & ALLEY OF BLOCK 6923 AND ON BOWEN AVE. BETWEEN ALOHA WAY & McHENRY AVE.

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

Section 1. The plans and specifications for installation of 10" water main on McHenry Ave. between Bowen Ave. & Floyd Ave. and on Floyd Ave. between McHenry Ave. & Alley of Block 6923 and on Bowen Ave. between Aloha Way & McHenry 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, 717 10th Street, in the City of Modesto, on July 7, 1958 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 25 day of June, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None

Absent: Adams

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-194

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR THE PURCHASE OF EXCESS DIGESTED SLUDGE FROM THE CITY'S 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 purchase of excess digested sludge from the City's 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, 717 10th Street, in the City of Modesto, on July 7, 1958 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 25 day of June, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None

Absent: Adams

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-195

A RESOLUTION DESIGNATING CALIFORNIA STREET BETWEEN JEFFERSON STREET AND PARADISE ROAD AS A ONE-WAY STREET IN THE CITY OF MODESTO.

WHEREAS, Section 459 (e) of the Vehicle Code of the State of California authorizes local authorities, by resolution, to designate particular streets as one-way streets and require that all vehicles thereon be moved in a specified direction,

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

SECTION 1. The following described portion of CALIFORNIA STREET is hereby designated as a one-way street, and all vehicles thereon shall be moved only in the direction indicated:

NAME OF STREET	DIRECTION OF TRAFFIC MOVEMENT
California Street between Jefferson Street and Paradise Road	Westerly

SECTION 2. The Traffic Engineer is hereby directed to cause signs to be placed and maintained giving notice of said one-way street. Signs indicating the direction of lawful traffic movement shall be placed at every intersection where the movement of traffic in the opposite direction is prohibited.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25 day of June, 1958, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams

ATTEST: REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-196

A RESOLUTION APPROVING THE REQUEST OF THE SOROPTIMIST CLUB AND THE WOMEN'S IMPROVEMENT CLUB TO LOCATE A SENIOR CITIZENS CENTER BUILDING IN ENSLEN PARK, SUBJECT TO ALL NECESSARY CONTRACTUAL ARRANGEMENTS

BE IT HEREBY RESOLVED that the request of the Soroptimist Club and the Women's Improvement Club to locate a building in Enslen Park for the use of the Senior Citizens of the City of Modesto be approved, subject to all necessary contractual arrangements to be worked out by the Clubs and the City.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of June, 1958, by Mayor Marks, who moved its adoption, which motion being duly seconded by Councilman Robinson, failed of adoption by the following vote:

Ayes: Robinson, Spaulding, Mayor Marks

Noes: Arata, Hammond, Merrill

Absent: Adams

ATTEST: _____
Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL

RESOLUTION NO. 58-197

A RESOLUTION GRANTING A PERMIT TO THE KIWANIS CLUB TO HOLD A PUBLIC TURKEY BARBECUE AT LEGION PARK ON JUNE 28, 1958

WHEREAS, the Kiwanis Club has filed a request with the Council for permission to hold a public turkey barbecue at Legion Park on June 28, 1958

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 hold a public turkey barbecue at Legion Park on June 28, 1958

subject to the other provisions of this resolution.

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, 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 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) 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 Two hundred thousand and no/100ths ($200,000) Dollars on account of one occurrence; and

Property Damage Insurance, in an amount not less than Twenty five thousand and no/100ths ($25,000) Dollars.

Permittee 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 the City.

SECTION 3. The City Clerk shall furnish Permittee with a copy of this resolution. Permittee shall have ~~twenty (20)~~ 3 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 25 day of June, 19 58, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll carried and the resolution adopted by the following vote:

Ayes: Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None

Absent: Adams

ATTEST: Rex E. Gailfus, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-198

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND R. S. GADA DBA RAY'S RADIO SHOP FOR MAINTENANCE OF RADIO AND ELECTRONIC EQUIPMENT FOR THE CITY OF MODESTO FOR FISCAL YEAR 1958-59

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and R. S. Gada, doing business as Rays's Radio Shop

for maintenance of radio and electronic equipment for the city of Modesto for fiscal year 1958-59

be, and it is hereby approved, and

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25 day of June, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None Absent: Adams

ATTEST: _____ CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-199

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE MILLS SALES COMPANY FOR INSTALLATION OF FRUIT JUICE VENDING MACHINES AT DOWNEY AND MODESTO HIGH SCHOOLS SWIMMING POOLS AND MADDUX YOUTH CENTER

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Mills Sales Company for the installation of fruit juice vending machines at Downey and Modesto High Schools swimming pools and Maddux Youth Center be, and it is hereby approved, and

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25 day of June, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None Absent: Adams

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-200

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE COUNTY OF STANISLAUS FOR RECONSTRUCTION OF DENNETT DAM

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

for the reconstruction of Dennett Dam

be, and it is hereby approved, and

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25 day of June, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None Absent: Adams

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-201

A RESOLUTION ACCEPTING THE CONSTRUCTION OF STAIRWAY AT THOUSAND OAKS PARK BY WILLIAM MINENI; AUTHORIZING PAYMENTS OF AMOUNTS DUE; AND RECORDATION OF NOTICE OF COMPLETION

WHEREAS, a report has been filed by the Director of Public Works that the construction of concrete stairway at Thousand Oaks Park

has been completed by William Mineni

in accordance with the contract agreement dated

NOW, THEREFORE, BE IT RESOLVED that the construction of concrete stairway at Thousand Oaks 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, 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 25 day of June, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Adams

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-202

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $814 FROM SPECIAL CAPITAL OUTLAY RESERVE TO COMMUNITY SERVICE CENTER TO COVER EXPENDITURES MADE FROM PARKS BUDGET

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

FROM: Special Capital Outlay Reserve $814

TO: Community Service Center Special Capital Outlay $814

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25 day of June, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

NOES: None ABSENT: Adams

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-203

A RESOLUTION DESIGNATING A ONE-WAY ALLEY BETWEEN K AND L STREETS AND TENTH AND ELEVENTH STREETS IN THE CITY OF MODESTO.

WHEREAS, the Council finds and determines that the best interests of the citizens of the City require that a one-way alley be established between K and L Streets and Tenth and Eleventh Streets in the City of Modesto,

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

SECTION 1. It shall be unlawful to drive any vehicle through the alley between K and L Streets and Tenth and Eleventh Streets except in a southeasterly direction.

SECTION 2. The Director of Parking and Traffic is hereby directed to cause the above described alley to be posted in accordance with the provisions of this resolution and the applicable laws of the City.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25 day of June, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by ~~Councilman~~ Mayor Marks, was upon roll call carried and the resolution adopted by the following vote:

AYES: Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

NOES: None

ABSENT: Adams

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-204

A RESOLUTION GRANTING TEMPORARY VARIANCE TO JIM FRAZIER TO PERMIT A POLE SIGN INSTALLED AT 1324 TENTH STREET TO REMAIN PENDING FURTHER STUDY OF REGULATIONS BY CITY STAFF

WHEREAS, Jim Frazier has filed a request for a variance from the following Municipal Code regulations:

Section 9-6.03 Permit must be obtained from city before sign is installed;

Section 9-6.26 (b-5) No pole sign shall have its highest point extended more than 35' above the ground level;

Section 9-6.26 (c) No pole sign shall extend nearer the curb face than two feet;

to permit a pole sign installed on his used car lot located at 1324 Tenth Street to remain, and

WHEREAS, the Municipal Code regulations on height of pole signs appear to be below the height of most signs, and

WHEREAS, the City Manager has recommended that a temporary variance be granted to the applicant until an additional analysis has been made by the city staff and report made to the Council,

NOW, THEREFORE, BE IT HEREBY RESOLVED, by the Council of the City of Modesto that a temporary variance be granted to Jim Frazier and that he be permitted to retain the pole sign until a further analysis has been prepared and considered by the Council and after the Council makes its decision the applicant must comply with this decision.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of June, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None

Absent: Adams

ATTEST: Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-205

A RESOLUTION APPROVING RENEWAL OF COMPREHENSIVE LIABILITY POLICY INCLUDING ADDITIONAL COVERAGE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the city's comprehensive liability policy which expires on June 27, 1958, be renewed with the Fireman's Fund Indemnity Co., and

BE IT FURTHER RESOLVED that the following coverage be included in the renewal policy at an additional cost to the city of $610.80:

1- Libel, slander or defamation of character, invasion of privacy, wrongful eviction or wrongful entry.

The foregoing was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of June, 1958, by Councilman Spaulding, who moved its adoption, which motion being duly seconded by Councilman Merrill, was adopted upon roll call by the following vote:

Ayes: Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None

Absent: Adams

ATTEST: Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-206

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND U.S. DEPARTMENT OF COMMERCE, BUREAU OF THE CENSUS, FOR CENSUS OF HOUSING BLOCK STATISTICS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and U.S. Department of Commerce, Bureau of the Census

for census of housing block statistics

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said agreement by the designated City officials be authorized. (Ross Miller, City Manager)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2 day of July, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen Adams, Arata, Robinson, Spaulding, Mayor Pro Tempore Hammond

Noes: None

Absent: Merrill, Mayor Marks

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-207

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $30,575 FROM SPECIAL CAPITAL OUTLAY RESERVE FUND TO SPECIAL CAPITAL OUTLAY FUND TO FACILITATE CONTINUATION OF WORK SCHEDULED

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

FROM:	Special Capital Outlay Reserve Fund	$30,575.00
TO:	Special Capital Outlay Fund 501 Land Acquisition-Parks 502 Corporation Yard Building 503 Traffic Signals, Channelization and Grade Crossings (I signal at Washington and I Streets)	$30,575.00

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2 day of July, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Robinson, Spaulding, Mayor Pro Tempore Hammond
NOES: None ABSENT: Merrill, Mayor Marks

ATTEST: [signature]
REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL

RESOLUTION NO. 58-208

A RESOLUTION ESTABLISHING RATES FOR THE USE OF THE SWIMMING POOLS AT THE MODESTO HIGH SCHOOL AND DOWNEY HIGH SCHOOL DURING THE SUMMER VACATION SEASON WHILE POOLS ARE BEING OPERATED BY THE CITY OF MODESTO

WHEREAS, the City of Modesto has entered into agreements with the Modesto High School District of Stanislaus County for the operation of the swimming pools at Downey High School and Modesto High School during summer vacation season, and

WHEREAS, said agreements provide that the City may set reasonable fees to be charged the public for the use of the pool and facilities,

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that the following rates are to be established for the use of the swimming pools during the summer vacation season while they are under the control and supervision of the Department of Parks and Recreation of the City of Modesto:

Family season ticket----------	$10.00
Adult, single, season ticket----------	7.50
Child, single, season ticket----------	5.00
Adult daily ticket----------	.25
Child daily ticket----------	.15

The following was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of July, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Robinson, Spaulding, Mayor Pro Tempore Hammond

Noes: None Absent: Merrill and Mayor Marks

ATTEST _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-209

A RESOLUTION DESIGNATING ENSLEN PARK AS A SITE FOR THE SENIOR CITIZENS' CENTER, SUBJECT TO EXECUTION OF A WORKING AGREEMENT ON THE ACTUAL LOCATION IN THE PARK, CONSTRUCTION, COMPLETION OF BUILDING, LANDSCAPING AND OTHER RELATED MATTERS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the request of the Modesto Women's Improvement Club and Soroptimist Club for the designation of Enslen Park as a site for the location of the Senior Citizens' Center be and it is hereby approved, and

BE IT FURTHER RESOLVED that the approval of this request be subject to the execution of a working agreement on the actual location of the Center in the park, type of construction, completion date for building, landscaping and other related matters, between the City of Modesto and the Modesto Women's Improvement Club and Soroptimist Club.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of July, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Robinson, Spaulding, Mayor Marks

Noes: Arata, Hammond, Merrill

Absent: None

ATTEST: Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-210

A RESOLUTION ACCEPTING THE RESIGNATION OF ELMER L. WINGER FROM THE CITY OF MODESTO BOARD OF ZONING ADJUSTMENT

WHEREAS, Elmer L. Winger has served as a member of the Modesto City Board of Zoning Adjustment since July 18, 1956, and

WHEREAS, Mr. Winger has tendered his resignation as a member of this Board, effective July 9, 1958,

NOW, THEREFORE, BE IT RESOLVED that the resignation of Elmer L. Winger from the Modesto City Board of Zoning Adjustment be accepted with regrets and Mayor Marks be authorized to write a letter of appreciation to Mr. Winger for his faithful service to the City while serving on this Board.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of July, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Hammond, Robinson, Spaulding, Mayor Marks

Noes: None

Absent: Adams, Arata, Merrill

ATTEST: _____
Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL

RESOLUTION NO. 58-211

A RESOLUTION GRANTING A PERMIT TO THE KIWANIS CLUB TO HOLD A PUBLIC HAMBURGER BARBECUE AT LEGION PARK ON AUGUST 23, 1958

WHEREAS, the Kiwanis Club has filed a request with the Council for permission to hold a public hamburger barbecue at Legion Park on August 23, 1958

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 hold a public hamburger barbecue at Legion Park on August 23, 1958

subject to the other provisions of this resolution.

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, 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 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) 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 Two hundred thousand and no/100ths ($200,000) Dollars on account of one occurrence; and

Property Damage Insurance, in an amount not less than Twenty five thousand and no/100ths ($25,000) Dollars.

Permittee 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 the City.

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 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 9 day of July, 19 58, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll carried and the resolution adopted by the following vote:

Ayes: Hammond, Robinson, Spaulding, Mayor Marks

Noes: None

Absent: Adams, Arata, Merrill

ATTEST: Rex E. Gailfus, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-212

A RESOLUTION AUTHORIZING THE INSTALLATION OF 10" WATER MAIN ON McHENRY AVE. BETWEEN BOWEN AVE. & FLOYD AVE. AND ON FLOYD AVE. BETWEEN McHENRY AVE. & ALLEY OF BLOCK 6923 AND ON BOWEN AVE. BETWEEN ALOHA WAY & McHENRY AVE.

WHEREAS, the Council of the City of Modesto adopted Resolution No. 58-193, on June 25, 1958, for the installation of 10" water main on McHenry Ave. between Bowen Ave. & Floyd Ave. and on Floyd Ave. between McHenry Ave. & Alley of Block 6923 and on Bowen Ave. between Aloha Way & McHenry Ave., 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, 1958, 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 if performed by city forces would be the sum of $5,641.70, and

WHEREAS, this estimate has been approved by the City Manager, and

WHEREAS, in accordance with Section 1307 of the City Charter, the Council declares and determines that, in its opinion, based on the estimate approved by the City Manager, the work in question can 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 provisions of Section 1307 of the Charter of the City of Modesto, that 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 9th day of July, 1958, by Councilman Spaulding, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Hammond, Robinson, Spaulding, Mayor Marks

Noes: None

Absent: Adams, Arata, Merrill

ATTEST: _____
Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-213

A RESOLUTION ACCEPTING THE BID OF $.40 PER CUBIC YARD FROM HAGER SUPPLY COMPANY FOR THE PURCHASE OF DRIED DIGESTED SLUDGE

WHEREAS, Resolution No. 58-194, adopted by the Council of the City of Modesto on June 25, 1958, approved the plans and specifications for the sale of excess digested sludge from the City's Sewage Treatment Plant
and authorized the calling for bids, and

WHEREAS, the bids received for the sale of excess digested sludge from the City's Sewage Treatment Plant
were opened at 2:00 P.M. on July 7, 1958 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 Hager Supply Company in the amount of $.40 per cubic yard

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Hager Supply Company in the amount of $.40 per cubic yard be accepted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9 day of July, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Robinson was upon roll call carried and the resolution adopted by the following vote:

Ayes: Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None

Absent: Adams

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-214

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JOE A. ZLAB AND LOIS ZLAB, SUBDIVIDERS, FOR FURNISHING SEWER SERVICE IN ZLAB SUBDIVISION NO. 2

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Joe A. Zlab and Lois Zlab, subdividers,

for furnishing sewer service in Zlab Subdivision No. 2

be, and it is hereby approved, and

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9 day of July, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None Absent: Adams

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-215

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JOE A. ZLAB AND LOIS ZLAB, SUBDIVIDERS, FOR THE CONSTRUCTION OF A PERIMETER SEWER LINE TO SERVE ZLAB SUBDIVISION NO. 2

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Joe A. Zlab and Lois Zlab, subdividers

for the construction of a perimeter sewer line to serve Zlab Subdivision No. 2

be, and it is hereby approved, and

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9 day of July, 1958, by Councilman Spaulding, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None Absent: Adams

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-216

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON THE APPEAL BY CHARLES D. WARNER FROM A VARIANCE GRANTED BY THE BOARD OF ZONING ADJUSTMENT

WHEREAS, the Modesto City Board of Zoning Adjustment by Resolution No. 62 adopted June 26, 1958 granted Charles D. Warner and Bernice G. Warner a variance for the relocation of an existing non-conforming use into a new building on the same property, lots 9 and 10 in Block 2032, being the northwest corner of Yosemite Boulevard and North Santa Ana Avenue, subject to the following conditions:

1- That the building be located as shown on the sketch entitled "Exhibit A" dated March 12, 1958, by the Planning Commission, attached to the application and on file in the office of the Secretary of the Board of Zoning Adjustment:

2- The period for which the permit shall be granted shall be 5 years from the date of its granting.

WHEREAS, Charles D. Warner has filed an appeal with the Modesto City Council and considered by the Council on July 9, 1958, objecting to condition No. 2 as stated above,

NOW, THEREFORE, BE IT RESOLVED by the Modesto City Council that a public hearing be held on Wednesday, July 23, 1958 at 8:00 P.M. in the City Council Chambers located in the McHenry Public Library for the purpose of hearing objections, if any, to an appeal filed by Charles D. Warner to condition No. 2 of Variance Permit granted by the Board of Zoning Adjustment.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of July, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None

Absent: Adams

ATTEST: _____
Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58- 217

A RESOLUTION REFERRING TO THE MODESTO CITY PLANNING COMMISSION A PETITION FOR ANNEXATION OF CERTAIN UNINHABITED TERRITORY TO THE CITY OF MODESTO, KNOWN AS NORTH 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,

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 follows:

All that certain real property situate in the State of California, County of Stanislaus, Sections 17 and 18, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, and more particularly described as follows:

Beginning at the intersection of the Western line of the Fremont Addition, recorded December 31, 1953 as Instrument No. 32277, Stanislaus County Records, and the Northern line of the West-Glen Addition, filed July 1, 1955 as Instrument No. 19064, Stanislaus County Records, said point being 20 feet at right angles East of the Section line common to Sections 17 and 18 and being also the Eastern line of Tully Road; thence along the corporate City Limits, Westerly, to the Northeastern corner of Westwood Manor Subdivision, as recorded in Volume 18 of Maps at Page 24, Stanislaus County Records; thence along the Northerly extension of the Eastern line of said Subdivision, Northerly, to the Northern line of the Modesto Irrigation District Lateral No. 3; thence along

the Northern line of said Modesto Irrigation District Lateral No. 3, Westerly, to the Southwest corner of the land conveyed to Arthur J. Wylie, et ux., by deed recorded December 20, 1957, as Instrument No. 31783, Stanislaus County Records; thence along the Western line of said Wylie property, Northerly, to the Northwestern corner thereof, said point being on the Southern line of the Gregory Gardens No. 2 Addition, filed on December 5, 1955 as Instrument No. 35055, Stanislaus County Records; thence along the Corporate City Limits, Easterly, to the intersection with the Eastern line of Tully Road, said point being on the Western line of the Caroland Manor Addition, recorded November 6, 1953 as Instrument No. 27782, Stanislaus County Records; thence along the Corporate City Limits, Southerly, to the point of beginning, containing 14.654 Acres, more or less.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9 day of July, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

NOES: None

ABSENT: Adams

ATTEST: Peter Gnoss
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-218

A RESOLUTION ESTABLISHING RATES FOR PLAY ON THE MODESTO MUNICIPAL GOLF COURSE AND RESCINDING RESOLUTION NO. 54-102-N.S.

WHEREAS, it appears to the City Council of the City of Modesto that, by reason of increased costs in maintenance of the Modesto Municipal Golf Course and the further fact that said Golf Course is now being operated at a deficit, the rate for players using said course 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 said Modesto Municipal Golf Course shall be as follows:

General Rates:

$10.00 per month for one monthly family ticket.

$ 7.50 per month for one monthly individual ticket.

$ 1.50 per month per student for the students of Modesto Schools and Junior College, to be issued only upon the presentation by holder of a current Student Body Card. Monthly student tickets will not be valid during the periods from Saturday noon until Sunday noon of each weekend nor for holidays as defined herein. Students wishing to play during these periods shall be subject to the regular greens fee.

Rates for Week Days and After 4 P.M. Standard Time on Saturdays, Sundays and Holidays for persons not holding monthly tickets:

$ .50 for 9 holes of play, $1.00 for 18 holes of play or all day, which includes the use of the driving range and practice putting greens.

Rates for Saturdays, Sundays and Holidays to 4 P.M. Standard Time for persons not holding monthly tickets:

$1.50 for play regardless of the number of holes played, which includes the use of the driving range and practice putting greens.

SECTION 2: 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 3. Effective Date. Said rates are to be effective as of August 1, 1958.

SECTION 4: Tickets. Each monthly ticket issued shall terminate on the last day of the month during which it was issued. Complimentary tickets without fee may be issued by or under the direction of the Professional Golf Course Instructor and Manager 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.

SECTION 5: Signs. The Professional Golf Course Instructor and Manager be, and he is hereby authorized and directed to post a sign in a conspicuous place informing all golfers of the change in green fees.

SECTION 6: Rescinds. Resolution No. 54-102-N.S. 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 9th day of July, 1958, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Merrill, it was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hammond, Merrill, Robinson and Spaulding

NOES: Councilmen: Arata and Mayor Marks

ABSENT: Councilmen: Adams

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-219

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE STATE PERSONNEL BOARD FOR THE CONTINUANCE OF EXAMINING SERVICES DURING 1958-59

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and the State Personnel Board

for the continuance of examining services during 1957-58

be, and it is hereby approved, and

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9 day of July, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None Absent: Adams

ATTEST: _____
CITY CLERK

RESOLUTION NO. 58-220

SELLING CITY OF MODESTO 1958 CITY HALL BONDS

WHEREAS, the Council of the City of Modesto, County of Stanislaus, State of California, heretofore by resolution adopted on June 18, 1958, duly authorized the issuance of $950,000 principal amount of bonds to be known as "City of Modesto 1958 City Hall Bonds", all dated June 15, 1958, and further duly authorized the sale of said bonds at public sale to the highest bidder therefor; and

WHEREAS, notice of the sale of said bonds has been duly given in the manner prescribed by said resolution and the following bids for said bonds were and are the only bids received by said Council, to wit:

Name of Bidder	Net Interest Cost
American Trust Company	$225,950.00
Crocker-Anglo National Bank	222,480.50
Halsey Stuart & Co., Inc.	219,935.00
Bank of America National Trust & Savings Assoc.	220,706.00
The First National Bank of Chicago	224,904.00

AND WHEREAS, the said bid of Halsey, Stuart & Co. Inc. is the highest bid for said bonds, considering the interest rate(s) specified and the premium offered,

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

1. Said bid of Halsey, Stuart & Co. Inc. for $950,000 par value of said bonds shall be and is hereby accepted and the Treasurer of the City of Modesto is hereby authorized and directed to deliver said bonds to said purchaser thereof upon payment to said Treasurer of the purchase price, to wit: Said par value thereof and a premium of $ 565.00, together with accrued interest at the following rates:

Bond Numbers (inclusive)			Interest Rate per Annum
1	to	260	2.25 %
261	to	580	2.50 %
581	to	800	2.75 %
801	to	950	3.0 %
	to		%

Said bonds shall bear interest at the said rate(s) hereinabove set forth, payable June 15, 1959, and thereafter semi-annually on June 15 and December 15 in each year.

2. That all bids except the bid of Halsey, Stuart & Co. Inc. are hereby rejected and the Clerk of said City is hereby ordered and directed to return to the unsuccessful bidders their several checks accompanying their respective bids.

3. The Clerk of said City is directed to cause to be lithographed, printed or engraved a sufficient number of blank bonds and coupons of suitable quality, said bonds and coupons to show on their face that the same bear interest at the rate(s) aforesaid.

RESOLVED, FURTHER, that this resolution shall take effect from and after its passage and approval.

PASSED AND ADOPTED this 9th day of July, 1958, by the following vote:

AYES:	Councilmen:	Arata, Hammond, Merrill, Spaulding and Mayor Marks
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Adams, Robinson

Mayor of the City of Modesto
State of California

Attest:

City Clerk
of the City of Modesto

CITY CLERK'S CERTIFICATE

I, REX E. GAILFUS, City Clerk of the City of Modesto, do hereby certify that the foregoing is a full, true and correct copy of a resolution duly adopted at an Adjourned regular meeting of the Council of said City duly and regularly and legally held on the ~~9th~~ 10th day of July, 1958; of which meeting all of the members thereof had due notice and at which a majority thereof was present; that at said meeting said resolution was introduced by Councilman Arata and read in full, and was thereupon, upon motion of Councilman Arata, seconded by Councilman Hammond, adopted by the following vote:

AYES: Councilmen: Arata, Hammond, Merrill, Spaulding and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Adams

That I have carefully compared the same with the original minutes of said meeting on file and of record in my office and that said resolution is a full, true and correct copy of the original resolution adopted at said meeting and entered in Book _____ of Minutes at pages _____ to _____, inclusive. That said resolution has not been amended, modified or rescinded since the date of its adoption, and the same is now in full force and effect.

WITNESS my hand and the seal of the City of Modesto this 10th day of July, 1958.

Rex E. Gailfus

City Clerk of the City of Modesto, California

MODESTO CITY COUNCIL
RESOLUTION NO. 58-221

A RESOLUTION GRANTING A TEMPORARY REVOCABLE PERMIT TO A. L. JENCKS FOR ENCROACHMENT TO LOCATE A GASOLINE PUMP ON "B" STREET BETWEEN 11TH AND 12TH STREETS IN THE CITY OF MODESTO

WHEREAS, A. L. Jencks, operating the Jencks Trucking Company, has filed a request for encroachment upon "B" Street between 11th and 12th Streets, adjoining warehouse No. 54, in order to locate a gasoline pump on this street to service the company's automotive equipment, and

WHEREAS, the encroachment for the gasoline pump would be approximately 24" by 24" immediately adjacent to the City right-of-way line, as shown on the sketch on file in the office of the City Clerk, and

WHEREAS, the Director of Public Works has recommended that a temporary permit be granted to the applicant for the encroachment subject to the usual conditions for such encroachment upon City streets:

1- The removal of the equipment upon request;

2- Permit be on a revocable basis upon 30 days notice;

3- Permittee, 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;

4- Permittee, 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.

NOW, THEREFORE, BE IT RESOLVED that a temporary revocable encroachment permit be granted to A. L. Jencks, dba Jencks Trucking Company, on the conditions as set forth above.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of July, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None Absent: Adams

ATTEST: [signature]
CITY CLERK

RESOLUTION NO. 58-222

A RESOLUTION AUTHORIZING THE TRANSFER OF THREE CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY TO OPERATE TAXICABS FROM CITY CAB COMPANY TO JOE'S TAXI.

WHEREAS, a request dated July 14, 1958, was filed with the City of Modesto by Joe Sequeira, doing business as Joe's Taxi to transfer three certificates of public convenience and necessity to operate taxicabs in the City of Modesto from Leona Lawrence, doing business as City Cab Company to said Joe Sequeira by reason of the sale of said business, and

WHEREAS, the Council finds that the public convenience and necessity will be served by the request of the transfer of certificates to operate taxicabs,

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

SECTION 1. The transfer of three certificates of public convenience and necessity to operate taxicabs in the City of Modesto from Leona Lawrence, doing business as City Cab Company, to Joe Sequeira, doing business as Joe's Taxi, is hereby authorized under the authority contained in Section 4-6.209 of the Municipal Code on the condition that all of the indebtedness to the City by reason of the operation of taxicabs under said certificates be paid in full prior to the transfer of said certificates.

SECTION 2. That the four remaining certificates of public convenience and necessity to operate taxicabs possessed by City Cab Company be cancelled.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto on the 16 day of July, 1958, by Councilman Spaulding, who moved its adoption, which motion being duly seconded by Councilmen Robinson was upon roll call carried and the resolution adopted by the following vote:

AYES: Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

NOES: None

ABSENT: Adams

ATTEST: REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-223

A RESOLUTION ACCEPTING THE CONSTRUCTION OF STREET LIGHTING SYSTEM IN McHENRY VILLAGE #1 AND #2 SUBDIVISION FROM INDUSTRIAL ELECTRIC COMPANY AUTHORIZE RECORDATION OF NOTICE OF COMPLETION AND PAYMENTS DUE UNDER THE CONTRACT

WHEREAS, a report has been filed by the Director of Public Works that the ~~construction of~~ installation of street lighting system in McHenry Village #1 and #2 Subdivision

has been completed by Industrial Electric Company

in accordance with the contract agreement dated

NOW, THEREFORE, BE IT RESOLVED that the ~~construction of~~ installation of street lighting system in McHenry Village #1 and #2 Subdivision

be accepted from said contractor Industrial Electric Company, in the amount of $5,256.10

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 16 day of July, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Adams

ATTEST: _____ CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-224

A RESOLUTION APPROVING AMENDED AGREEMENT BETWEEN THE CITY OF MODESTO AND COUNTY OF STANISLAUS FOR THE PERFORMANCE OF PUBLIC HEALTH SERVICES BY THE COUNTY HEALTH OFFICER

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 the performance of public health services by the County Health Officer be, and it is hereby approved, and

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16 day of July, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None Absent: Adams

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-225

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND GARY SMITH AND WALTER FOUNTAIN, NATHAN PROVINCE, AND DONALD MONTGOMERY FOR RENTAL OF HANGARS AT 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 Gary Smith and Walter Fountain, Nathan Province, and Donald Montgomery

for rental of hangars at Modesto City-County Airport

Gary Smith and Walter Fountain	Hangar No. 2
Nathan Province	Hangar No. 3
Donald Montgomery	Hangar No. 1

be, and it is hereby approved, and

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16 day of July, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None Absent: Adams

ATTEST: _____
CITY CLERK

RESOLUTION NO. 58-226

A RESOLUTION ESTABLISHING PERPENDICULAR PARKING ON BOTH SIDES OF P STREET BETWEEN NINTH AND NEEDHAM STREETS IN THE CITY OF MODESTO.

WHEREAS, Section 3-2.1005 (c) of Ordinance No. 234-C.S. of the City of Modesto authorizes the City Council, by resolution, to determine the streets upon which and the hours during which angle parking shall be permitted.

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

SECTION 1. Perpendicular parking be, and it is hereby established on both sides of P STREET between Ninth Street and Needham Street in the City of Modesto.

SECTION 2. The Traffic Engineer be, and he is hereby directed to cause the above described areas to be marked and/or posted in accordance with the provisions of this resolution and the applicable laws of the City.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16 day of July, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams

ATTEST: Rex E. Gailfus
REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-227

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND EUGENE STURGIS FOR SERVICES AS BOND COUNSEL ON IMPROVEMENT DISTRICT PROCEEDINGS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Eugene Sturgis

for services as bond counsel on improvement district proceedings

be, and it is hereby approved, and

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16 day of July, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None Absent: Adams

ATTEST: _____
CITY CLERK

RESOLUTION NO. 58-228

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION OF THE NORTH PARK **ADDITION TO THE CITY OF MODESTO AND FIXING THE TIME AND PLACE FOR HEARING OBJECTIONS TO THE PROPOSED ANNEXATION.**

WHEREAS, a petition for annexation to the City of Modesto was filed by Richard C. Smith, Grace A.Smith, Joe Nunes, Jr., Kathryn Nunes, Arthur Wylie, Florence Wylie, and Trinity Baptist Church **on** July 8, 1958, **to annex to the City of Modesto, under the provisions of the Annexation of Uninhabited Territory Act of 1939, as amended, the area or territory hereby designated as the** NORTH PARK **ADDITION, situate in the County of Stanislaus, State of California, and contiguous to the City of Modesto, described as follows:**

All that certain real property situate in the State of California, County of Stanislaus, Sections 17 and 18, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, and more particularly described as follows:

Beginning at the intersection of the Western line of the Fremont Addition, recorded December 31, 1953, as Instrument No. 32277, Stanislaus County Records, and the Northern line of the West-Glen Addition, filed July 1, 1955, as Instrument No. 19064, Stanislaus County Records, said point being 20 feet at right angles East of the Section line common to Sections 17 and 18 and being also the Eastern line of Tully Road; thence along the corporate City Limits, Westerly, to the Northeastern corner of Westwood Manor Subdivision, as recorded in Volume 18 of Maps at Page 24, Stanislaus County Records; thence along the Northerly extension of the Eastern line of said Subdivision, Northerly, to the Northern line of the Modesto Irrigation District Lateral No. 3; thence along the Northern line of said Modesto Irrigation District Lateral No. 3, Westerly, to the Southwest corner of the land conveyed to Arthur J. Wylie, et ux., by deed recorded December 20, 1957, as Instrument No. 31783, Stanislaus County Records; thence along the Western line of said Wylie property, Northerly, to the Northwestern corner thereof, said point being on the Southern line of the Gregory Gardens No. 2 Addition, filed on December 5, 1955, as Instrument No. 35055, Stanislaus County Records; thence along the Corporate City Limits, Easterly, to the intersection with the Eastern line of Tully Road, said point being on the Western line of the Caroland Manor Addition, recorded November 6, 1953, as Instrument No. 27782, Stanislaus County Records; thence along the Corporate City Limits, Southerly, to the point of beginning, containing 14,654 Acres, more or less.

and

WHEREAS, the County Boundary Commission of Stanislaus County has heretofore approved the proposed boundaries of said territory as to definiteness and certainty, and

WHEREAS, said petition was referred to the Planning Commission of the City of Modesto for investigation, report and recommendation, and

WHEREAS, the Planning Commission has heretofore rendered its report and recommendation to the Council, favoring the annexation of said territory, and

WHEREAS, it appears to the Council of the said City and the Council after hearing evidence finds that said petition is in proper form and that the real property described therein and hereinabove described is contiguous to the City of Modesto and that said petition is signed by the owners of not less than one-fourth of the land in the territory by area, and by assessed value as shown on the last equalized assessment roll of the County of Stanislaus, being the County in which the territory is situated, and that less than twelve registered voters reside within said territory, and that said territory is uninhabited territory within the meaning of the Annexation of Uninhabited Territory Act of 1939,

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

SECTION 1. NOTICE IS HEREBY GIVEN that the 27th day of August, 1958, at the hour of 8:00 o'clock p.m. of said day, in the Council Chambers at the McHenry Public Library, located at Fourteenth and I Streets 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. At any time before the hour set for hearing objections, any owner of property within the territory may file written protests against the annexation, which protest shall state the name of the owner of the property affected and the description and area of the property in general terms.

SECTION 2. 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 ~~Journal and the Valley Citizen~~, 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 of 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.

SECTION 3. 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.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16 day

of July, 1958, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams

ATTEST: Rex E. Gailfus
REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-229

A RESOLUTION FIXING THE TIME AND PLACE FOR A PUBLIC HEARING ON PROPOSED AMENDMENT TO SECTION 6 OF THE ZONING MAP OF THE CITY OF MODESTO (Paradise Center Addition)

WHEREAS, the Modesto City Planning Commission has recommended by its Resolution No. 449, adopted July 15, 1958, that the Council of the City of Modesto amend Section 6 of the Zoning Map to reclassify from Single-Family Zone, R-1 to Two-Family Zone, R-2 and Neighborhood-Commercial Zone, C-1 the area included in the recently annexed Paradise Center Addition.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the date of August 13, 1958, at 8:00 P.M. in the Council Chamber, McHenry Public Library, 14th and I Streets, be set as the time and place for a public hearing on the proposed amendment of Section 6 of the Zoning Map to reclassify from Single-Family Zone, R-1 to Two-Family Zone, R-2 and Neighborhood-Commercial Zone, C-1 the area included in the recently annexed Paradise Center Addition, more particularly described as follows:

> From R-1 to R-2, Lots 7 to 12, inclusive in Block 3091; and Lot 16 in Block 3092 as shown on the tentative map of Walnut Grove Subdivision;
>
> From R-1 to C-1, Lot 17 in Block 3092, as shown on the tentative map of Walnut Grove Subdivision.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of July, 1958, by Councilman Hammond, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None

Absent: Adams

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-230

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR IMPROVEMENT OF LA LOMA BETWEEN NORTH SANTA ROSA AVENUE AND YOSEMITE BOULEVARD

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

Section 1. The plans and specifications for the improvement of La Loma between North Santa Rosa Avenue and Yosemite 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, 717 10th Street, in the City of Modesto, on August 4, 1958 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 16 day of July, 1958, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None Absent: Adams

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-231

A RESOLUTION APPROVING THE CONSTRUCTION OF DEL PUERTO CANYON ROAD

IT IS HEREBY RESOLVED by the City Council of the City of Modesto that it does hereby approve and recommend the construction of a State Highway through Del Puerto Canyon, from the approximate vicinity of the City of Patterson to the approximate vicinity of San Jose.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of July, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Spaulding, Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Robinson

ATTEST: Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-232

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR IMPROVEMENT OF GRANGER AVENUE BETWEEN TIDEWATER SOUTHERN RAILROAD TRACKS 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 improvement of Granger Avenue between Tidewater Southern Railroad Tracks 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, 717 10th Street, in the City of Modesto, on August 4, 1958 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 23 day of July, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Spaulding, Mayor Marks

Noes: None Absent: Robinson

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58- 233

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF CURBS, GUTTERS AND SIDEWALKS ALONG CERTAIN STREETS IN THE CITY OF MODESTO.

WHEREAS, Chapper 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 sidewalks and curbs may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that both sidewalks and curbs have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along the south side of Roble Avenue between Santa Barbara Avenue and North Santa Ana Avenue and the west side of Santa Barbara Avenue between Roble Avenue and Haddon 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 owner of record of the property described as follows:

> The South 34.95 feet of the East half of Lot 2, and the North 24.05 feet of the East half of Lot 3 of Wilson School Tract, according to the map or plat thereof filed in the Office of the Recorder of the County of Stanislaus, State of California, on March 24, 1924, in Volume 9 of Maps, at Page 82,

to construct or cause to be constructed concrete curbs and gutters along the street frontage abutting the south side of Roble Avenue between Santa Barbara Avenue and North Santa Ana Avenue and concrete curbs, gutters and sidewalks along the street frontage abutting the West side of Santa Barbara Avenue between Roble Avenue and Haddon Avenue in the City of Modesto, all of said construction to be in accordance with City of Modesto standards for such construction work.

SECTION 2. The 6th day of August, 1958, at 4:30 P.M. in the Council Chambers, located in the McHenry Public Library at the corner of Fourteenth and I Streets, 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 23 day of July, 1958, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Hammond, Merrill, Spaulding, Mayor Marks

NOES: None

ABSENT: Robinson

ATTEST: _____
REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-234

A RESOLUTION GRANTING A VARIANCE TO CHARLES D. WARNER, ET UX, FOR THE RELOCATION OF AN EXISTING NONCONFORMING USE INTO A NEW BUILDING IN THE CITY OF MODESTO.

WHEREAS, an application for a variance to relocate an existing nonconforming use into a new building on the same property on Lots 9 and 10 in Block 2032 was filed by Charles D. Warner, et ux, on March 11, 1958, and

WHEREAS, the Board of Zoning Adjustment, by resolution No. 62, adopted June 26, 1958, after a public hearing, granted a variance to applicants for the relocation of an existing nonconforming use into a new building on the same property, Lots 9 and 10 in Block 2032, being the northwest corner of Yosemite Boulevard and North Santa Ana Avenue, subject to two conditions, one of which was that the period for which the permit was granted shall be limited to five (5) years from the date of its granting, and

WHEREAS, Charles D. Warner, et ux, have appealed to the City Council from the aforesaid action of the Board of Zoning Adjustment, and

WHEREAS, said appeal was set for a public hearing and said public hearing was held on July 23, 1958, and

WHEREAS, the Council finds that the necessary showing for a variance as required by Section 10-2.2003 of the Municipal Code has been satisfied.

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

SECTION 1. The action of the Board of Zoning Adjustment taken by Resolution No. 62, adopted June 26, 1958, granting a variance to Charles D. Warner, et ux, for the relocation of an existing nonconforming use into a new building on the same property, Lots 9 and 10 in Block 2032, being the northwest corner of Yosemite Boulevard and Santa Ana Avenue, is affirmed, with the exception that the condition specified in said Resolution No. 62 that the period

of the variance be limited to five (5) years from the date of its granting be revised to read as follows:

"That the term of said variance shall be limited to the period during which Charles D. Warner, et ux, personally retain ownership of said real property, to wit, Lots 9 and 10 in Block 2032 in the City of Modesto."

SECTION 2. The City Clerk is hereby instructed to furnish a copy of this resolution to Charles D. Warner, et ux.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23 day of July, 1958, by Councilman Hammond, who moved its adoption, which motion was duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Hammond, Merrill, Spaulding, Mayor Marks

NOES: None

ABSENT: Robinson

ATTEST: REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-235

A RESOLUTION ESTABLISHING THE BASIS UPON WHICH SPECIAL PERMISSION WILL BE GRANTED BY THE COUNCIL TO CONSTRUCT SIDEWALKS, DRIVEWAYS, DRIVEWAY APPROACHES, CURB OR CURB AND GUTTER WORK OF MATERIALS OTHER THAN CONCRETE.

WHEREAS, Section 7-1.203 of the Modesto Municipal Code relating to sidewalk and driveway construction 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, from time to time, requests are presented to the Council for the construction of such work other than of concrete, and

WHEREAS, the Council finds that under some circumstances it is in the public interest to permit construction of such work on a temporary basis of other than concrete,

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

SECTION 1. Whenever the Council finds and determines that it is in the public interest to grant an applicant permission to construct a sidewalk, driveway, driveway approach, curb, or curb and gutter of other than concrete, such permission shall be granted only on the following basis:

(a) Solely on a temporary basis upon the happening of certain specified events, the installation will be replaced to meet standard requirements.

(b) Such temporary permission shall be granted only upon the condition that a bond or cash deposit be posted with the City to guarantee that said installation will be replaced to meet standard requirements upon the happening of said specified events.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of July, 1958, by Councilman Hammond, who moved its adoption, which

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

AYES: Arata, Hammond, Merrill, Spaulding, Mayor Marks

NOES: Adams

ABSENT: Robinson

ATTEST: _____
REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-236

A RESOLUTION APPROVING APPROPRIATION TRANSFER FROM THE SPECIAL CAPITAL OUTLAY RESERVE FOR TRANSFER TO THE 1958 CITY HALL BOND INTEREST AND REDEMPTION FUND AND APPROPRIATION THEREIN; FROM THE SPECIAL CAPITAL OUTLAY RESERVE TO CERTAIN SPECIAL PROJECTS; AND FROM THE GENERAL RESERVE TO THE POLICE DEPARTMENT FOR BUILDING ALTERATIONS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the following appropriation transfers be approved:

FROM:	Special Capital Outlay Reserve for transfer to the 1958 City Hall Bond Interest and Redemption Fund	$ 72,500
TO:	1958 City Hall Bond Interest and Redemption Fund by Transfer from the Special Capital Outlay Fund appropriated for:	
	Bonds Matured	50,000
	Interest Matured	22,500
FROM:	Special Capital Outlay Reserve	267,190
TO:	Land Acquisition, 18-Hole Golf Course	40,250
	Improvements, 18-Hole Golf Course	29,740
	Kewin Park Preliminary Development	500
	Whitmore Park, Further Development	4,200
	Ashby Park, Curb & Gutters	2,000
	Dennett Dam	65,000
	McHenry Ave. Widening	85,000
	Reconstruct L St.(10th to 14th) 17th St. (H to Eye)	21,500
	2 Traffic Signals, Yosemite Blvd.	4,000
	3 Traffic Signals, 9th at Tully,Kansas,P	8,000
	Traffic Signals, Miscellaneous	6,000
	Traffic Channellization	1,000
FROM:	General Reserve	1,500
	Police Building Alterations	1,500

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of July, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Spaulding, Mayor Marks

Noes: None

Absent: Robinson

ATTEST: Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-237

A RESOLUTION APPROVING RIGHT OF WAY CONTRACTS BETWEEN THE CITY OF MODESTO AND PROPERTY OWNERS ALONG McHENRY AVENUE AND AUTHORIZING THE CITY MANAGER TO SIGN CONTRACTS ON BEHALF OF THE CITY

WHEREAS, The City of Modesto has entered into an agreement with the American Right of Way and Appraisal Contractors for procuring certain rights of way and properties within the City and along McHenry Avenue, and

WHEREAS, three Right of Way Contracts for widening of McHenry Avenue are now complete as follows:

Documents	Name	Estimated Damage Cost
M-39	Richfield Oil Corporation	$3,336.00
M-47	Irma Morris	$25 to $35
M-50	Geo. Kounias and Helen Kounias	

NOW, THEREFORE, BE IT HEREBY RESOLVED that the City of Modesto approve these Right of Way contracts as presented and the City Manager be authorized to sign each on behalf of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the City Council held on the 23rd day of July, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Arata, Hammond, Merrill, Adams, Spaulding, Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Robinson

ATTEST: [signature]
Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-238

A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN AN APPLICATION TO THE CIVIL AERONAUTICS ADMINISTRATION FOR FEDERAL AID PARTICIPATION AT MODESTO CITY-COUNTY AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the submission of an application to the Civil Aeronautics Administration for federal funds to assist in the purchase of an additional 13 acres of land lying east of the original land acquisition project, and west of the new Snowden Avenue road extension and construction of a lighted wind tee for a proposed total expenditure of $15,600.00, be and it is hereby approved

BE IT FURTHER RESOLVED that the execution of the application by the City's designated official, Ross Miller, 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 23rd day of July, 1958, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Spaulding, Mayor Marks

Noes: None

Absent: Robinson

ATTEST: Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-239

A RESOLUTION APPROVING APPROPRIATION TRANSFER FROM THE GENERAL RESERVE TO CERTAIN EXPENDITURE ACCOUNTS IN THE PLANNING, STREETS, SERVICE AND POLICE DEPARTMENTS AND FROM EQUIPMENT RENTAL CREDITS TO CERTAIN EXPENDITURE ACCOUNTS IN THE SERVICE DIVISION

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

FROM:	General Reserve		$ 24,147
TO:	Planning Dept. Salaries and Wages		4,985
	Streets Mtc. & Repair of Bldgs. & Grounds		500
	Service General Fund (Patrol Car)		1,980
	Police Department		
	Salaries & Wages, Regular	$14,109	
	Equipment Rental Charges	1,856	
	Office Supplies	9	
	Mtc. & Repair, Equip. Other	128	
	Tools, Shop & Field Supplies	163	
	Capital (3 Revolvers)	177	
	Capital (3 Holster Sets)	105	
	Capital (1 Coaster Siren)	135	16,682

FROM:	Equipment Rental Credits	$ 713
TO:	Gasoline, Oil & Lubricants	368
	Equipment Parts	345

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23 day of July, 1958, by Councilman Spaulding, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Spaulding, Mayor Marks

NOES: None ABSENT: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-240

A RESOLUTION GRANTING PERMISSION TO THE MODESTO COUNCIL OF CHURCHES TO USE MANCINI MUSIC BOWL FOR SUMMER SERVICE UNDER CERTAIN CONDITIONS

WHEREAS, the Modesto Council of Churches has requested permission to use Mancini Music Bowl, located in Graceada Park in the City of Modesto, for Sunday evening services during the summer season, beginning July 27 and ending September 1, 1958, and

WHEREAS, the Council adopted Resolution No. 8831-N.S. on March 15, 1950 establishing a policy for the use of this Bowl,

NOW, THEREFORE, BE IT RESOLVED that the Modesto Council of Churches be granted permission to use Mancini Music Bowl during the period aforementioned under the following conditions:

1- That the services be limited primarily to music, and

2- That special attention be given that a portion of the services would apply to children.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of July, 1958, by Councilman Spaulding, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Spaulding, Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Robinson

ATTEST: _____
Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-241

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND GEORGE BUMGARDNER WATER COMPANY FOR FIRE PROTECTION FACILITIES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and George Bumgardner Water Company

for fire protection facilities

be, and it is hereby approved, and

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23 day of July, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen Adams, Arata, Hammond, Merrill, Spaulding, Mayor Marks

Noes: None Absent: Robinson

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-242

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 (THELMA MAZOROS)

WHEREAS, the Modesto City Planning Commission held a public hearing on July 15, 1958, in the Council Chambers for the purpose of considering an application filed by Thelma Mazoros, 1306 Tully, to amend Section 20 of the Zoning Map to reclassify from Two-Family Residential Zone (R-2) to Multiple-Family Zone (R-3) the following described property:

> Situated on the east side of Tully Road between Fremont School and the alley north of College Court, with a frontage on Tully Road of 150 feet and a depth of 290 feet, and

WHEREAS, the said Commission, after hearing evidence both oral and documentary, on the proposed amendment, adopted Resolution No.450 recommending to the Council that Section 20 of the Zoning Map be amended as follows:

> Modesto City Section 20, T. 3S., R. 9E., beginning 20 feet East of the Southwest corner of the Northwest ¼ of the Southwest ¼ of the Northwest ¼; thence East 290.4 feet; North 150 feet; West 290.4 feet; South 150 feet to the beginning be reclassified from Two-Family Zone, R-2 to Multiple-Family Zone, R-3.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to set for 5:00 P.M., Wednesday, August 20, 1958, in the Council Chamber 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 23rd day of July, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Spaulding, Mayor Marks

Noes: None

Absent: Robinson

ATTEST: Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-243

A RESOLUTION AUTHORIZING THE PLANNING COMMISSION TO GRANT AN EXEMPTION TO THE REQUIREMENT OF STREET IMPROVEMENTS TO THE NORTH PARK SUBDIVISION TO THE EXTENT OF RELIEVING THE SUBDIVIDER FROM THE REQUIREMENT TO IMPROVE BRIGGSMORE AVENUE WHERE IT ABUTS NORTH PARK SUBDIVISION ON THE BASIS AS RECOMMENDED BY THE PLANNING COMMISSION

WHEREAS, the Modesto City Planning Commission has requested, by Resolution 453, that the Council authorize the Planning Commission to grant an exception to the required improvements in North Park Subdivision with respect to improvement of Briggsmore Avenue, and

WHEREAS, the Planning Commission finds that the Subdivider of North Park Subdivision should not be required to improve Briggsmore Avenue for the following reasons:

1. There are special circumstances or conditions affecting said property;
2. For the preservation and enjoyments of a subtantial property right of the subdivider;
3. The granting of the exception will not be detrimental to the public welfare or injurious to other property in the vicinity in which said property is situated.

NOW, THEREFORE, BE IT HEREBY RESOLVED, by the Council of the City of Modesto that the Modesto City Planning Commission be authorized to grant an exception to the requirement of street improvements for the North Park Subdivision to the extent of relieving the subdivider from the requirement to improve Briggsmore Avenue where it abuts the North Park Subdivision.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23 day of July, 1958, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Hammond, Merrill, Spaulding, Mayor Marks

Noes: None

Absent: Robinson

ATTEST: Irene M. Colleen
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. ~~57~~ 58-244

A RESOLUTION APPROVING THE FINAL MAP OF THE NORTHGATE SUBDIVISION NO. 2 OF THE CITY OF MODESTO.

WHEREAS, ROOSEVELT CENTER, Incorporated, is ~~are~~ possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 7.57 acres, known as the NORTHGATE SUBDIVISION NO. 2, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 17th day of September, 1957, 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 Northgate Subdivision No. 2 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 NORTHGATE SUBDIVISION NO. 2 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 Twelve and 20/100ths ($512.20) 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 Twenty Five Thousand Five Hundred ($25,500.00) 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 23 day of July, 1958, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Spaulding, Merrill, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-245

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR CONSTRUCTION OF CONCRETE CURB AND GUTTER IN ASHBY PARK

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

Section 1. The plans and specifications for the construction of concrete curb and gutter in Ashby 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, 717 10th Street, in the City of Modesto, on August 18, 1958 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 6 day of August, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Merrill, Robinson, Mayor Marks

Noes: None Absent: Hammond, Spaulding

ATTEST: [signature] CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-246

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR THE IMPROVEMENTS TO "L" FROM TENTH ST. TO FOURTEENTH ST. AND IMPROVEMENTS TO SEVENTEENTH ST. FROM "H" ST. TO "I" ST.

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

Section 1. The plans and specifications for improvements to "L" from 10th St. to 14th Street and improvements to 17th Street from "H" St. to "I" Street

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on August 18, 1958 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 6 day of August, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Merrill, Robinson, Mayor Marks

Noes: None Absent: Hammond, Spaulding

ATTEST: Irene M. Queen
Acting CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-247

A RESOLUTION ACCEPTING THE BID OF STANDARD MATERIALS INC. FOR THE IMPROVEMENT OF LA LOMA BETWEEN NORTH SANTA ROSA AVENUE AND YOSEMITE BOULEVARD IN THE SUM OF $21,841.40

WHEREAS, Resolution No. 58-230, adopted by the Council of the City of Modesto on July 16, 1958, approved the plans and specifications for the improvement of La Loma between North Santa Rosa Avenue and Yosemite Boulevard
and authorized the calling for bids, and

WHEREAS, the bids received for the improvement of La Loma Avenue between North Santa Rosa Avenue and Yosemite Boulevard
were opened at 2:00 P.M. on Monday, August 4, 1958 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 Standard Materials Inc. in the amount of $21,841.40

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Standard Materials Inc. in the amount of $21,841.40

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6 day of August, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Arata was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Merrill, Robinson, Mayor Marks

Noes: None

Absent: Hammond, Spaulding

ATTEST: [signature] Acting CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-248

A RESOLUTION ACCEPTING THE BID OF $25,720.50 FROM STANDARD MATERIALS, INC. FOR THE IMPROVEMENT OF GRANGER AVENUE BETWEEN TIDEWATER SOUTHERN RAILROAD TRACKS & TULLY ROAD

WHEREAS, Resolution No. 58-232, adopted by the Council of the City of Modesto on July 23, 1958, approved the plans and specifications for the improvement of Granger Avenue between Tidewater Southern Railroad Tracks and Tully Road and authorized the calling for bids, and

WHEREAS, the bids received for the improvement of Granger Avenue between Tidewater Southern Railroad Tracks and Tully Road were opened at 2:15 on August 4, 1958 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 Standard Materials, Inc. in the sum of $25,720.50

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Standard Materials, Inc. in the sum of $25,720.50

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6 day of August, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Arata was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Merrill, Robinson, Mayor Marks

Noes: None

Absent: Hammond, Spaulding

ATTEST: Irene McCollum
Attorney CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-249

A RESOLUTION ACCEPTING INFORMAL BIDS OF ORIENTAL AGENCY AND TRADING POST AND AMERICAN PUSH BROOM COMPANY FOR THE FURNISHING OF PALMYRA FIBER AND GUTTER BROOM WIRE

WHEREAS, the Director of Finance has requested informal bids for the purchase by the City of Modesto of the following materials:

Item 1-----8 tons of 26-inch palmyra fiber

Item 2-----3 tons of gutter broom wire

and,

WHEREAS, the lowest bids were submitted by the following bidders:

Item 1	Oriental Agency and Trading Post	$.105 lb
Item 2	American Push Broom Company	$.318 lb

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that the bids submitted by the Oriental Agency and Trading Post for 8 tons of 26-inch palmyra fiber at a cost of $.105 per pound and the American Push Broom Company for 3 tons of gutter broom wire at a cost of $.318 per pound be and they are hereby accepted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of August, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Merrill, Robinson, Mayor Marks

Noes: None

Absent: Hammond, Spaulding

ATTEST: [signature]
Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-250

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO URGING THE LEAGUE OF CALIFORNIA CITIES TO PREPARE AND SUPPORT STATE LEGISLATION PROVIDING FOR ALLOCATION OF FEDERAL-AID URBAN MONEY TO CITIES

WHEREAS, the Federal-Aid Highway Act has apportioned certain Federal sums to the State of California on a long-range program and will continue such apportionment for each fiscal year until 1972 for the purpose of eliminating in the state existing deficiencies in Interstate, Primary and Secondary Highways and extensions of these systems within Urban areas; and

WHEREAS, the purpose of this apportionment is to improve the standards of all important highways necessary to the motoring public who use said Primary and Secondary systems and extension of these systems within the urban areas; and

WHEREAS, in California no provision has been made for the use of these funds on such highways for which cities are responsible; and

WHEREAS, this has placed and will continue to place an unreasonable burden on California cities in extending into cities the road systems which are eligible for such federal aid, unless such Federal funds are made available to cities as they are now available to the State and to the counties;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Modesto that the League of California Cities be, and it is hereby, urged to propose and vigorously support in the next session of the State Legislature, legislation which will allocate Federal Highway Funds to cities on a fair and equitable basis.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6 day of August, 1958, by Mayor Marks, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Merrill, Robinson, Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Hammond, Spaulding

ATTEST: [signature]
Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-251

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO PETITIONING THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS TO EXCLUDE ALL PROPERTY WITHIN THE INCORPORATED LIMITS OF SAID CITY 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 have 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, TO WIT:

1. That this Council do, and it 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 6th day of August, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Merrill, Robinson, Mayor Marks

Noes: None

Absent: Hammond, Spaulding

ATTEST: _____
Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58- 252

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF A CONCRETE SIDEWALK ON SYCAMORE AVENUE BETWEEN ROSEBURG AND ORANGEBURG AVENUES IN THE CITY OF MODESTO.

WHEREAS, Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of sidewalks and/or curbs 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 east side of Sycamore Avenue between Roseburg and Orangeburg Avenues,

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 owner of record of the property described as follows:

> Lots 21, 22, 23 and 24, in Block 6002 of Mensinger Tract No. 2, as per map filed on June 30, 1936 in Volume 11 of Maps, Page 30, Stanislaus County Records, EXCEPTING the North 20 feet from said Lot 21,

to construct or cause to be constructed a concrete sidewalk along the street frontage abutting the east side of Sycamore Avenue between Roseburg and Orangeburg Avenues in the City of Modesto, all of said construction to be in accordance with City of Modesto standards for such construction work.

SECTION 2. The 20th day of August, 1958, at 4:15 o'clock p.m. in the Council Chambers, located in the McHenry Public Library at the corner of Fourteenth and I Streets, 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 6 day of August, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Merrill, Robinson, Mayor Marks

NOES: None

ABSENT: Hammond, Spaulding

ATTEST: Irene W. Collins
REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-253

REVISED LEASE

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND D. E. SHANNON AND CARL W. SHANNON FOR THE RENTAL OF THE OFFICE SPACE FOR THE CITY ATTORNEY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and D. E. Shannon and Carl W. Shannon

for the rental of office space for the City Attorney in the Carlton Building, 925 12th Street

be, and it is hereby approved, and

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6 day of August, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen Adams, Arata, Merrill, Robinson, Mayor Marks

Noes: None Absent: Hammond, Spaulding

ATTEST: Jessie M. Colleen
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-254

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $17,400 FROM SPECIAL CAPITAL OUTLAY RESERVE TO SPECIAL PROJECTS

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

FROM:	Special Capital Outlay Reserve		$17,400.
TO:	Expenditure Appropriations:		$17,400.
	Playground Equipment - 503	$ 750.	
	Beardbrook Park Restroom - 502	6,500.	
	Westside Park Restroom - 502	6,000.	
	Pike Park Curb & Gutters - 503	2,250.	
	Graceada Park Bleachers - 503	1,100.	
	T B Scott Park Chain Link Fence - 503	800.	

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6 day of August, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Merrill, Robinson, Mayor Marks

NOES: None

ABSENT: Hammond, Spaulding

ATTEST: Rex E. Gailfus
REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-255

A RESOLUTION ENDORSING AND RECOMMENDING A SHORT LOW LEVEL ROAD TO YOSEMITE NATIONAL PARK THROUGH MODESTO, CALIFORNIA

WHEREAS, organizations and groups of people in California for more than twenty-five (25) years have been sponsoring and working for an all year highway through Modesto to Yosemite, and

WHEREAS, the opening of this route to the beautiful vacation land of Yosemite Valley will save, in a round trip from the Northern California area, over forty (40) miles for about a third of a million visitors, and

WHEREAS, the most direct route to Yosemite National Park from Northern California communities would be via Highway 132, through Modesto, LaGrange, Coulterville and an extension to Yosemite Valley,

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Modesto does approve of the establishment of the above route extending from Modesto through Empire, Waterford, LaGrange and Coulterville, thence to Yosemite Valley.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6 day of August, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Merrill, Robinson, Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Hammond, Spaulding

ATTEST: Irene W. Collins
Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-256

A RESOLUTION ACCEPTING THE CONSTRUCTION OF EQUIPMENT GARAGE AT CITY CORPORATION YARD BY EDWARD A. TOMLINSON; AUTHORIZING PAYMENT OF AMOUNTS DUE AND RECORDATION OF NOTICE OF COMPLETION WITH THE STANISLAUS COUNTY RECORDER

WHEREAS, a report has been filed by the Director of Public Works that the construction of equipment garage at the City Corporation Yard

has been completed by Edward A. Tomlinson

in accordance with the contract agreement dated

NOW, THEREFORE, BE IT RESOLVED that the construction of equipment garage at the City Corporation Yard

be accepted from said contractor Edward A. Tomlinson

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 6 day of August, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Merrill, Robinson, Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Hammond, Spaulding

ATTEST: Anne M. Coelho
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-257

A RESOLUTION ACCEPTING THE STREETS AND ALLEYS AND EASEMENTS AS SHOWN ON THE FINAL MAP OF THE UCCELLO MANOR TRACT ON BEHALF OF THE PUBLIC FOR PUBLIC USE

WHEREAS, a subdivision map of the Uccello Manor Tract was recorded on April 14, 1953, in Volume 17 of Maps, Page 56, in the office of the Recorder of the County of Stanislaus, State of California, by the owner and subdivider thereof, Guiliano Uccello, and

WHEREAS, said map provided for the dedication of certain avenues, streets, alleys, and other public places for public use, as shown thereon, and

WHEREAS, the Board of Supervisors of the County of Stanislaus, State of California, in approving said map, rejected on behalf of the public all roads, highways, avenues, alleys and other public places shown on said map, and

WHEREAS, said map was recommended for approval by the Modesto Planning Commission at a duly authorized meeting held on Dec. 2, 1952, and

WHEREAS, said tract of land was annexed to City on 19th day of August, 1953, by Ordinance No. 1091-N.S., and

WHEREAS, the general public has used said streets, avenues, alleys and other public places as shown on said map for the purpose for which they were dedicated,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that all of the avenues, streets, alleys and other public places as shown on said map of the Uccello Manor tract be and they are hereby accepted on behalf of the public for public use.

BE IT FURTHER RESOLVED that the City Clerk be, and he is hereby directed to record a certified copy of this resolution in the office of the Recorder of Stanislaus County, State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of August, 1958

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

Ayes: Adams, Arata, Merrill, Robinson, Mayor Marks

Noes: None

Absent: Hammond, Spaulding

ATTEST: [signature]
Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-258

A RESOLUTION APPROVING SUPPLEMENTAL AGREEMENT WITH THE STATE OF CALIFORNIA FOR THE INSTALLATION OF WALK-WAIT PEDESTRIAN SIGNALS AT THE INTERSECTION OF J STREET (X-Sta-109-Mod) AND 11th STREET IN THE CITY OF MODESTO

BE IT HEREBY RESOLVED by the Council of the City of Modesto, County of Stanislaus, State of California, that supplemental agreement between the City of Modesto and the State of California, Department of Public Works Division of Highways for the installation of a pedestrian Walk-Wait signal at the intersection of J Street (X-Sta-109-Mod) and 11th Street, all within the City of Modesto be and it is hereby approved.

BE IT FURTHER RESOLVED that Harry Marks, Mayor and Anne M. Collins, Acting City Clerk, be appointed as signatory officials of said agreement.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of August, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Merrill, Robinson, Mayor Marks

Noes: None

Absent: Hammond, Spaulding

ATTEST: Anne M. Collins
Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-259

A RESOLUTION APPROVING RIGHT OF WAY CONTRACTS BETWEEN THE CITY OF MODESTO AND PROPERTY OWNERS ALONG McHENRY AVENUE AND AUTHORIZING THE CITY MANAGER TO SIGN CONTRACTS ON BEHALF OF THE CITY

WHEREAS, the City of Modesto has entered into an agreement with the American Right of Way and Appraisal Contractors for procuring certain rights of way and properties within the City and along McHenry Avenue, and

WHEREAS, three Right of Way Contracts for widening of McHenry Avenue are now complete as follows:

Documents	Name
M-63	Emanuel C. and Leota J. Galas
M-106	Stanley I and Frances S. Sheerr
M-128	Wallace J and Besse L. Greene

NOW, THEREFORE, BE IT HEREBY RESOLVED that the City of Modesto approve these Right of Way contracts as presented and the City Manager be authorized to sign each on behalf of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the City Council held on the 6th day of August, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Merrill, Robinson, Mayor Marks

Noes: None

Absent: Hammond, Spaulding

ATTEST: Irene M. Collins
Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-260

A RESOLUTION AUTHORIZING THE DESTRUCTION OF CERTAIN CITY RECORDS.

WHEREAS, Section 34090 of the Government Code authorizes the legislative body of any City to adopt a resolution approving the destruction of certain city records, upon the written consent of the City Attorney and the head of the City Department concerned; and

WHEREAS, the Chief of Police has requested the destruction of the hereinafter described records, and

WHEREAS, the City Attorney has consented in writing to the destruction of said records as being authorized by law, and

WHEREAS, said records are no longer required and serve no useful purpose,

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

That the Chief of Police be and he is hereby granted permission to destroy any or all of the following records, all dated prior to March 1, 1944:

1. Police Department sign-on sheets

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto on the 6 day of August, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Merrill, Robinson, Mayor Marks

NOES: None

ABSENT: Hammond, Spaulding

ATTEST: Rex E. Gailfus
REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-261

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR FURNISHING OF ALL LABOR, MATERIALS, AND EQUIPMENT AND PERFORMING ALL WORK NECESSARY AND INCIDENTAL TO THE CONSTRUCTION OF A CITY HALL FOR THE CITY OF MODESTO

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

Section 1. The plans and specifications for the furnishing of all labor, materials, and equipment and performing all work necessary and incidental to the construction of a City Hall for the City of Modesto

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on Tuesday, Sept. 16, 1958, 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 13 day of August, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Merrill, Robinson, Mayor Marks

Noes: None Absent: Hammond, Spaulding

ATTEST: Irene W. Allen
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-262

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR INSTALLATION OF WATER MAINS IN BEL AIR SUBDIVISION NO. 2 AND NORTHGATE SUBDIVISION NO. 2

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 Bel Air Subdivision No. 2 and Northgate Subdivision No. 2 copies of which are on file, are hereby accepted and approved.

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on August 25, 1958 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 13 day of August, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Merrill, Robinson, Mayor Marks

Noes: None

Absent: Hammond, Spaulding

ATTEST: Irene M. Collins
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-263

A RESOLUTION ACCEPTING THE CONSTRUCTION OF IMPROVEMENT OF 8TH STREET-WASHINGTON TO "L" AND "G" STREET-14TH TO BURNEY STREET BY STANDARD MATERIALS, INC.; AUTHORIZING PAYMENT OF AMOUNTS DUE AND RECORDATION OF NOTICE OF COMPLETION WITH STANISLAUD COUNTY RECORDER

WHEREAS, a report has been filed by the Director of Public Works that the construction of improvements of 8th Street, Washington to "L" and "G" Street, from 14th to Burney Street

has been completed by Standard Materials, Inc.

in accordance with the contract agreement dated June 4, 1958

NOW, THEREFORE, BE IT RESOLVED that the construction of improvements of 8th Street, Washington to "L" and "G" Street, 14th to Burney Street

be accepted from said contractor Standard Materials, 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 13 day of August, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Merrill, Robinson, Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Hammond, Spaulding

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58- 264

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF CURBS, GUTTERS AND SIDEWALKS ALONG CERTAIN STREETS IN THE CITY OF MODESTO. (ROBLE AVENUE AND SANTA BARBARA 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 sidewalks and curbs may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that both sidewalks and curbs have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along the south side of Roble Avenue between Santa Barbara Avenue and North Santa Ana Avenue and the west side of Santa Barbara Avenue between Roble Avenue and Haddon Avenue, and

WHEREAS, the Council, did, on July 23, 1958, adopt its Resolution No. 58-233, directing the Superintendent of Streets to give notice requiring the construction of curbs, gutters and sidewalks along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council, did by said resolution, set the 6th day of August, 1958, at 4:30 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 owner 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. 58-233, 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. 58-233 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 13 day of August, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Merrill, Robinson, Mayor Marks

NOES: None

ABSENT: Hammond, Spaulding

ATTEST: Rex E. Gailfus
REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-265

A RESOLUTION ACCEPTING THE CONSTRUCTION OF TRAFFIC SIGNALS ON G STREET AT 7TH, 10TH AND 11TH STREETS AND ON 12TH AND I STREETS; AUTHORIZING PAYMENT OF AMOUNTS DUE AND RECORDATION OF NOTICE OF COMPLETION

WHEREAS, a report has been filed by the Director of Public Works that the construction of traffic signals on G Street at 7th, 10th and 11th Streets and on 12th and I Streets

has been completed by Industrial Electric Company

in accordance with the contract agreement dated May 6, 1958

NOW, THEREFORE, BE IT RESOLVED that the construction of traffic signals on G Street at 7th, 10th and 11th Streets and on 12th and I Streets

be accepted from said contractor Industrial Electric Company

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 13 day of August, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Hammond, Spaulding

ATTEST: Anne M. Collins
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-266

A RESOLUTION REFERRING TO THE MODESTO CITY PLANNING COMMISSION A PETITION FOR ANNEXATION OF CERTAIN UNINHABITED TERRITORY TO THE CITY OF MODESTO, KNOWN AS ZLAB SUBDIVISION 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 follows:

All that certain real property situate in the State of California, County of Stanislaus, Section 21, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, and more particularly described as follows:

Commencing at the Northwestern corner of the Downey High School and John Muir Elementary School site as annexed by a resolution of the Stanislaus County Board of Supervisors, August 10, 1950, and the Eastern corner of the Zlab Addition, filed January 18, 1956, as Instrument No. 1481, Stanislaus County Records, said point being on the section line common to Section 21 and 22, Township 3 South, Range 9 East, and also being on the existing City Limits and on the center line of Coffee Road; thence Westerly along the existing City Limits, and the Northern boundary line of said Zlab Addition a distance of 25' to the true point of beginning; thence continuing along the existing City Limits and the Northern boundary line of said Zlab Addition the following Bearings and Distances: South

89° 56' West a distance of 20'; thence North 0° 36' West a distance of 58.53' to a point on the South line of the property conveyed to John H. and Emma E. Lynch by Instrument recorded November 12, 1940, as Instrument No. 40-15008, Stanislaus County Records; thence continuing along the existing City Limit and Northern boundary line of said Zlab Addition the following bearings and distances: South 89° 19' 50" West a distance of 191.28'; thence North 0° 36' West a distance of 144.05'; thence South 70° 19' West a distance of 125.61'; thence North 89° 42' 30" West a distance of 305.28' to the Northwest corner of said Zlab Addition, said corner also being on the Western Line of the East one-half of Lot 11 of the Rice Colony, as recorded in Volume 1 of Maps, Page 54, Stanislaus County Records; thence Northerly along said Western Line of the East one-half of Lot 11 of the Rice Colony, to a point on the Northern Line of said Lot 11 of the Rice Colony; thence Easterly along the Northern Line of Lot 11 of the Rice Colony, to the Northeastern corner of said Lot 11 of the Rice Colony, said corner also being on the Western Line of Coffee Road; thence Southerly along the Eastern Line of Lot 11 of the Rice Colony and the Western Line of said Coffee Road to the point of beginning, containing 5.092 acres, more or less.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13 day of August, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Merrill, Robinson, Mayor Marks

NOES: None

ABSENT: Hammond, Spaulding

ATTEST: Irene W. Collins
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-267

A RESOLUTION APPROVING RIGHT OF WAY CONTRACTS BETWEEN THE CITY OF MODESTO AND PROPERTY OWNERS ALONG MCHENRY AVENUE AND AUTHORIZING THE CITY MANAGER TO SIGN CONTRACTS ON BEHALF OF THE CITY

WHEREAS, the City of Modesto has entered into an agreement with the American Right of Way and Appraisal Contractors for procuring certain rights of way and properties within the City and along McHenry Avenue, and

WHEREAS, three Right of Way Contracts for widening of McHenry Avenue are now complete as follows:

Documents	Name	Estimated Damage Cost
M-39	Richfield Oil Corporation	$3,336.
M-47	Irma Morris	$25. to $35.
M-50	Geo. and Helen Kounias	

NOW, THEREFORE, BE IT HEREBY RESOLVED that the City of Modesto approve these Right of Way contracts as presented and the City Manager be authorized to sign each on behalf of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the City Council held on the 13th day of August, 1958 by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Merrill, Robinson, Mayor Marks

Noes: None

Absent: Hammond, Spaulding

ATTEST: [signature]
Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-268

A RESOLUTION APPROVING APPROPRIATION TRANSFER FROM GENERAL RESERVE TO CITY ATTORNEY FOR MONTHLY RENTAL ON OFFICE AND TO PARKING AND TRAFFIC FOR PURCHASE OF PAINT SHAKER

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

FROM:	General Reserve	$845.
TO:	City Attorney 215 Rent	$440.
	Parking & Traffic 504-56 Paint Shaker	$405.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13 day of August, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Merrill, Robinson, Mayor Marks

NOES: None

ABSENT: Hammond, Spaulding

ATTEST: Rex E. Gailfus
REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-269

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE COUNTY OF STANISLAUS FOR THE CONTINUATION OF THE ADVANCE PLANNING PROGRAM

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and

The County of Stanislaus

for the continuation of the Advance Planning Program

be, and it is hereby approved, and

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13 day of August, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen Adams, Arata, Merrill, Robinson, Mayor Marks

Noes: None

Absent: Hammond, Spaulding

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-270

A RESOLUTION ACCEPTING THE DEMOLITION OF HOTEL MODESTO FROM CALIFORNIA BUILDING WRECKING COMPANY; AUTHORIZING PAYMENT OF AMOUNTS DUE AND RECORDATION OF NOTICE OF COMPLETION WITH THE COUNTY RECORDER

WHEREAS, a report has been filed by the Director of Public Works that the demolition of Hotel Modesto has been completed by California Building Wrecking Company in accordance with the contract agreement dated April 2, 1958,

NOW, THEREFORE, BE IT RESOLVED that the demolition of Hotel Modesto be accepted from said contractor California Building Wrecking Company, 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 13 day of August, 1958 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Merrill, Robinson, Mayor Marks

Noes: None

Absent: Hammond, Spaulding

ATTEST: Anne M. Caelsin
ACTING CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-271

A RESOLUTION ACCEPTING THE RESIGNATION OF THOMAS K. BEARD FROM THE MODESTO CITY PERSONNEL COMMISSION

WHEREAS, Thomas K. Beard has served as a member of the Modesto City Personnel Commission since February 16, 1955, and

WHEREAS, Mr. Beard has tendered his resignation as a member of this Commission, effective August 13, 1958,

NOW, THEREFORE, BE IT RESOLVED that the resignation of Thomas K. Beard from the Modesto City Personnel Commission be accepted with regrets and Mayor Marks be authorized to write a letter of appreciation to Mr. Beard for his faithful service to the City while serving on this Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of August, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Merrill, Robinson, Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Hammond, Spaulding

ATTEST: Irene W. Callison
Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-272

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $187,688 FROM SPECIAL CAPITAL OUTLAY RESERVE TO SPECIAL PROJECTS

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

FROM:	Special Capital Outlay Reserve - 600	$182,288.
TO:	503 - Tidewater Southern Crossing-Orangeburg	2,000.
	503 - Tidewater Southern Crossing-Briggsmore	4,000.
	503- Community Service Center	3,188.
	502 - Fire Station McHenry Avenue	30,000.
	501 - Kearney-Coldwell Area - Fire Station Site	5,000.
	501 - Eastern La Loma Area - Park Site	35,000.
	503 - Garden Refuse Disposal	50,000.
	503 - Water Companies Survey	5,000.
	501 - Northern Blvd., Acquisition	23,000.
	503 - Co-op. Street Paving Program	10,000.
	503 - Sub-Trunk, McHenry from Granger to Hintz	13,000.
	503 - Traffic Signal, 12th & J Sts.	2,500.
FROM:	Special Capital Outlay Reserve - 600	$ 5,000.
TO:	Communications Center and Alarm System Expansion - 501	5,000.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20 day of August, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Hammond, Spaulding, Mayor Marks

NOES: None

ABSENT: Arata, Merrill, Robinson

ATTEST: Rex E. Gailfus
REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-273

A RESOLUTION APPOINTING JACK R. JONES A MEMBER OF THE MODESTO CITY BOARD OF ZONING ADJUSTMENT

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

WHEREAS, Elmer L. Winger, on said Board, resigned on July 9, 1958,

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:

Jack R. Jones for a term expiring January 1, 1962

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 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 20th day of August, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Spaulding, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: [signature]
Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-274

A RESOLUTION APPOINTING RAY STARN A MEMBER OF THE MODESTO CITY PERSONNEL COMMISSION

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

WHEREAS, Thomas K. Beard, on said Commission, resigned on August 13, 1958,

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:

Ray Starn for a term expiring January 1, 1959

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 20th day of August, 1958, by Councilman Arata, who moved its adoption, which motion being suly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Spaulding, Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Robinson

ATTEST: Irene M. Collins
Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-275

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF A CONCRETE SIDEWALK ON SYCAMORE AVENUE BETWEEN ROSEBURG AND ORANGEBURG AVENUES IN THE CITY OF MODESTO.

WHEREAS, Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of sidewalks and/or curbs 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 east side of Sycamore Avenue between Roseburg and Orangeburg Avenues,

WHEREAS, the Council, did, on August 6, 1958, adopt its Resolution No. 58-252, directing the Superintendent of Streets to give notice requiring the construction of a concrete sidewalk on Sycamore Avenue between Roseburg and Orangeburg Avenues in the City of Modesto, as provided therein, and

WHEREAS, the Council, did by said resolution, set the 20th day of August, 1958, at 4:15 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 owner 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. 58-252, 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 58-252 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 20 day of August, 1958, by ~~Councilman~~ Mayor Marks, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Hammond, Merrill, Spaulding, Mayor Marks

NOES: None

ABSENT: Robinson

ATTEST: Rex E. Collins
REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-276

A RESOLUTION ACCEPTING THE BID OF $1,313.68 FROM TANNER CONSTRUCTION CO. FOR THE CONSTRUCTION OF CURB AND GUTTER IN ASHBY PARK

WHEREAS, Resolution No. 58-245, adopted by the Council of the City of Modesto on August 6, 1958, approved the plans and specifications for the construction of curb and gutter in Ashby Park

and authorized the calling for bids, and

WHEREAS, the bids received for the construction of curb and gutter in Ashby Park

were opened at 2:15 P.M. August 18, 1958 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 Tanner Construction Company in the sum of $1,313.68

be accepted as the lowest responsible bid., and that minor irregularities in the bid be waived.

NOW, THEREFORE, BE IT RESOLVED that the bid of Tanner Construction Company in the sum of $1,313.68

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20 day of August, 1958, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Adams was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Merrill, Spaulding, Mayor Marks

Noes: None

Absent: Robinson

ATTEST: Irene M. Wilson
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-277

A RESOLUTION ACCEPTING THE BID OF GEORGE REED IN THE AMOUNT OF $22,349.50 FOR THE IMPROVEMENT OF "L" STREET FROM 10TH TO 14TH STREETS AND 17TH STREET FROM "H" STREET TO "I" STREET IN THE CITY OF MODESTO

WHEREAS, Resolution No. 58-246, adopted by the Council of the City of Modesto on August 6, 1958, approved the plans and specifications for the improvements to "L" Street from 10th Street to 14th Street and 17th Street from "H" Street to "I" Street and authorized the calling for bids, and

WHEREAS, the bids received for the improvement of "L" Street from 10th Street to 14th Street and 17th Street from "H" Street to "I" Street were opened at 2:00 P.M. on August 18, 1958 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 in the amount of $22,349.50

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of George Reed in the amount of $22,349.50

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20 day of August, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Merrill was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Merrill, Spaulding, Mayor Marks

Noes: None

Absent: Robinson

ATTEST: Jesse W. Collins
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-278

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR CONSTRUCTION OF EXTENSION OF COFFEE ROAD SANITARY SEWER TO ZLAB NO. 2 SUBDIVISION

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

Section 1. The plans and specifications for construction of Extension of Coffee Road Sanitary Sewer to Zlab 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, 717 10th Street, in the City of Modesto, on September 2, 1958 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 20 day of August, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Spaulding, Mayor Marks

Noes: None Absent: Robinson

ATTEST: Irene M. Colleran
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-279

A RESOLUTION GRANTING REQUEST OF TOWN HOUSE LODGE FOR VARIANCE FROM CURB CUT PROVISIONS OF THE MODESTO MUNICIPAL CODE FOR LODGE LOCATED AT 909 16TH STREET IN THE CITY OF MODESTO

WHEREAS, the Town House Lodge, located at 909 16th Street in the City of Modesto has filed a request for variance from curb cut provisions of the Modesto Municipal Code,

SECTION 7-1.104 (a) --maximum width of driveway not to exceed 30 feet

to install a driveway 36 feet in width on 16th Street, and

WHEREAS, the Director of Public Works has inspected this property and has determined that on-street parking, as it now exists, would not be affected by the increase of 6 feet in the curb cut as two on-street parking spaces would be eliminated whether the driveway was 30 feet or 36 feet in width.

NOW, THEREFORE, BE IT RESOLVED that the request of Town House Lodge for a variance from the provision of the Modesto Municipal Code 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 20th day of August, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Spaulding, Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Robinson

ATTEST: Anna W. Cole
Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-280

A RESOLUTION APPROVING ALLOCATION OF FUNDS FOR CHRISTMAS STREET DECORATIONS

WHEREAS, the Modesto Retail Merchants, Downtown Division, has filed a request with the Council of the City of Modesto for allocation of funds to be used for the purchase of Christmas street decoration, and

WHEREAS, it is determined to be in the public interest of the City to encourage the decorations of certain commercial areas during the Christmas season,

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Modesto does hereby agree to allocate funds to the Modesto Retail Merchants, Downtown Division, for the purchase of Christmas decorations to be installed on city streets on a participating basis, city funds not to exceed fifty percent of the funds provided by the Association from other sources and not to exceed $5,500, the exact amount of the payment to be determined by the records of the actual cost of obtaining the decorations, and

BE IT FURTHER RESOLVED that the same opportunity be made available to other commercial areas in the city on a proportional basis to be worked out in final form as determined by the circumstances and the nature of proposals submitted by other merchant organizations.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of August, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Spaulding, Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Robinson

ATTEST: Irene W. Collins
Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-281

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO EXPRESSING OPPOSITION TO PROPOSITION NO. 17 AND URGING THE VOTERS OF THE MODESTO COMMUNITY TO VOTE AGAINST THIS INITIATIVE MEASURE AT THE NOVEMBER, 1958 ELECTION

WHEREAS, Proposition No. 17, an initiative tax measure, on the ballot at the General Election on November 4, 1958, would, if adopted;:

1- Slash the State's revenue from the sales tax and shift a portion of that tax load to the shoulders of the income tax payer with a net revenue loss to the State of $50,000,000 per year;

2- Stifle and smother incentive to healthy industrial activity and development required to maintain a sound economy and to assure jobs for the working people of the State;

3- Cause financial repercussions that might well force the State into the field of property taxation, which would further heighten the tax burden on the small home owner and businessman alike;

4- Sharply cut the amount of State funds available for schools, welfare, and other important State functions.

WHEREAS, the State Director of Finance has labeled this proposed proposition the height of fiscal irresponsibility at a time when the cost of bare necessities threaten the State with a deficit of between $200,000,000 and $250,000,000 in 1959-60.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Modesto does hereby express its opposition to Proposition No. 17 because of the dire economic consequences which would result from its adoption, and

BE IT FURTHER RESOLVED that the citizens of the Modesto Community are urged to vote "NO" against the fiscal folly proposed by this measure.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of August, 1958, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Hammond, Spaulding, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Arata, Merrill, Robinson

ATTEST: Anne M. Collins
Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-282

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $800 FROM SPECIAL CAPITAL OUTLAY RESERVE TO SPECIAL CAPITAL OUTLAY FOR THE CORPORATION YARD BUILDING

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

FROM:	Special Capital Outlay Reserve	$800.
TO:	Special Capital Outlay Corporation Yard Building	$800.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20 day of August, 1958, by ~~Councilman~~ Mayor Marks, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Hammond, Spaulding, Mayor Marks

NOES: None

ABSENT: Arata, Merrill, Robinson

ATTEST: Irene M. Collins
REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-283

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $350 FROM GENERAL RESERVE TO MUSIC AND PROMOTION FOR COST OF TRANSPORTATION OF MODESTO BAND TO STATE FAIR

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

FROM: General Reserve 600 $350.

TO: Music and Promotion $350.
Modesto Band 440-61

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27 day of August, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Spaulding, Mayor Marks

NOES: None

ABSENT: Merrill, Robinson

ATTEST: [signature]
REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58 - 284

A RESOLUTION AUTHORIZING THE INSTALLATION OF WATER MAINS IN BEL AIR SUBDIVISION No. 2 AND NORTHGATE SUBDIVISION No. 2

WHEREAS, The Council of the City of Modesto adopted Resolution No. 58-262 on August 13, 1958, for the installation of water mains in Bel Air Subdivision No. 2 and Northgate Subdivision No. 2 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, 1958, 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 estimated that the cost of such work if performed by city forces would be the sum of $1,988.70, and

WHEREAS, this estimate has been approved by the City Manager, and

WHEREAS, in accordance with Section 1307 of the City Charter, the Council declares and determines that, in its opinion, based on the estimate approved by the City Manager, the work in question can 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 provisions of Section 1307 of the Charter of the City of Modesto, that 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 27th day of August, 1958, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes None Absent: None

ATTEST

City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-285

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR UNIT A; ROSEBURG IMPROVEMENT FROM MILLS AVENUE TO VIRGINIA AVE.: B; ORGAGEBURG CROSSING OF THE TIDEWATER RAILROAD; AND UNIT C; BRIGGSMORE CROSSING OF THE TIDEWATER RAILROAD

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

Section 1. The plans and specifications for the improvements of Roseburg from Mills Ave. to Virginia Ave.; Orangeburg Crossing of the Tidewater Railroad, and Briggsmore Crossing of the Tidewater Railroad

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on September 8, 1958 at 3:00 P.M.
and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form and manner provided by law.

Section 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27 day of August, 1958, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None Absent: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-286

A RESOLUTION APPROVING CERTAIN ITEMS TO BE CHANGED BY ADDENDA IN THE PLANS AND SPECIFICATIONS FOR THE NEW CITY HALL

WHEREAS, certain changes are necessary in the plans and specifications for the new City hall, and

WHEREAS, other changes may be necessary later.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the following changes are hereby approved and the staff and architect are instructed to so notify prospective bidders by addenda, and

BE IT FURTHER RESOLVED that additional addenda may be issued and promulgated as indicated below:

1- Relocation of emergency generator room due to the arrangement of the M.I.D. transformer vault already constructed, to be moved to the east toward 11th Street far enough to provide the additional room for the exhaust from the power vault.

2- Seating facility for the general public in the Council Chamber. This should not be included in the general contract in order to permit the Council to select a better and more practical type of seating facility.

3- Wood dividers between the concrete bricks in the court are to be replaced with brick dividers.

4- To interchange the location of the telephone equipment room and the switch board room due to the location of the M.I.D. Transformer Vault.

5- Authorize the staff to prepare and issue additional addenda as are needed to interpret or to describe in greater detail the plans and specifications.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of August, 1958, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX. E. GAILFUS
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-287

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $2,550 FROM SPECIAL CAPITAL OUTLAY RESERVE TO SPECIAL CAPITAL OUTLAY FOR COMPLETION OF THE CONTRACT FOR RECONSTRUCTION OF "L" STREET, 10TH TO 14TH AND 17TH STREET FROM "H" TO "I"

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

FROM:	Special Capital Outlay Reserve	$2,550.
TO:	Special Capital Outlay	$2,550.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27 day of August, 1958, by Councilman Spaulding, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

NOES: None

ABSENT: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-288

A RESOLUTION ACCEPTING THE CONSTRUCTION OF ONE TEN UNIT "T" HANGAR AT MODESTO CITY-COUNTY AIRPORT BY R. J. NAYLOR COMPANY

WHEREAS, a report has been filed by the Director of Public Works that the construction of one ten unit "T" hangar at the Modesto City-County Airport

has been completed by R. J. Naylor Company

in accordance with the contract agreement dated May 28, 1958

NOW, THEREFORE, BE IT RESOLVED that the construction of one ten unit "T" hangar at the Modesto City-County Airport

be accepted from said contractor R. J. Naylor Company

that Nctice 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 27 day of August, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-289

A RESOLUTION AUTHORIZING CITY PARTICIPATION IN THE PREMIUM PAYMENT FOR A GROUP HEALTH INSURANCE PLAN FOR EMPLOYEES OF THE CITY OF MODESTO AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE INSURANCE APPLICATION FORM ON BEHALF OF THE CITY AND AUTHORIZING PAYROLL DEDUCTION FOR PREMIUMS IN EXCESS OF CITY PARTICIPATION

WHEREAS, the Modesto Personnel Commission and City Manager have recommended "that the City participate in the premium payment of a single group health insurance program for all City employees in the amount of at least four dollars ($4.00) per month and preferably all of the employee's premium not to exceed five dollars ($5.00) per month", and

WHEREAS, it is determined to be in the interest of the City to participate in the premium payment as so recommended, and

WHEREAS, group health insurance plan is available to employees and their dependents at substantial premium savings on the basis of employer participation,

NOW, THEREFORE BE IT RESOLVED:

1. That, the City of Modesto will participate in the payment of the premium for a single group health insurance plan for the employees of the City, to the extent of four dollars ($4.00) or the employees' premiums to a maximum of five dollars ($5.00) per month.

2. That, the City Manager is authorized to sign the application for the group health insurance plan on behalf of the City of Modesto.

3. That, upon the execution of the forms requesting and approving payroll deduction, the Director of Finance is authorized to withhold from payroll check the amount for the group health insurance plan, for employees and their dependents, which may be in excess of the City participation.

4. That, the City does not assume financial responsibility for the payment of any premiums due under the group health insurance plan beyond that authorized and accepted by this resolution.

5. That, Resolution No. 57-503, entitled, "A RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO WITHHOLD GROUP INSURANCE PREMIUMS FROM THE PAYROLL CHECKS OF CERTAIN EMPLOYEES OF THE CITY OF MODESTO", adopted by the City Council on November 6, 1957, 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 August, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: Rex E. Gailfus, City Clerk

RESOLUTION NO. 58-290

This number was not used.

MODESTO CITY COUNCIL
RESOLUTION NO. 58- 291

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, "Schedule of Salary Ranges in the City Service", which is attached hereto and hereby made a part hereof, are hereby established, effective August 1, 1958.

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 August 1, 1958.

SECTION 3. REPEALS. Sections 1 and 2 of Resolution No. 57-282 are rescinded, effective August 1, 1958.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27 day of August, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

NOES: None

ABSENT: None

ATTEST: _____
City Clerk

(SEAL)

City of Modesto

SCHEDULE OF SALARY RANGES IN THE CITY SERVICE
(Exhibit A)

RANGE NO.	STEP A Normal Hiring Rate	STEP B First Incentive Rate	STEP C Fully Qualified Rate	STEP D Above Avg. Performance or Seniority Incentive	STEP E Outstanding Performance or Second Seniority Incentive
1	$160	$170	$180	$190	$200
2	170	180	190	200	210
3	180	190	200	210	220
4	190	200	210	220	231
5	200	210	220	231	243
6	210	220	231	243	255
7	220	231	243	255	268
8	231	243	255	268	281
9	243	255	268	281	295
10	255	268	281	295	310
11	268	281	295	310	325
12	281	295	310	325	341
13	295	310	325	341	358
14	310	325	341	358	376
15	325	341	358	376	395
16	341	358	376	395	415
17	358	376	395	415	436
18	376	395	415	436	458
19	395	415	436	458	481
20	415	436	458	481	505
21	436	458	481	505	530
22	458	481	505	530	556
23	481	505	530	556	584
24	505	530	556	584	613
25	530	556	584	613	644
26	556	584	613	644	676
27	584	613	644	676	710
28	613	644	676	710	745
29	644	676	710	745	782
30	676	710	745	782	821
31	710	745	782	821	862
32	745	782	821	862	905
33	782	821	862	905	950
34	821	862	905	950	1000

August 1, 1958

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

RANGE 5 $200-210-220-231-243

No Classes

RANGE 6 $210-220-231-243-255

Clerk I

RANGE 7 $220-231-243-255-268

No Classes

RANGE 8 $231-243-255-268-281

Clerk II
Jr. Stenographer Clerk
Typist

RANGE 9 $243-255-268-281-295

Account Clerk
Telephone Operator

RANGE 10 $255-268-281-295-310

Janitor
Personnel Clerk
Stenographer Clerk

RANGE 11 $268-281-295-310-325

Laborer

RANGE 12 $281-295-310-325-341

Office Service Clerk
Police Clerk Dispatcher
Pump Operator

RANGE 13 $295-310-325-341-358

Administrative Aide I
Janitor Leadman
Jr. Engineering Aide
Maintenance Man
Poundmaster
Sr. Account Clerk
Tree Trimmer I

RANGE 14 $310-325-341-358-376

Accountant I
Equipment Serviceman
Nurseryman
Parking Enforcement Officer
Pump Maintenance Man
Secretary
Sewage Plant Operator
Special Maintenance Man
Stores and Equipment Clerk

RANGE 15 $325-341-358-376-395

Fireman
Heavy Equipment Operator
Legal Secretary
Traffic Painter
Tree Trimmer II

RANGE 16 $341-358-376-395-415

Administrative Aide II
Airport Manager
Electrician I
Engineering Aide
Equipment Mechanic I
Fire Alarm Operator
Fire Engineer
Laboratory Technician
Parks Leadman
Patrolman I
Public Works Leadman
Sr. Sewage Plant Operator

RANGE 17 $358-376-395-415-436

Assistant City Clerk
Equipment Mechanic II

Policewoman
Recreation Supervisor
Secretary to City Manager

RANGE 18 $376-395-415-436-458

Accountant II
Chief Mechanic
Chief Pump Maintenance Man
Fire Lieutenant
Electrician II
Greenskeeper
Parks Foreman
Patrolman II
Public Works Foreman
Fire Technician

RANGE 19 $395-415-436-458-481

Administrative Assistant
Building Inspector
Personnel Technician
Purchasing Assistant
Senior Engineering Aide

RANGE 20 $415-436-458-481-505

Chief Cashier
Fire Captain
Planning Technician
Police Sergeant

RANGE 21 $436-458-481-505-530

Construction Inspector
Recreation Superintendent
Sewage Plant Superintendent

RANGE 22 $458-481-505-530-556

Accountant III
Chief Electrician
Fire Marshall
Land Agent & Project Assistant
Police Lieutenant
Service Division Superintendent

RANGE 23 $481-505-530-556-584

Associate Planner
Civil Engineering Assistant
Construction & Maintenance Supt.

RANGE 24 $505-530-556-584-613

Asst. Fire Chief
Asst. to Public Works Director
Chief Building Official
Police Captain

RANGE 25 $530-556-584-613-644

Senior Planner

RANGE 26 $556-584-613-644-676

No Classes

RANGE 27 $584-613-644-676-710

Assistant City Manager
Associate Civil Engineer

RANGE 28 $613-644-676-710-745

Fire Chief

RANGE 29 $644-676-710-745-782

Parks & Recreation Director

RANGE 30 $676-710-745-782-821

Assistant Public Works Director
Finance Director
Police Chief

RANGE 31 $710-745-782-821-862

Parking & Traffic Director
Planning Director

RANGE 32 $745-782-821-862-905

No Classes

RANGE 33 $782-821-862-905-950

No Classes

RANGE 34 $821-862-905-950-1,000

Public Works Director

LIBRARY RATES

Librarian I -
$290-304-318-333-349

Librarian II -
$318-333-349-365-382

Library Assistant -
$253-265-277-290-304

Effective August 1, 1958

MODESTO CITY COUNCIL
RESOLUTION NO. 58-292

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $41,938 FROM RESERVES TO SALARIES AND WAGES FOR SALARY ADJUSTMENTS AND TO MISCELLANEOUS UNCLASSIFIED BUDGET FOR GROUP HEALTH INSURANCE

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

FROM:	Reserve - 600	$174.
TO:	Salaries and Wages Regular - 110-62	$165.
	Retirement Contribution - 425-62	$ 9.
FROM:	Reserve - 600	$215.
TO:	Salaries and Wages, Regular - 110-48	$198.
	Salaries and Wages, Utility Crew - 110-48	$ 17.
FROM:	General Reserve - 600	$41,549.
TO:	Salaries and Wages, per attached schedule	25,881.
	Retirement Contribution - 425-65	1,312.
	Compensation Insurance - 411-65	565.
	Health Insurance - 426-65	13,791.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27 day of August, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

NOES: None

ABSENT: None

ATTEST: REX E. GAILFUS, City Clerk

General Fund

August 27, 1958

Department	Account No.	Account Name	Budget Adjustment
City Hall Building	110-19	Salaries & Wages Regular	$ 489.00
Fire	110-21	Salaries & Wages Regular	2,508.00
Police	110-22	Salaries & Wages Regular	3,635.00
Recreation	110-31	Salaries & Wages Regular	715.00
Youth Center	110-32	Salaries & Wages Regular	225.00
Parks	110-35	Salaries & Wages Regular	4,994.00
Community Service Center	110-36	Salaries & Wages Regular	143.00
Golf Course	110-37	Salaries & Wages Regular	645.00
Engineering & Adm.	110-41	Salaries & Wages Regular	1,915.00
Engineering & Adm.	110-41	Salaries & Wages Utility Crew (Credits)	(1,915.00)
Electrical	110-43	Salaries & Wages Utility Crew	58.00
Airport	110-46	Salaries & Wages Regular	230.00
Airport	110-46	Salaries & Wages Utility Crew	20.00
Water	110-50	Salaries & Wages Regular	2,211.00
Water	110-50	Salaries & Wages Utility Crew	574.00
Streets	110-51	Salaries & Wages Regular	5,644.00
Streets	110-51	Salaries & Wages Utility Crew	944.00
Sewers	110-52	Salaries & Wages Regular	527.00
Sewers	110-52	Salaries & Wages Utility Crew	274.00
Sewage Disposal	110-53	Salaries & Wages Regular	2,017.00
Sewage Disposal	110-53	Salaries & Wages Utility Crew	28.00
		TOTAL GENERAL FUND	$ 25,881.00

MODESTO CITY COUNCIL
RESOLUTION NO. 58-293

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 (MARK RANDY)

WHEREAS, the Modesto City Planning Commission held a public hearing on July 15 and it was further considered on August 19, 1958, in the Council Chambers for the purpose of considering an application filed by Mark Randy, 2224 McHenry, to amend Section 16 of the Zoning Map to reclassify from Single-Family Zone, R-1, to Multiple-Family Zone, R-3, and Neighborhood-Commercial Zone, C-1, the following described property:

From R-1 to R-3, the east 330 feet of the north 200 feet of Lot 14 and the east 330 feet of Lot 13 of the Coffee Colony; and

From R-1 to C-1, the west 330 feet of the north 200 feet of Lot 14 and the west 330 feet of Lot 13 of the Coffee Colony.

WHEREAS, the said Commission, after hearing evidence both oral and documentary, on the proposed amendment, adopted Resolution No. 455 recommending to the Council that Section 16 of the Zoning Map be amended as follows:

That the west 330 feet of the north 200 feet of Lot 14 and the west 330 feet of Lot 13 of the Coffee Colony, be changed from R-1, Single-Family Residential Zone, to C-1, Neighborhood-Commercial Zone; and

That the east 330 feet of the north 200 feet of Lot 14 and the east 330 feet of Lot 13 of Coffee Colony be changed from R-1, Single-Family Residential Zone, to R-3, Multiple-Family Residential Zone.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment be set for 8:00 P.M., Wednesday, September 24, 1958, in the Council Chamber 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 August, 1958, by Councilman Spaulding, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: [signature]
City Clerk

RESOLUTION NO. 58-294

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION OF THE ZLAB SUBDIVISION NO. 2 ADDITION TO THE CITY OF MODESTO AND FIXING THE TIME AND PLACE FOR HEARING OBJECTIONS TO THE PROPOSED ANNEXATION.

WHEREAS, a petition for annexation to the City of Modesto was filed by Joe A. Zlab and Lois Zlab on August 4, 1958, to annex to the City of Modesto, under the provisions of the Annexation of Uninhabited Territory Act of 1939, as amended, the area or territory hereby designated as the ZLAB SUBDIVISION NO. 2 ADDITION, situate in the County of Stanislaus, State of California, and contiguous to the City of Modesto, described as follows:

All that certain real property situate in the State of California, County of Stanislaus, Section 21, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, and more particularly described as follows:

Commencing at the Northwestern corner of the Downey High School and John Muir Elementary School site as annexed by a resolution of the Stanislaus County Board of Supervisors, August 10, 1950, and the Eastern corner of the Zlab Addition, filed January 18, 1956, as Instrument No. 1481, Stanislaus County Records, said point being on the section line common to Section 21 and 22, Township 3 South, Range 9 East, and also being on the existing City Limits and on the center line of Coffee Road; thence Westerly along the existing City Limits, and the Northern boundary line of said Zlab Addition a distance of 25' to the true point of beginning; thence continuing along the existing City Limits and the Northern boundary line of said Zlab Addition the following Bearings and Distances: South 89° 56' West a distance of 20'; thence North 0° 36' West a distance of 58.53' to a point on the South line of the property conveyed to John H. and Emma E. Lynch by Instrument recorded November 12, 1940, as Instrument No. 40-15008, Stanislaus County Records; thence continuing along the existing City Limit and Northern boundary line of said Zlab Addition the following bearings and distances: South 89° 19' 50" West a distance of 191.28'; thence North 0° 36' West a distance of 144.05'; thence South 70° 19' West a distance of 125.61'; thence North 89° 42' 30" West a distance of 305.28' to the Northwest corner of said Zlab Addition, said corner also being on the Western Line of the East one-half of Lot 11 of the Rice Colony, as recorded in Volume 1

of Maps, Page 54, Stanislaus County Records; thence Northerly along said Western Line of the East one-half of Lot 11 of the Rice Colony, to a point on the Northern Line of said Lot 11 of the Rice Colony; thance Easterly along the Northern Line of Lot 11 of the Rice Colony, to the Northeastern corner of said Lot 11 of the Rice Colony, said corner also being on the Western Line of Coffee Road; thence Southerly along the Eastern Line of Lot 11 of the Rice Colony and the Western Line of said Coffee Road to the point of beginning, containing 5.092 acres, more or less,

and

WHEREAS, the County Boundary Commission of Stanislaus County has heretofore approved the proposed boundaries of said territory as to definiteness and certainty, and

WHEREAS, said petition was referred to the Planning Commission of the City of Modesto for investigation, report and recommendation, and

WHEREAS, the Planning Commission has heretofore rendered its report and recommendation to the Council, favoring the annexation of said territory, and

WHEREAS, it appears to the Council of the said City and the Council after hearing evidence finds that said petition is in proper form and that the real property described therein and hereinabove described is contiguous to the City of Modesto and that said petition is signed by the owners of not less than one-fourth of the land in the territory by area, and by assessed value as shown on the last equalized assessment roll of the County of Stanislaus, being the County in which the territory is situated, and that less than twelve registered voters reside within said territory, and that said territory is uninhabited territory within the meaning of the Annexation of Uninhabited Territory Act of 1939,

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

SECTION 1. NOTICE IS HEREBY GIVEN that the **8th** day of **October**, 19**58**, at the hour of **8:00** o'clock p.m. of said day, in the Council Chambers at the McHenry Public Library, located at Fourteenth and I Streets 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. At any time before the hour set for hearing objections, any owner of property within the territory may file written protests against the annexation, which protest shall state the name of the owner of the property affected and the description and area of the property in general terms.

SECTION 2. 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 ~~Journal and the Valley Citizen~~ Bee, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto, and shall also cause a copy of this resolution to be published in the Turlock Daily Journal, being a newspaper of general circulation published outside of 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.

SECTION 3. 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.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27 day

of August, 1958, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-295

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR INSTALLATION OF SUB-TRUNK SEWER IN COFFEE ROAD TO ZLAB 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 sub-trunk sewer in Coffee Road to Zlab 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, 717 10th Street, in the City of Modesto, on September 15, 1958 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 3 day of September, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None Absent: Adams

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-296

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $520 FROM GENERAL RESERVE TO CAPITAL OUTLAY FOR BASEBALL BACKSTOPS IN J. M. PIKE AND THOMAS B. SCOTT PARKS

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

FROM:	General Reserve	$520.
TO:	Capital Outlay Baseball Backstop 503-35	$520.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3 day of September, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

NOES: None

ABSENT: Adams

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-297

A RESOLUTION APPROVING LEASE AGREEMENT BETWEEN THE CITY OF MODESTO AND PAUL J. CROSS AND FARIDA I. CROSS FOR RENTAL OF STORE ROOM LOCATED AT 905 AND 907 COMMERCIAL WAY IN THE CITY OF MODESTO

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the lease Agreement between the City of Modesto and Paul J. Cross and Farida I. Cross

for rental of store room located at 905 and 907 Commercial Way in the City of Modesto

be, and it is hereby approved, and

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3 day of September, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None Absent: Adams

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-298

LEASE
A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND D. M. CRISS FOR RENTAL OF DWELLING AND LOT LOCATED AT 1435 CARVER ROAD IN THE CITY OF MODESTO

BE IT HEREBY RESOLVED by the Council of the City of Modesto
lease
that the/Agreement between the City of Modesto and D. M. Criss

for rental of dwelling and lot located at 1435 Carver Road in the City of Modesto

be, and it is hereby approved, and

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3 day of September, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None Absent: Adams

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-299

A RESOLUTION ACCEPTING THE BID OF $12,160.40 FROM M. J. RUDDY & SON FOR UNIT A; ROSEBURG IMPROVEMENT FROM MILLS AVENUE TO VIRGINIA AVENUE: UNIT B; ORANGEBURG CROSSING OF THE TIDEWATER RAILROAD; AND UNIT C; BRIGGSMORE CROSSING OF THE TIDEWATER RAILROAD

WHEREAS, Resolution No. 58-285, adopted by the Council of the City of Modesto on August 27, 1958, approved the plans and specifications for the improvements of Rosebrug from Mills Avenue to Virginia Avenue; Orangeburg Crossing of the Tidewater Railroad, and Briggsmore Crossing of the Tidewater Railroad and authorized the calling for bids, and

WHEREAS, the bids received for the improvements of Roseburg from Mills Avenue to Virginia Avenue; and Orangeburg and Briggsmore Crossings of the Tidewater Railroad were opened at 3:00 P.M. on September 8, 1958 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 sum of $12,160.40

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of M. J. Ruddy & Son in the sum of $12,160.40

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10 day of September, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Arata was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Merrill, Mayor Marks

Noes: None

Absent: Hammond, Robinson, Spaulding

ATTEST: [signature] CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-300

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR THE FURNISHING OF RENTAL OF EARTH MOVING EQUIPMENT FOR CONSTRUCTION WORK ON THE DRYDEN PARK MUNICIPAL GOLF COURSE

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

Section 1. The plans and specifications for the furnishing of rental of earth moving equipment for construction work on the Dryden Park Municipal Golf Course

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on September 29, 1958 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 10 day of September, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Merrill, Mayor Marks

Noes: None Absent: Hammond, Robinson, Spaulding

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-301

A RESOLUTION ACCEPTING THE CONSTRUCTION OF RUNWAY AND TAXIWAY FACILITIES AT THE MODESTO CITY-COUNTY AIRPORT FROM W. H. DARROUGH & SONS; AUTHORIZING PAYMENT OF AMOUNTS DUE AND RECORDATION OF NOTICE OF COMPLETION WITH THE COUNTY RECORDER

WHEREAS, a report has been filed by the Director of Public Works that the construction of runway and taxiway facilities at the Modesto City-County Airport

has been completed by W. H. Darrough & Sons

in accordance with the contract agreement dated October 16, 1957

NOW, THEREFORE, BE IT RESOLVED that the construction of runway and taxiway facilities at the Modesto City-County Airport

be accepted from said contractor W. H. Darrough & Sons

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 10 day of September, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Merrill, Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Hammond, Robinson, Spaulding

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-302

A RESOLUTION GRANTING REQUEST OF JIM FRAZIER TO PERMIT THE POLE SIGN ERECTED AT 1324 TENTH STREET TO REMAIN AT THE HEIGHT INSTALLED OF FORTY-ONE (41') FEET

WHEREAS, Jim Frazier has filed a request with the City Council for permission to leave the pole sign installed at 1324 10th Street to remain at 41 feet height, and

WHEREAS, Section 9-6.26, Subsection b(5) of the Modesto Municipal Code provides:

> "No pole sign shall have its highest point extended more than 35 feet above the ground level; provided, however, that the Council may authorize the erection of a pole sign in excess of said height limitation provided it finds that said sign shall not endanger the public health, safety or welfare". and

WHEREAS, the Council has, after hearing oral evidence determined that the granting of the request would not endanger the public health, safety or welfare.

NOW, THEREFORE, BE IT RESOLVED, that pursuant to Sec. 9-6.26 of the Municipal Code, the Council of the City of Modesto does hereby authorize Jim Frazier to install and maintain a pole sign 41 feet in height at his used car lot located at 1324 Tenth Street.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of September, 1958 by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Merrill, Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Hammond, Robinson, Spaulding

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-303

A RESOLUTION DIRECTING COLLECTION OF ASSESSMENTS UPON TAX ROLLS FOR IMPROVEMENT DISTRICT NO. 6.

WHEREAS, the City Council of the City of Modesto, did on the 15th day of May, 1957, pass its Resolution of Intention No. 258 for the construction of improvements in Improvement District No. 6 of the City of Modesto, Stanislaus County, California; and

WHEREAS, said resolution provided for the collection of certain assessments on the tax rolls in accordance with the provisions of Chapter 18.1 of the Improvement Act of 1911;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Modesto, County of Stanislaus, California, and said City Council hereby finds that assessments of less than Fifty and no/100ths ($50.00) Dollars now remaining unpaid, together with the amount thereof, the description of the properties against which said assessments are a lien, and the amount of interest thereon from the date of the filing of the original list of unpaid assessments at the rate of one per cent (1%) per month to December 31, 1958, are as follows:

Asst. and Diagram No.	Amt. of Asst.	Description of Property	Amts. of Interest	Total Principal and Interest
6079-1	$ 30.95	Wilen Tract, Block 6079 North 36.54' of Lot 1.	$ 4.02	$ 34.97
6080-16	42.37	Wilen Tract, Block 6080 South 50' of Lot 15.	5.51	47.88

AND BE IT FURTHER RESOLVED that the said assessments, together with the interest thereon to December 31, 1958, shall be extended upon the tax rolls upon which general taxes of the City of Modesto are collected; and

BE IT FURTHER RESOLVED that the said assessments shall be collected at the same time and in the same manner as the general municipal taxes of the City of Modesto are collected and shall be subject to the same penalties and interest and the same procedure under foreclosure and sale in case of delinquency as provided for general municipal taxes; and

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be delivered immediately to the County Auditor, County of Stanislaus, as the officer designated by the Modesto Municipal Code to extend City of Modesto taxes upon the general tax roll on which said taxes are collected; and

BE IT FURTHER RESOLVED that said assessments and the interest thereon so entered to the 31st day of December, 1958, shall become due and payable by the City of Modesto to the contractor or his assigns at the office of the City Treasurer of the said City of Modesto on the 2nd day of January, 1959.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10 day of September, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Merrill, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Hammond, Robinson, Spaulding

ATTEST:
REX E. GAILFUS, City Clerk

(SEAL)

I HEREBY CERTIFY that the foregoing resolution was regularly and duly adopted by the City Council of the City of Modesto, Stanislaus County, California, at a regular meeting thereof held on the 10 day of September, 1958, by the following vote, to wit:

AYES: Councilmen: Adams, Arata, Merrill, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Hammond, Robinson, Spaulding

REX E. GAILFUS, City Clerk,
City of Modesto, Stanislaus
County, California

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-304

A RESOLUTION ACCEPTING THE BID OF $3,743 FROM GEORGE REED FOR INSTALLATION OF SUB-TRUNK SEWER IN COFFEE ROAD TO ZLAB NO. 2 SUBDIVISION

WHEREAS, Resolution No. 58-295, adopted by the Council of the City of Modesto on Sept. 3, 1958, approved the plans and specifications for the installation of Sub-Trunk Sewer in Coffee Road to Zlab No. 2 Subdivision
and authorized the calling for bids, and

WHEREAS, the bids received for the installation of Sub-Trunk Sewer in Coffee Road to Zlab No. 2 Subdivision
were opened at 2:00 P.M. September 15, 1958 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 in the sum of $3,743.

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of George Reed in the sum of $3,743.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17 day of Sept., 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Robinson was upon roll call carried and the resolution adopted by the following vote:

Ayes:	Councilmen:	Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks
Noes:	Councilmen:	None
Absent:	Councilmen:	None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58- 305

A RESOLUTION ACCEPTING THE AUDIT OF THE CITY OF MODESTO RECORDS FOR THE YEAR ENDING JUNE 30, 1958 FROM C. D. NATTINGER & COMPANY AND AUTHORIZING PAYMENT FOR AUDIT IN THE SUM OF $1,400.00

BE IT HEREBY RESOLVED that the audit report of the City of Modesto records for the year ended June 30, 1958, prepared by C. D. Nattinger & Company be, and it is hereby accepted, and

BE IT FURTHER RESOLVED that the claim of said company for said audit report in the sum of $1,400.00 be, and it is hereby allowed and the Director of Finance is authorized to draw warrant in payment of said claim.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of September, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Robinson, Spaulding, Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Merrill

ATTEST: _____
REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58--306

A RESOLUTION ACCEPTING THE CONSTRUCTION OF CURB AND GUTTER IN ASHBY PARK FROM TANNER CONSTRUCTION COMPANY; AUTHORIZING PAYMENT OF AMOUNTS DUE AND RECORDATION OF NOTICE OF COMPLETION WITH THE COUNTY RECORDER

WHEREAS, a report has been filed by the Director of Public Works that the construction of curb and gutter in Ashby Park

has been completed by Tanner Construction Company

in accordance with the contract agreement dated August 20, 1958

NOW, THEREFORE, BE IT RESOLVED that the construction of curb and gutter in Ashby Park

be accepted from said contractor Tanner Construction Company

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 17 day of September, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Robinson, Spaulding, Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Merrill

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-307

A RESOLUTION OF POLICY ON COMPLETION OF DRYDEN PARK MUNICIPAL GOLF COURSE AND MAINTENANCE OF MODESTO MUNICIPAL GOLF COURSE

WHEREAS, the Modesto Municipal Golf Course is in need of some additional maintenance, and

WHEREAS, the Modesto Golf Club has requested that the course be kept in as good a playing condition as possible without too great an expenditure, and

WHEREAS, the Council members have indicated that they would like to keep the nine hole course in as good condition as possible with a minimum amount of expenditure until one year following the completion of the 18 hole course.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it mades a declaration of policy that:

1. The 18 hole course be completed by the fall of 1959;
2. The determination on the future of the 9 hole course be made at the expiration of one year following the completion of the 18 hole course;
3. The present level of maintenance of the 9 hole golf course be continued, supplemented by the reconstruction of three greens at an estimated cost of $1500 ($500 already budgeted, and $1000 to be appropriated out of the General Reserve Fund)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of September, 1958, by Councilman Spaulding, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Robinson, Spaulding, Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Merrill

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-308

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $1000 FROM THE GENERAL RESERVE TO THE MODESTO MUNICIPAL GOLF COURSE FOR RECONSTRUCTION OF GREENS

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

FROM:	General Reserve - 600	$1000
TO:	Golf Course 9 hole 224-37 Maintenance and Repairs Building and Grounds	$1000

Additional funds needed to provide for minimum reconstruction of two golf greens as approved by the City Council

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17 day of September, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

NOES: None

ABSENT: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-309

A RESOLUTION APPROVING REQUEST OF WALMAR PROPERTIES, CORPORATION, FOR VARIANCE FROM THE PROVISIONS OF THE MUNICIPAL CODE TO PERMIT BLACKTOP INSTALLED TO REMAIN AT 1417 COLDWELL IN THE PUBLIC RIGHT OF WAY

WHEREAS, Walmar Properties Corporation has filed a request for a variance from the provisions of Section 7-1.203(c) of the Modesto Municipal Code to permit a blacktop surface already installed to remain in the driveway, driveway approach and sidewalk area at 1417 Coldwell Avenue in the City of Modesto, and

WHEREAS, the Director of Public Works reported that if a request had been submitted to the City Council prior to installation, the Department would have recommended granting of the same on a temporary basis for the reasons that:

(a) The street needs to be widened and improved with dedications of rights of way required of 10' on each side;

(b) The dedication of the necessary right of way and the installation of an isolated section of curb and gutter at this time would be undesirable due to the lack of improvement in the balance of that section of the street and the attendant problem of drainage of an isolated section;

(c) Under date of July 23, 1958, the Council adopted Resolution No. 58-235 establishing the basis upon which special permission will be granted by the Council to construct sidewalks, driveways, driveway approaches, curb or curb and gutter work of materials other than concrete.

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

SECTION 1. Permission is hereby granted to said applicant to allow the blacktop material installed thereat to remain in the driveway, driveway approach and sidewalk area at 1417 Coldwell Avenue subject to the other provisions of this resolution.

SECTION 2. Said permission is granted subject to 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, agrees to dedicate without cost to the City, a right of way ten (10') feet wide along its property for the purpose of widening Coldwell Avenue upon request by the City.

(b) Permittee, its successors and assigns, agrees to construct and install, at its own expense, in accordance with City's specifications,

curbs and gutters, standard driveway approaches, and concrete sidewalk in front of its property upon request by the City.

(c) Permittee agrees to post a surety bond or cash deposit in the amount of Five Hundred and no/100ths ($500.00) Dollars with the City to guarantee that said improvements will be made. If a bond is posted it shall be in form satisfactory to the City Attorney.

Failure to comply with any of the aforesaid conditions shall be grounds for revocation of the permission granted by this resolution.

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 written acceptance of this permit and post the required surety bond or cash deposit with the City Clerk and no rights shall be conferred hereby until said acceptance and surety bond or cash deposit 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 September, 1958, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Robinson, Spaulding, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Merrill

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-310

A RESOLUTION ACCEPTING THE BID OF RON FISKE CONSTRUCTION COMPANY FOR PART I-GENERAL CONSTRUCTION, OF THE CITY HALL AND REJECTING ALL OTHER BIDS RECEIVED FOR PART I

WHEREAS, the Council of the City of Modesto adopted Resolution No. 58-261, August 13, 1958, approving the plans, specifications and contract documents for the furnishing of all labor, materials and equipment and performing all work necessary and incidental to the construction of a City Hall and authorized the City Clerk to advertise for sealed proposals for doing the work, in the manner and time prescribed by law, and

WHEREAS, bids for the work were received in the office of the City Clerk at the City Hall, 717 10th Street, until 2:00 P.M., September 16, 1958 and publicly opened and declared at 2:15 P.M. in the City Council Chamber in the basement of McHenry Public Library, 14th and I Streets, on the same date, and

WHEREAS, all bids received for the work were referred to the Architect for examination and calculation, and

WHEREAS, the report on the result of the bidding and calculation of the Architect was reported to the City Council at its next regular meeting held on September 17, 1958, and

WHEREAS, the call for said bids provided for and authorized the submission of segregated bids for specified portions of the work as an alternative to awarding a contract for the entire project, and

WHEREAS, Ron Fiske Construction Company submitted a bid for the work involved in Part I-General Construction, which bid is now on file in the office of the City Clerk, and

WHEREAS, the Council finds and declares that said bid of Ron Fiske Construction Company for PartI- General Construction, is responsive to the call for bids and in conformity with the contract documents and specifications, and the aforesaid bid of Ron Fiske Construction Company is the lowest responsible bid for the work involved and it is in the public interest to award a contract for Part I-General Construction on a segregated bid basis to Ron Fiske Construction Company.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Modesto that all bids and proposals for PartI-General Construction, be rejected, except the aforementioned bid of Ron Fiske Construction Company and that the bid of Ron Fiske Construction Company for the work under Part I-General Construction in the sum of $850,000, including Alternate

1-A in the sum of $2,000 and Alternate "X" in the sum of $5,000, be and it is hereby accepted and a contract is hereby awarded to said bidder as the lowest responsible bidder at the prices named in the bid of said bidder on file in the office of the City Clerk and the execution of a contract by the said bidder and the city's designated officials is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of September, 1958 by Mayor Marks, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Robinson, Spaulding, Mayor Marks

Noes: Hammond, Arata Absent: Merrill

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-311

A RESOLUTION ACCEPTING THE BID OF BAKER-NEWMAN INC., FOR PART II PLUMBING WORK AND PART III-MECHANICAL WORK OF THE CITY HALL AND REJECTING ALL OTHER BIDS RECEIVED FOR THESE PARTS, BOTH SEPARATE AND COMBINED

WHEREAS, the Council of the City of Modesto adopted Resolution No. 58-261, August 13, 1958, approving the plans, specifications and contract documents for the furnishing of all labor, materials and equipment and performing all work necessary and incidental to the construction of a city hall and authorized the City Clerk to advertise for sealed proposals for doing the work in the manner and time prescribed by law, and

WHEREAS, bids for the work were received in the office of the City Clerk, at the City Hall, 717 10th Street, until 2:00 P.M., September 16, 1958 and publicly opened and declared at 2:15 P.M. in the City Council Chamber in the basement of the McHenry Public Library, 14th and I Streets, on the same date, and

WHEREAS, all bids received for the work were referred to the Architect for examination and calculation, and

WHEREAS, the report on the result of the bidding and calculation of the Architect was reported to the City Council at its next regular meeting held on September 17, 1958, and

WHEREAS, the call for said bids provided for and authorized the submission of segregated bids for specified portion of the work as an alternative to awarding a contract for the entire project, and

WHEREAS, Baker-Newman Inc. submitted a combined bid for the work involved in Part II-Plumbing Work and Part III-Mechanical Work, which bid is now on file in the office of the City Clerk, and

WHEREAS, the Council of the City of Modesto finds and declares:

1- That all bids submitted in response to the call for bids on Part II-Plumbing Work and Part III-Mechanical Work, separately, failed to comply with the provisions of the contract documents and specifications requiring the furnishing of a list of subcontractors;

2- That said bid of Baker-Newman Inc. for combined plumbing and mechanical work, Part II and Part III, is responsive to documents and specifications;

3- That the combining of the mechanical and plumbing work, Part 11

and Part III by the award of a single contract, is in the interest of the public and awarding authority;

4- That the aforesaid bid of Baker-Newman, Inc. is the lowest responsible bid for the work involved; and

5- That it is in the public interest and protection to award a contract for said combined plumbing and mechanical work Part II and Part III, to Baker-Newman, Inc.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Modesto that all bids and proposals received for Part II - Plumbing Work and Part III - Mechanical Work, both separately and combined, be rejected, except the aforementioned bid of Baker-Newman, Inc. for work under Part II and Part III, Plumbing and Mechanical Work combined, in the sum of $173,927 including Alternate 3-C in the sum of $10,689 and Alternate "X" in the sum of "None", be and it is hereby accepted and a contract is hereby awarded to said bidder, as the lowest responsible bidder, at the prices named in the bid of said bidder on file in the office of the City Clerk and the execution of a contract by said bidder and the city's designated officials is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of September, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Mayor Marks, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Robinson, Spaulding, Mayor Marks

NOES: Councilmen: Arata, Hammond

ABSENT: Councilmen: Merrill

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-312

A RESOLUTION ACCEPTING THE BID OF MODESTO INDUSTRIAL ELECTRICAL CO., INC., DBA INDUSTRIAL ELECTRICAL COMPANY FOR PART IV-ELECTRICAL WORK OF THE CITY HALL AND REJECTING ALL OTHER BIDS RECEIVED FOR THIS PART

WHEREAS, the Council of the City of Modesto adopted Resolution No. 58-261, August 13, 1958, approving plans, specifications and contract documents for the furnishing of all labor, materials and equipment and performing all work necessary and incidental to the construction of a city hall and authorized the City Clerk to advertise for sealed proposals for doing the work in the manner and time prescribed by law, and

WHEREAS, bids for the work were received in the office of the City Clerk at the City Hall, 717 10th Street, until 2:00 P.M., September 16, 1958 and publicly opened and declared at 2:15 P.M. in the City Council Chamber in the basement of McHenry Public Library, 14th and I streets, on the same date, and

WHEREAS, all bids received for the work were referred to the Architect for examination and calculation, and

WHEREAS, the report on the result of the bidding and calculation of the Architect was reported to the City Council at its next regular meeting held on September 17, 1958, and

WHEREAS, the call for bids provided for and authorized the submission of segregated bids for specified portions of the work as an alternative to awarding a contract for the entire project, and

WHEREAS, the Modesto Industrial Electrical Co., Inc., dba Industrial Electrical Company submitted a bid for the work involved in Part IV-Electrical Work, which bid is now on file in the office of the City Clerk, and

WHEREAS, the Council finds and declares that said bid of Industrial Electrical Company for Part IV-Electrical Work, is responsive to the call for bids and in conformity with the contract documents and specifications, and the aforesaid bid of Industrial Electrical Company is the lowest responsible bid for the work involved and it is in the public interest to award a contract for Part IV-Electrical Work on a segregated bid basis to Industrial Electrical Co.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Modesto that all bids and proposals for Part IV-Electrical Work be rejected, except the aforementioned bid of Modesto Industrial Electrical Co., Inc., dba Industrial Electrical Company for the work under Part IV-Electrical Work in the sum of$79,119., including Alternate No. 4-B in the sum of $740. and Alternate "X", in the sum of $350, be and it is hereby accepted and a contract is hereby awarded to said bidder as the lowest responsible bidder at the prices named in the bid of said bidder on file in the office of the City Clerk and the execution of a contract by the said bidder and the city's designated officials is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of September, 1958 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Robinson, Spaulding, Mayor Marks

Noes: Hammond, Arata Absent: Merrill

ATTEST: _____
CITY CLERK

Modesto City Council
RESOLUTION NO. 58-313

A RESOLUTION REJECTING CERTAIN BIDS RECEIVED FOR THE CONSTRUCTION OF THE CITY HALL

WHEREAS, the Council of the City of Modesto adopted Resolution No. 58-261, August 13, 1958, approving the plans, specifications and contract documents for the furnishing of all labor, materials, and equipment and performing all work necessary and incidental to the construction of a city hall and authorized the City Clerk to advertise for sealed proposals for doing the work in the manner and time prescribed by law, and

WHEREAS, bids for the work were received in the office of the City Clerk at the City Hall, 717 10th Street until 2:00 P.M., September 16, 1958, and publicly opened and declared at 2:15 P.M. in the City Council Chamber in the basement of McHenry Public Library, 14th and I Streets, on the same date, and

WHEREAS, all bids received for the work were referred to the Architect for examination and calculation, and

WHEREAS, the report on the result of the bidding and calculation of the Architect was reported to the City Council at its next regular meeting held on September 17, 1958.

WHEREAS, by Resolution No. 58-310 adopted September 24, 1958, the Council acceptedthe bid of Ron Fiske Construction Co. for the work under Part I, General Construction, and

WHEREAS, by Resolution No. 58-311, adopted September 24, 1958, the Council accepted the combined bid of Baker-Newman Inc. for the work under Part II, Plumbing Work and Part III, Mechanical Work, combined, and

WHEREAS, by Resolution No. 58-312, adopted September 24, 1958, the Council accepted the bid of Modesto Industrial Electrical Co. dba Industrial Electrical Co. for the work under Part IV, Electrical.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that all bids and proposals, except those specifically mentioned above as being accepted by the Council, submitted for the work involved in the City Hall be rejected.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of September, 1958, by Mayor Marks, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Robinson, Spaulding, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Merrill

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58- 314

A RESOLUTION DESIGNATING CERTAIN CITY PROPERTY FOR USE FOR FUTURE LIBRARY PURPOSES AND AUTHORIZING AN APPROPRIATION TRANSFER IN CONNECTION THEREWITH.

WHEREAS, the City now owns that certain parcel of real property bounded by H Street, I Street, Fifteenth Street and the alley between Fifteenth Street and Sixteenth Street, and

WHEREAS, said property was originally acquired for a city hall site, and

WHEREAS, the City has acquired another site for construction of a city hall, financed from the Special Capital Outlay Fund, and

WHEREAS, the Council desires to devote the southerly one half (1/2) of the aforesaid property to use for future library purposes, and

WHEREAS, the Council finds and determines that the present reasonable market value of the southerly one half (1/2) of the aforesaid property is the sum of Seventy Thousand and no/100 ($70,000.00) Dollars,

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

1. The southerly one half (1/2) of that certain parcel of real property owned by the City bounded by H Street, I Street, Fifteenth Street and the alley between Fifteenth and Sixteenth Streets is hereby designated and set aside for future library purposes.

2. In order to effect an inter-fund transfer to reflect the change of the purposes for which said property is held by the City and to adjust fund accountability, the sum of Seventy Thousand and no/100ths ($70,000.00) Dollars is hereby transferred from the Library Capital Outlay Fund to the Special Capital Outlay Fund.

3. The Director of Finance is hereby authorized and directed 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 24 day of September,

1958, by Councilman Spaulding, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Robinson, Spaulding Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Merrill

ATTEST: _____
REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-315

A RESOLUTION GRANTING A VARIANCE OF CURB CUT PROVISIONS OF THE MUNICIPAL CODE TO HOWARD J. TINGLER

WHEREAS, Howard J. Tingler has filed a request for variance from curb cut provisions of the Modesto Municipal Code,

> SECTION 7-1.104 (c) Not to exceed 40% of the frontage upon any street of the lots to be served thereby shall be devoted to driveways

to permit the construction of a driveway with a length of 30 feet in connection with the construction of a commercial building on lots 7 and 8, Block 32, having a property frontage of fifty (50') feet, located on the west side of Seventh Street, between G and H Streets in the City of Modesto, and

WHEREAS, the request is made in order to provide off-street parking spaces in accordance with parking requirements for C-2 Zone and existing adjacent curb cuts would not be affected but it would eliminate one on-street parking space, and

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

1- That the curb cut replacement fee be paid;

2- That all construction be in accordance with the provisions of the code.

NOW, THEREFORE, BE IT RESOLVED that the request of H. J. Tingler for a variance from the provisions of the Modesto Municipal Code be and it is hereby approved as recommended by 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 24th day of September, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Robinson, Spaulding, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Merrill

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-316

A RESOLUTION APPROVING RIGHT OF WAY CONTRACTS BETWEEN THE CITY OF MODESTO AND PROPERTY OWNERS ALONG MCHENRY AVENUE AND AUTHORIZING THE CITY MANAGER TO SIGN CONTRACTS ON BEHALF OF THE CITY

WHEREAS, the City of Modesto has entered into an agreement with the American Right of Way and Appraisal Contractors for procuring certain rights of way and properties within the City and along McHenry Avenue, and

WHEREAS, two right of Way Contracts for widening of McHenry Avenue are now complete as follows:

Documents	Name	Estimated Damage Cost
M-92	Gladys G. Crane	$235.
M--124	Rumbley Realty Co.	$805.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the City of Modesto approve these Right of Way contracts as presented and the City Manager be authorized to sign each on behalf of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the City Council held on the 24th day of September, 1958 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Spaulding was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Robinson, Spaulding, Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Merrill

ATTEST: [signature]
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-317

A RESOLUTION ACCEPTING THE BID OF JOHN DELPHIA IN THE SUM OF $6,135 FOR RENTAL OF EARTH MOVING EQUIPMENT FOR CONSTRUCTION WORK ON THE DRYDEN PARK MUNICIPAL GOLF COURSE

WHEREAS, Resolution No. 58-300, adopted by the Council of the City of Modesto on Sept. 10, 1958, approved the plans and specifications for the furnishing of rental of earth moving equipment for construction work on the Dryden Park Municipal Golf Course and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of rental of earch moving equipment for construction work on the Dryden Park Municipal Golf Course were opened at 2:00 P.M. September 29, 1958 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 John Delphia in the sum of $6,135

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of John Delphia in the sum of $6,135 be accepted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1 day of Oct., 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Robinson was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Pro Tempore Hammond
Noes: None
Absent: Mayor Marks

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-318

A RESOLUTION APPROVING AGREEMENT WITH THE STATE OF CALIFORNIA FOR THE INSTALLATION OF BACKPLATES ON STATE HIGHWAY ROUTE 4 (X-Sta-4-Mod) AT ITS INTERSECTIONS WITH L, K, J, I AND H STREETS AND ON STATE HIGHWAY ROUTE 109 (X-Sta-109-Mod) AT ITS INTERSECTION WITH NEEDHAM AND MORRIS STREETS, IN THE CITY OF MODESTO

BY IT HEREBY RESOLVED by the Council of the City of Modesto, County of Stanislaus, State of California, that agreement between the City of Modesto and the State of California, Department of Public Works Division of Highways for the installation of backplates on State Highway Route 4 (X-Sta-4-Mod) at its intersections with L, K, J, I and H Streets, and on State Highway Route 109 (X-Sta-109-Mod) at its intersection with Needham and Morris Streets, all within the City of Modesto be and it is hereby approved.

BE IT FURTHER RESOLVED that Don D. Hammond, Mayor Pro Tempore, and Rex E. Gailfus, City Clerk, be appointed as signatory officials of said agreement.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1 day of October, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Merrill, Robinson, Spaulding, Mayor Pro Tempore Hammond

Noes: Councilmen: None

Absent: Councilmen: Mayor Marks

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-319

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 the Modesto City School District of Stanislaus County

for after school recreation program

be, and it is hereby approved, and

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1 day of October, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen Adams, Arata, Merrill, Robinson, Spaulding, Mayor Pro Tempore Hammond

Noes: None Absent: Mayor Marks

ATTEST: Rex E. Gaulden
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-320

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $80,000 FROM SPECIAL CAPITAL OUTLAY RESERVE AND GARDEN REFUSE DISPOSAL TO SPECIAL CAPITAL OUTLAY CITY HALL AND PARKING GARAGE CONSTRUCTION

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

FROM:	Special Capital Outlay Garden Refuse Disposal - 503 Reserve - 600	$80,000
TO:	Special Capital Outlay City Hall and Parking Garage Construction - 502	$80,000

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1 day of October, 1958, by Councilman Spaulding, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, ~~Hammond~~, Merrill, Robinson, Spaulding, Mayor Pro Tempore Hammond

NOES: None

ABSENT: Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-321

A RESOLUTION AUTHORIZING REFUND OF OVERPAYMENT OF MILL LICENSES TO THE TULLY LIQUOR STORE AND GENE THOMAS TRAILER SALES

WHEREAS, the Tully Liquor Store has filed with the Finance Department of the City of Modesto a claim of $149.08 for overpayment of mill license for the period beginning January 1, 1957 through September 30, 1957, and

WHEREAS, an audit of this claim made by the Finance Department indicates as follows:

1- The basis for a request to refund mill license fees is valid as the sale of alcoholic beverage is exempt from local taxation by state law,

2- This period is within the requirements of the statute of limitations,

3- An audit of the records indicated that they are in order;

and

WHEREAS, the Director of Finance has recommended that based on the conclusions presented above and a review of the Tully Liquor Store accounting records, that a refund in the amount of $149.08 be granted by the City of Modesto, and

WHEREAS, the Gene Thomas Trailer Sales has filed with the Finance Department of the City of Modesto a claim of $317.13 for overpayment of mill license for the period beginning January 1, 1956 to December 31, 1957, and

WHEREAS, an audit of this claim made by the Finance Department indicates as follows:

1- The basis for a request to refund mill license fees is valid,

2- Because of the statute of limitations, the refund is allowable only to April, 1956,

3- An audit of the records indicated that there were some discrepancies in the license reports between the periods of October, 1955 to June 1958, and these discrepancies must be taken into consideration in allowing a refund,

and

WHEREAS, the Director of Finance has recommended that based on the conclusions presented above and a review of the Gene Thomas Trailer Sales accounting records, that a refund in the amount of $216.38 be granted by the City of Modesto,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a refund of $149.08 to the Tully Liquor Store and $216.39 to Gene Thomas Trailer Sales be approved, as recommended by the Director of Finance, and that the balance of the claim of Gene Thomas Trailer Sales be rejected.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1 day of October, 1958, by Councilman Spaulding, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Merrill, Robinson, Spaulding, Mayor Pro Tempore Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Marks

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-322

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND FRANK FRANCEK AND MARY J. FRANCEK FOR THE INSTALLATION OF STREET TREES IN MONTGOMERY VILLAGE SUBDIVISION NO. 2

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Frank Francek and Mary J. Francek

for the installation by the City of Street Trees in Montgomery Village No. 2 Subdivision

be, and it is hereby approved, and

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1 day of October, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen Adams, Arata, ~~Hammond~~, Merrill, Spaulding, Robinson, Mayor Pro Tempore Hammond

Noes: None Absent: Mayor Marks

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-323

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $770 FROM SERVICE DIVISION APPROPRIATED RESERVE TO SERVICE DIVISION TO PURCHASE SAFETY EQUIPMENT FOR CITY MOBILE EQUIPMENT

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

FROM:	Service Division Appropriated Reserve #600	$770
TO:	Service Division Turn Signals #504-48	$770

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1 day of October, 1958, by Councilman Spaulding, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, ~~Hammond~~, Merrill, Robinson, Spaulding, Mayor Pro Tempore Hammond

NOES: None

ABSENT: Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-324

A RESOLUTION GRANTING PERMISSION TO THE MODESTO MERCHANTS ASSOCIATION-DOWNTOWN DIVISION TO USE 11th STREET BETWEEN I AND J STREETS FOR ONE WEEK IN OBSERVANCE OF NATIONAL DOWNTOWN WEEK AND AUTHORIZING THE CLOSING OF SAID STREET DURING SAID WEEK

WHEREAS, the Modesto Merchants Association-Downtown Division has filed a request with the Council asking it to close 11th Street, between I and J Streets, for the period from October 20th through October 25, 1958, and to use said street during this period for the purpose of conducting an observance of National Downtown Week.

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

SECTION 1. The closing of 11th Street between I and J Streets for the period commencing October 20th through October 25, 1958, is hereby authorized. The City Manager is hereby authorized and directed to provide for the closing of said street, as specified.

SECTION 2. Permission is hereby granted to the Modesto Merchants Association-Downtown Division to use 11th Street between I and J Streets during the period from October 20th through October 25, 1958, for the purpose of observing National Downtown Week subject to the other provisions of this resolution.

SECTION 3. 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, 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 shall take out and maintain during the life of this permit public liability and property damage insurance to protect it and the City of Modesto against any and all claims for damages for personal injury, including accidental death, as well as for claims for property damages, which may arise out of the exercise of the rights granted by this

permit. The amounts of such insurance shall be as follows:

Public Liability Insurance, in an amount not less than One Hundred Thousand and no/100ths 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 Two Hundred Thousand and no/100ths ($200,000.00) Dollars on account of one occurrence; and

Property Damage Insurance, in an amount not less than Five Thousand and no/100ths ($5,000.00) Dollars.

Permittee 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 the City.

(c) Permittee will be furnished the city services normally provided for any special occasion.

SECTION 3. 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 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 8th day of October, 1958, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Hammond, Robinson, Spaulding, Mayor Marks

NOES: None

ABSENT: Merrill

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-325

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $2,225 FROM GENERAL FUND TO PUBLIC WORKS, SERVICE DIVISION FOR PURCHASE OF SPECIAL SAFETY EQUIPMENT FOR CITY MOBILE EQUIPMENT

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

FROM:	General Reserve #600	$2,225.00
TO:	Public Works, Service Division Fire Extinguishers 504-49	$2,225.00

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8 day of October, 1958, by Councilman Spaulding, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Robinson, Spaulding, Mayor Marks

NOES: None

ABSENT: Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58- 326

A RESOLUTION REFERRING TO THE MODESTO CITY PLANNING COMMISSION A PETITION FOR ANNEXATION OF CERTAIN UNINHABITED TERRITORY TO THE CITY OF MODESTO, KNOWN AS WESTAIRE ACRES 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 follows:

All that certain real property situate in the State of California, County of Stanislaus, Section 30, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being a portion of Lot 19 of the Maze Ranch Subdivision as per map filed March 19, 1909, in Volume 4 of Maps, Page 18, Stanislaus County Records, described as follows:

Beginning at the Northeastern corner of the property annexed to the City of Modesto as the Hillview Acres Addition, filed June 17, 1958, as Instrument No. 14792, Stanislaus County Records, said corner being on the center line of the Modesto Irrigation District Lateral No. 4 and also being on the City limits line of the City of Modesto; thence along the Northern extension of the Eastern line of said Hillview Acres Addition, North 0° 09' 30" East, 50.08 feet, to the Northern line of said Modesto Irrigation District Lateral No. 4; thence along said Northern line of Modesto Irrigation District Lateral No. 4, North 86° 52' 30" East, 9.12 feet, to a point on the Western line of Lot 19 of said Maze Ranch Subdivision; thence along said Western line of Lot 19, North 0° 31' 30" West, 728.08 feet, to its intersection with the Southern line of a forty-foot Public Road known as Elm Avenue; thence along

said Southern line of Elm Avenue, South 89° 46' East, 1324.42 feet, to its intersection with the Western line of forty-foot Public Road known as Emerald AVenue, as shown on said Maze Ranch Subdivision map; thence along said Western line of Emerald AVenue, South 0° 31' 30" East, 838.42 feet, to its intersection with the center line of said Modesto Irrigation District Lateral No. 4; thence along said center line of the Modesto Irrigation District Lateral No. 4, North 85° 52' 30" West, 1092.00 feet; thence continuing along said center line of the Modesto Irrigation District Lateral No. 4, South 86° 52' 30" West, 236.14 feet, to its intersection with said Western line of Lot 19; thence along said Western line of Lot 19, South 0° 31' 30" East, 50.05 feet, to its intersection with the Southern line of said Modesto Irrigation District Lateral No. 4; thence along said Southern line of the Modesto Irrigation District Lateral No. 4 South 86° 52' 30" West, 10.32 feet, to its intersection with the Eastern line of said Hillview Acres Addition, and the existing City limits; thence along said Eastern line of Hillview Acres Addition and the existing City limits, North 0° 09' 30" East, 50.08 feet, to the point of beginning, containing 24.172 acres, more or less.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8 day of October, 1958, by ~~Councilman~~ Mayor Marks, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Hammond, Robinson, Spaulding, Mayor Marks

NOES: None

ABSENT: Merrill

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-327

A RESOLUTION REFERRING TO THE MODESTO CITY PLANNING COMMISSION A PETITION FOR ANNEXATION OF CERTAIN UNINHABITED TERRITORY TO THE CITY OF MODESTO, KNOWN AS THE SCHERER 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 follows:

All that certain real property situate in the State of California, County of Stanislaus, Section 31, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being a portion of Lot 5 of the Spencer Colony as per map filed December 16, 1904, in Volume 2 of Maps, Page 3, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits, said point being at the intersection of the Southern line of the Franklin School property and center line of Lateral number 5 of the Modesto Irrigation District as described in the boundary description of the Mark Twain Addition, filed June 22, 1956, Instrument number 17230, Stanislaus County Records; thence along the Southern line and its Western extension of said Franklin School property and existing City Limits, North 89° 47' West, 790.68 feet, to a point on the North-South quarter section line of said Section 31; thence continuing along the Western extension of said Southern line of said Franklin School property and existing City Limits, North 89° 48' 30" West, 31.04 feet, to a point on the Western line of a 50' County Road known as Emerald Avenue; thence along the Western line of said 50' County Road known as Emerald Avenue and existing City Limits, South 3° 05' 35" East, 20.61 feet; thence continuing along the Western line of said 50' County Road known as Emerald Avenue and existing City Limits, South 0° 11' 30" East, 240.42 feet, to a point on the Westerly extension of

the Southern line of the property described in the deed to Byron H. and Elizabeth W. Scherer recorded November 31, 1956, as Instrument Number 31594 in Volume 1396, Page 67, Stanislaus County Records; thence leaving the existing City Limits and going along the Southern line and its Westerly extension of said Scherer property, South 89° 47' East, 290.00 feet; thence along the Western line of said Scherer property, South 00° 11' 30" East, 163.62 feet; thence along the most Southern line of said Scherer property, South 89° 47' East, 552.15 feet, to a point on the center line of the Modesto Irrigation District Lateral Number 5; thence along said center line, North 03° 07' West, 425.20 feet, to the point of beginning, containing 7.012 acres more or less.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8 day of October, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Hammond, Robinson, Spaulding, Mayor Marks

NOES: None

ABSENT: Merrill

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-328

A RESOLUTION ACCEPTING THE CONSTRUCTION OF IMPROVEMENT OF LA LOMA BETWEEN NORTH SANTA ROSA AVENUE AND YOSEMITE BOULEVARD; AUTHORIZING PAYMENT OF AMOUNTS DUE AND RECORDATION OF NOTICE OF COMPLETION WITH THE COUNTY RECORDER

WHEREAS, a report has been filed by the Director of Public Works that the construction of improvement of La Loma between North Santa Rosa and Yosemite Boulevard

has been completed by Standard Materials Inc.

in accordance with the contract agreement dated August 6, 1958

NOW, THEREFORE, BE IT RESOLVED that the construction of improvement of La Loma between North Santa Rosa Avenue and Yosemite Boulevard

be accepted from said contractor Standard Materials 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 8 day of October, 1958, by Councilman Spaulding, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Robinson, Spaulding, Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Merrill

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-329

A RESOLUTION AUTHORIZING THE RELEASE OF CASH DEPOSIT FILED BY JOE A. ZLAB TO GUARANTEE SUBDIVISION IMPROVEMENTS IN THE ZLAB SUBDIVISION NO. 1 IN THE CITY OF MODESTO

WHEREAS, Joe A. Zlab, Subdivider of the Zlab Subdivision No. 1 in the City of Modesto, has filed with the City Clerk cash deposit in the sum of $150 to guarantee the improvements in the aforesaid subdivision, and

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

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that the cash deposit of $150 from Joe A. Zlab to guarantee the improvements in the Zlab Subdivision No. 1 be released as recommended by 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 8th day of October, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Robinson, Spaulding, Mayor Marks

Noes: None

Absent: Merrill

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-330

A RESOLUTION AUTHORIZING THE RELEASE OF CASH DEPOSITS FILED BY ANTHONY LUNDQUIST AND PHIL HUMPHREYS TO GUARANTEE SUBDIVISION IMPROVEMENTS IN THE LUNDQUIST SUBDIVISION

WHEREAS, Anthony Lundquist and Phil Humphreys, Subdividers of the Lundquist Subdivision in the City of Modesto, have filed with the City Clerk cash deposits in the sum of $300, respectively, to guarantee the improvements in the aforesaid subdivision, and

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

NOW, THEREFORE, BE IT HEREBY RESOLVED that the cash deposits of $300 from Anthony Lundquist and $300 from Phil Humphreys, respectively, to guarantee the improvements in the Lundquist Subdivision, be released as recommended by 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 8th day of October, 1958, by Councilman Spaulding, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Hammond, Robinson, Spaulding, Mayor Marks

NOES: None

ABSENT: Merrill

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-331

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ROBERT W. FORD FOR SERVICES AS APPRAISER FOR McHENRY AVENUE RIGHT OF WAY ACQUISITIONS

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 services as appraiser for McHenry Avenue right of way acquisitions

be, and it is hereby approved, and

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8 day of October, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen Adams, Arata, Hammond, Robinson, Spaulding, Mayor Marks

Noes: None Absent: Merrill

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-332

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND WILLIAM H. MURRAY FOR SERVICES AS APPRAISER FOR McHENRY AVENUE RIGHT OF WAY ACQUSITIONS

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 services as appraiser for McHenry Avenue right of way acqusitions

be, and it is hereby approved, and

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8 day of October, 1958, by Councilman Spaulding, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen Adams, Arata, Hammond, Robinson, Spaulding, Mayor Marks

Noes: None Absent: Merrill

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-333

A RESOLUTION APPROVING RENEWAL OF COMPREHENSIVE AUTOMOBILE LIABILITY POLICY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the city's comprehensive liability automobile policy be accepted with the Reliance Insurance Company for a policy period from October 13, 1958, to October 13, 1959, and

BE IT FURTHER RESOLVED that the Director of Finance be authorized to pay the total advance premium due in the sum of $7,079.05 to the Reliance Insurance Company.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of October, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was adopted upon roll call by the following vote:

AYES: Adams, Arata, Hammond, Robinson, Spaulding, Mayor Marks

NOES: None

ABSENT: Merrill

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-334

A RESOLUTION GRANTING A VARIANCE TO EVERETT W. TURNER PERMITTING BRICKWORK CONSTRUCTED ON BRADY, FAIRMONT AND CAROLYN AVENUES TO REMAIN UNDER CERTAIN CONDITIONS

WHEREAS, Everett W. Turner, has filed a request for a variance from the provisions of Section 7-1.203(c) of the Modesto Municipal Code to permit brickwork surface already installed in the public right of way to remain in the sidewalk area adjacent to his residence on Brady, Fairmont and Carolyn Avenues in the City of Modesto, and

WHEREAS, the Council has conducted several informal hearings on this request and heard both oral and documentary evidence.

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

Section 1. That a variance be granted to the applicant from the provisions of Section 7-1.203(c) of the Municipal Code to allow the brickwork constructed in the public right of way on Carolyn Avenue, Fairmont Avenue and Brady Avenue, to remain there on a temporary basis until such time as the storm sewer facility is available to serve the property at which time the bricks shall be removed.

Section 2. Said permission is granted subject to the conditions herein set forth which conditions permittee agrees, by acceptance of this permit, to faithfully perform to-wit:

(a) Permittee agrees to remove said brickwork from the public right of way at such time as storm sewers are available to serve the property.

(b) Permittee agrees to post a cash deposit or a corporate surety bond with the City of Modesto in the amount of $500 to guarantee the removal of the brickwork when the storm sewer is available to serve the property.

(c) Permittee agrees to hold the city harmless from and against all costs, damages or liability of any nature arising out of the maintenance of the brickwork in the area, and to carry public liability and property damage insurance to insure the City against loss, damage or liability.

Failure to comply with any of the aforesaid conditions shall be grounds for revocation of the permission granted by this resolution.

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 written acceptance of this permit and post the required surety bond or cash deposit with the City Clerk and no rights shall be conferred hereby until said acceptance and surety bond or cash deposit is filed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of October, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Hammond, Robinson, Merrill

NOES: Councilmen: Adams, Mayor Marks

ABSENT: Councilmen: Spaulding

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-335

A RESOLUTION AUTHORIZING GRISWOLD & WIGHT TO USE THE TENTH STREET PARKING LOT ON OCTOBER 17 AND 18, 1958, FOR FREE PARKING DURING THE INTRODUCTION OF THE NEW 1959 FORD CARS

WHEREAS, the Griswold & Wight Company have requested permission to rent the Modesto City parking lot located on the west side of 10th Street between K and L Streets for two days, October 17 and 18, 1958, in connection with their public announcement of the 1959 Ford line cars,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the applicant be authorized to use the Modesto City 10th Street parking lot on October 17 and 18, 1958, for the sum of $30 per day payable in advance to the City of Modesto on the following conditions:

1. That the lot be kept open and be available for use by the public generally;
2. That no charge be made to the public for parking;
3. That Resolution No. 58-127 establishing the rates and time limits for the 10th Street lot be suspended in so far as it applies to the 10th Street lot during the period of October 17 and 18, 1958.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of October, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Spaulding

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-336

A RESOLUTION ESTABLISHING A TWO HOUR PARKING METER ZONE ON EYE STREET BETWEEN THIRTEENTH AND FOURTEENTH STREETS IN THE CITY OF MODESTO.

WHEREAS, Section 3-2.1501 of Chapter 2 of Title III of the Modesto Municipal Code authorizes the Council, by resolution, to establish and designate such streets or parts of streets in the City as parking meter zones as traffic conditions require, and to establish the time limitations thereof, and

WHEREAS, a traffic study indicates that traffic conditions require the installation of a two hour parking meter zone on I Street between Thirteenth and Fourteenth Streets in the City of Modesto,

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

SECTION 1. A two hour parking meter zone is hereby established on I Street between Thirteenth and Fourteenth Streets in the City of Modesto.

SECTION 2. The Director of Parking and Traffic is hereby directed to install parking meters in the above described location and to cause said above described location to be marked and posted in accordance with 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 15 day of October, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

NOES: None

ABSENT: Spaulding

ATTEST: _____
REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-337

A RESOLUTION DENYING REQUEST OF FLODEN BUTTON COMPANY FOR WAIVER OF PENALTY CHARGE ON BUSINESS LICENSE REGISTRATION FEE

WHEREAS, Floden Button Company failed to pay their business license registration fee prior to the delinquent date of July 31, 1958, and

WHEREAS, the Floden Button Company has filed a request for waiver of the penalty applied to the business license registration fee,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of Floden Button Company for waiver of penalty be and it is hereby denied.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of October, 1958, by Mayor Marks, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Spaulding

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-338

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO APPROVING AMENDMENT NUMBER 2 TO AGREEMENT FOR MAINTENANCE OF STATE HIGHWAY IN THE CITY OF MODESTO

WHEREAS, the State of California, through its Department of Public Works, Division of Highways, has presented Amendment Number 2 to the Agreement for Maintenance of the State Highway in the City of Modesto, dated September 1, 1958;

WHEREAS, the City Council has heard read said Amendment Number 2 in full and is familiar with the contents thereof;

THEREFORE, be it resolved by the City Council of the City of Modesto that said Amendment Number 2 is hereby approved and the Mayor and the City Clerk are directed to sign the same on behalf of said City.

ADOPTED this 15 day of October, 1958.

Harry Maples
Mayor of the City of Modesto

Attest: Ted E. Sanchez
City Clerk of the City of Modesto

I hereby certify that the foregoing resolution was duly and regularly passed by the City Council of the City of Modesto at a regular meeting thereof held October 15, 1958.

Ted E. Sanchez
Clerk of the City of Modesto

MODESTO CITY COUNCIL
RESOLUTION NO. 58-339

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $5,225 FROM GENERAL RESERVE FOR CHRISTMAS STREET DECORATIONS FOR MODESTO RETAIL MERCHANTS, DOWNTOWN DIVISION AND AUTHORIZE PAYMENT OF CLAIM

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

FROM:	General Reserve	$5,225.00
TO:	Music and Promotion Participation in Christmas Decorations	$5,225.00

BE IT FURTHER RESOLVED by the Council of the City of Modesto that payment of the claim in the sum of $5,225 to the Modesto Retail Merchants, Downtown Division 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 15 day of October, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by ~~Councilman~~ Mayor Marks, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

NOES: None

ABSENT: Spaulding

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-340

A RESOLUTION ACCEPTING THE OFFER OF McHENRY AVENUE OWNERS OUTLINED IN LETTER TO COUNCIL OF OCTOBER 15, 1958 AND ATTACHED MAP ENTITLED "STUDY OF FRONTAGE ROAD FOR COMMERCIAL AREA FRONTING ALONG McHENRY AVENUE", DATED OCTOBER 8, 1958, AND AUTHORIZING RECORDATION WITH COUNTY RECORDER

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the offer of Richard C. Barham, Marjorie Barham, Chester A. Barham, Geraldine Barham, G. C. York, Ethel Lou York, Mark Randy and Mary Randy, owners of property along McHenry Avenue, outlined in their letter to the Council, dated October 15, 1958 and attached map entitled "Study of Frontage Road for Commercial Area Fronting Along McHenry Avenue", dated October 8, 1958 be and it is hereby accepted, and

BE IT FURTHER RESOLVED that said documents 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 15th day of October, 1958 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Robinson and Mayor Marks

Noes: Councilmen: None

Absent: Councilman Spaulding

ATTEST _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-341

A RESOLUTION RESCINDING RESOLUTION NO. 58-209 ENTITLED, "A RESOLUTION DESIGNATING ENSLEN PARK AS A SITE FOR THE SENIOR CITIZENS' LOCATION IN THE PARK, CONSTRUCTION, COMPLETION OF BUILDING, LANDSCAPING AND OTHER RELATED MATTERS", ADOPTED BY THE COUNCIL ON JULY 2, 1958

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Resolution No. 58-209 entitled, "A RESOLUTION DESIGNATING ENSLEN PARK AS A SITE FOR THE SENIOR CITIZENS' CENTER, SUBJECT TO EXECUTION OF A WORKING AGREEMENT ON THE ACTUAL LOCATION IN THE PARK, CONSTRUCTION, COMPLETION OF BUILDING, LANDSCAPING AND OTHER RELATED MATTERS", adopted by the Council on July 2, 1958, 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 22nd day of October, 1958, by Mayor Marks, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-342

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR CONSTRUCTION OF CONCRETE SIDEWALKS-WHITMORE PARK

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

Section 1. The plans and specifications for construction of concrete sidewalks-Whitmore 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, 717 10th Street, in the City of Modesto, on Monday, November 3, 1958 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 22 day of October, 1958, by Councilman Spaulding, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None Absent: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-343

A RESOLUTION APPROVING ~~PLANS AND~~ SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR WATER LINE TRENCHING AT DRYDEN PARK MUNICIPAL GOLF COURSE

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

Section 1. The plans and specifications for water line trenching at Dryden Park Municipal Golf Course

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on Monday, November 3, 1958 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 22 day of October, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None Absent: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-344

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR **INSTALLATION OF IRRIGATION SYSTEM FOR DRYDEN PARK MUNICIPAL GOLF COURSE**

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

Section 1. The plans and specifications for

INSTALLATION OF IRRIGATION SYSTEM FOR DRYDEN PARK MUNICIPAL GOLF COURSE

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on **Monday, November 3, 1958 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 22 day of **October**, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None Absent: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-345

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO RECOGNIZING THE IMPORTANCE OF THE MODESTO STATE HOSPITAL AND OF RETAINING ITS PERMANENT LOCATION IN MODESTO

WHEREAS, the Modesto State Hospital is well established as an accepted part of the community, and

WHEREAS, the Modesto State Hospital enjoys the understanding and support of the people of the community, and

WHEREAS, a substantial state investment has been made to develop a good supply of skilled hospital technicians and professional people who have made their homes in Modesto over the past several years, and

WHEREAS, the continuing growth of Modesto and neighboring communities makes the Modesto State Hospital of ever greater importance in the treatment of patients near their homes and loved ones and makes economical and effective out-patient care possible, and

WHEREAS, the Modesto State Hospital will become even better integrated into the community as cultural, educational and social facilities continue to develop in Modesto, and

WHEREAS, with the tremendous growth of California there develops a constantly increasing need for facilities for the treatment of the mentally ill,

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Modesto does hereby emphasize the importance of the Modesto State Hospital to this community, and

BE IT FURTHER RESOLVED, that the State Department of Mental Hygiene be urged to support the continuance of the Modesto State Hospital as a permanent installation, and to express such support so that the staff of the Hospital and the residents of Modesto may have the assurance of stability resulting from the secure knowledge that the Hospital is to remain in Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of October, 1958, by Councilman Spaulding, who moved its adoption, which motion

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

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: Rex E. Gaillus

Rex E. Gaillus
City Clerk of the
City of Modesto

MODESTO CITY COUNCIL
RESOLUTION NO. 58-346

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 (McHENRY-ALMA AREA)

WHEREAS, the Modesto City Planning Commission held a public hearing on September 17, 1958 and it was further considered on October 21, 1958, in the Council Chambers for the purpose of considering an amendment to Section 20 of the Zoning Map to reclassify from Single-Family Zone, R-1, to General-Commercial Zone, C-2, the following described property:

> Beginning at a point on the center line of West Roseburg Avenue 150 feet west of the Center line of McHenry Avenue; thence westerly along the center line of West Roseburg Avenue for a distance of 50.00 feet; thence northerly parallel to the center line of McHenry Avenue 1265 feet more or less to the center line of the northerly east-west portion of the alley in Block 6000-A; thence easterly parallel to the center line of said alley 50.00 feet; thence southerly parallel to the center line of McHenry Avenue to the point of beginning

WHEREAS, the said Commission, after hearing evidence both oral and documentary, on the proposed amendment, adopted Resolution No. 465 recommending to the Council that Section 20 of the Zoning Map be amended as follows:

> From Single-Family, R-1, to General Commercial, C-2, of the fifty-foot strip resulting from the vacation of the present alley between the C-2 zoning now existing along McHenry Avenue

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 4:45 P.M., Wednesday, November 19, 1958, in the Council Chamber 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 22 day of October, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

NOES: None

ABSENT: None

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-347

A RESOLUTION APPROVING THE FINAL MAP OF THE GREGORY GARDENS NO. 3 SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, GREGORY DEVELOPMENT COMPANY, a corporation, is possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 28.375 acres, known as the GREGORY GARDENS NO. 3 SUBDIVISION,

and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 7th day of January, 1958,

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 GREGORY GARDENS 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 GREGORY GARDENS 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 Seven Hundred Fifty-Nine and 70/100ths ($3,759.70) Dollars, as required by the perimeter sewer, street lights, 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 Seventy-Six Thousand and no/100ths ($76,000.00) 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 22 day of October, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-348

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND U. Z. BRANNON AND GENEVA BRANNON FOR INSTALLATION OF STREET TREES IN MONTGOMERY VILLAGE SUBDIVISION NO. 1

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and U. Z. Brannon and Geneva Brannon

for the installation of street trees in Montgomery Village Subdivision #1

be, and it is hereby approved, and

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22 day of October, 1958, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None Absent: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-349

A RESOLUTION APPROVING AN AGREEMENT WITH GEORGE AND FRANK NAKAGAWA DOING BUSINESS AS NAKAGAWA FARMS RELATING TO THE TERMINATION OF CERTAIN AIRPORT LEASE

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

SECTION 1. That certain agreement between the City of Modesto and George Nakagawa and Frank Nakagawa, doing business as Nakagawa Farms, a copy of which is on file in the office of the City Clerk, providing for the termination of the following described agreement entered into by and between the City and George and Frank Nakagawa, doing business as Nakagawa Farms, relating to the lease of certain premises located at the Modesto City-County Airport, situate in the County of Stanislaus, State of California; is hereby approved and the designated City officials are hereby authorized and empowered to sign and attest, respectively, said termination agreement on behalf of the City:

(a) That certain lease agreement entered into by and between the City and the individuals called Lessees, dated February 26, 1958.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of October, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-350

A RESOLUTION ACCEPTING THE CONSTRUCTION OF EXTENSION OF COFFEE ROAD SANITARY SEWER TO ZLAB NO. 2 SUBDIVISION

WHEREAS, a report has been filed by the Director of Public Works that the construction of extension of Coffee Road sanitary sewer to Zlab No. 2 Subdivision

has been completed by

GEORGE REED

in accordance with the contract agreement dated September 18, 1958

NOW, THEREFORE, BE IT RESOLVED that the construction of

SUB-TRUNK SEWER IN COFFEE ROAD TO ZLAB #2 SUBDIVISION

be accepted from said contractor George Reed

that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due, 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 22 day of October, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-351

A RESOLUTION ACCEPTING THE CONSTRUCTION OF IMPROVEMENT OF L STREET FROM TENTH TO FOURTEENTH STREET AND 17TH STREET FROM H TO I STREET

WHEREAS, a report has been filed by the Director of Public Works that the construction of improvement of L Street from 10th to 14th Street and 17th Street from H to I Street

has been completed by GEORGE REED

in accordance with the contract agreement dated August 20, 1958

NOW, THEREFORE, BE IT RESOLVED that the construction of

IMPROVEMENT OF L STREET FROM 10th to 14th STREET AND 17th STREET FROM H TO I STREET

be accepted from said contractor GEORGE REED

that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due, as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of October, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58- 352

A RESOLUTION ESTABLISHING A TWO HOUR PARKING ZONE ON NINETH STREET BETWEEN N AND P STREETS IN THE CITY OF MODESTO.

WHEREAS, Section 589.5 of the State Vehicle Code authorizes local authorities, by resolution, to prohibit or restrict the parking of vehicles on a state highway, and

WHEREAS, the best interests of the citizens of the City of Modesto require that parking on the public streets in the City be restricted and limited as hereinafter provided,

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

SECTION 1. It shall be unlawful for the operator of a vehicle to park a vehicle between the hours of 9 o'clock a.m. and 6 o'clock p.m. for a period longer than one hundred twenty (120) consecutive minutes at the following location in the City of Modesto:

Beginning at a point on the southwesterly curb line of Ninth Street, thirty (30') feet northwesterly, measured along said curb line, from its intersection with the prolongation of the northwesterly curb line of O Street, and continuing southeasterly along the Ninth Street curb line a distance of two hundred ninety (290') feet.

SECTION 2. The Director of Parking and Traffic is hereby directed to cause the above described areas to be marked and/or posted in accordance with the provisions of this resolution and the applicable laws of the City.

SECTION 3. This resolution shall become effective only after approval by the Division of Highways of the State of California and shall become obsolete and of no further force and effect within six months after receipt of written notification by the Division of Highways 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 22 day of October, 1958, by Councilman Apata, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution

adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
REX E. GAILFUS, City Clerk

(SEAL)

RESOLUTION NO. 58-353

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED TERRITORY FROM THE BURBANK-PARADISE FIRE PROTECTION DISTRICT BY REASON OF ITS ANNEXATION TO THE CITY OF MODESTO. (PARADISE CENTER ADDITION)

WHEREAS, a portion of the Burbank-Paradise Fire Protection District was annexed to the City of Modesto by Ordinance No. 237 -C.S., adopted on May 7, 1958, and

WHEREAS, said territory officially became a part of the City on May 9, 1958, 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 following described territory be withdrawn from the boundaries of the Burbank-Paradise Fire Protection District:

All that certain real property situate in the State of California, County of Stanislaus, Section 31, Township 3 South, Range 9 East, and 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, said point being the Northwestern corner of the Marshall Park Addition, filed December 3, 1957, as Instrument Number 30118, Stanislaus County Records; thence along the Western line of said Marshall Park Addition, Southerly to a point on the Northern line of the James Marshall School Addition, filed July 27, 1950 as Instrument Number 16443, Stanislaus County Records; thence along the Northern and Western line of said James Marshall School Addition, Westerly and Southerly to a point on the Northern line of the Hudson-Uccello Addition, filed

August 28, 1953, as Instrument Number 21233, Stanislaus County Records, said point also being the Northern line of the Uccello Manor, Recorded April 14, 1953, Volume 17 of Maps, Page 56, Stanislaus County Records; thence along the Northern line of said Uccello Manor and its extension Westerly to a point on the Western line of the property conveyed to Suren and Wilma Darpinian, et ux., by deed Recorded June 22, 1956, as Instrument Number 17347, Stanislaus County Records, said line also being the Eastern line of the property conveyed to Arthur N. Swain, a widower, by deed recorded June 11, 1954, as Instrument Number 14890, Stanislaus County Records; thence along said property line common to Darpinian and Swain, Northerly, to a point on the Southeastern line of a public road known as Paradise Road; thence along said Southeastern line of Paradise Road, Northeasterly to a point on the Northern line of Lot 7 of the Resurvey of Brichman's Addition, filed October 15, 1904, in Volume 2 of Maps, Page 1, Stanislaus County Records; thence along the Northern line of said Lot 7, Easterly, to the point of beginning, containing 19.4 Acres, more or less.

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 22 day of October, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
REX E. GAILFUS, City Clerk

(SEAL)

RESOLUTION NO. 58-354

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED TERRITORY FROM THE **McHENRY - DRY CREEK** FIRE PROTECTION DISTRICT BY REASON OF ITS ANNEXATION TO THE CITY OF MODESTO. **(ZLAB SUBDIVISION NO. 2 ADDITION)**

WHEREAS, a portion of the **McHenry - Dry Creek** Fire Protection District was annexed to the City of Modesto by Ordinance No. **264** -C.S., adopted on **October 8**, 19**58**, and

WHEREAS, said territory officially became a part of the City on **October 14**, 19**58**, 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 following described territory be withdrawn from the boundaries of the **McHenry - Dry Creek** Fire Protection District:

All that certain real property situate in the State of California, County of Stanislaus, Section 21, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, and more particularly described as follows:

Commencing at the Northwestern corner of the Downey High School and John Muir Elementary School site as annexed by a resolution of the Stanislaus County Board of Supervisors, August 10, 1950, and the Eastern corner of the Zlab Addition, filed January 18, 1956, as Instrument No. 1481, Stanislaus County Records, said point being on the section line common to Section 21 and 22, Township 3 South, Range 9 East, and also being on the existing City Limits and on the center line of Coffee Road; thence Westerly along the existing City Limits, and the Northern boundary line of said Zlab Addition a distance of

25' to the true point of beginning; thence continuing along the existing City Limits and the Northern boundary line of said Zlab Addition the following Bearings and Distances: South 89° 56' West a distance of 20'; thence North 0° 36' West a distance of 58.53' to a point on the South line of the property conveyed to John H. and Emma E. Lynch by Instrument recorded November 12, 1940, as Instrument No. 40-15008, Stanislaus County Records; thence continuing along the existing City Limit and Northern boundary line of said Zlab Addition the following bearings and distances: South 89° 19' 50" West a distance of 191.28'; thence North 0° 36' West a distance of 144.05'; thence South 70° 19' West a distance of 125.61'; thence North 89° 42' 30" West a distance of 305.28' to the Northwest corner of said Zlab Addition, said corner also being on the Western Line of the East one-half of Lot 11 of the Rice Colony, as recorded in Volume 1 of Maps, Page 54, Stanislaus County Records; thence Northerly along said Western Line of the East one-half of Lot 11 of the Rice Colony, to a point on the Northern Line of said Lot 11 of the Rice Colony; thence Easterly along the Northern Line of Lot 11 of the Rice Colony, to the Northeastern corner of said Lot 11 of the Rice Colony, said corner also being on the Western Line of Coffee Road; thence Southerly along the Eastern Line of Lot 11 of the Rice Colony and the Western Line of said Coffee Road to the point of beginning, containing 5.092 acres, more or less.

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 22 day of October, 19 58, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-355

A RESOLUTION REJECTING ALL BIDS FOR THE INSTALLATION OF WATER LINES IN DRYDEN PARK MUNICIPAL GOLF COURSE AND AUTHORIZING THE WORK TO BE DONE BY AND UNDER THE SUPERVISION OF CITY FORCES

WHEREAS, the Council of the City of Modesto adopted Resolution No. 58-344, on October 22, 1958, for the installation of water lines in Dryden Park Municipal Golf Course, and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on the 3rd day of November, 1958, 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, all bids received pursuant to said notice were opened, examined and publicly declared at the time specified in said advertisement for bids, and

WHEREAS, the lowest responsible bid was submitted by Dalzell Rigging Company of Berkeley, in the sum of $103,213.95, and

WHEREAS, the Director of Public Works estimates that the cost of such work to be performed by and under the supervision of city forces for the sum of $6,179.30, 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,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, 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 and under the supervision of City forces.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of November,

1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: _____
Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-356

A RESOLUTION ACCEPTING THE BID OF TURLOCK TRENCHING COMPANY IN THE AMOUNT OF $4,468 FOR WATER LINE TRENCHING AT DRYDEN PARK MUNICIPAL GOLF COURSE

WHEREAS, Resolution No. 58-343, adopted by the Council of the City of Modesto on October 22, 1958, approved the plans and specifications for the water line trenching at Dryden Park Municipal Golf Course
and authorized the calling for bids, and

WHEREAS, the bids received for the water line trenching at Dryden Park Municipal Golf Course
were opened at 2:30 P.M. November 3, 1958 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 Turlock Trenching Company in the sum of $4,468.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Turlock Trenching Company in the sum of $4,468.00 be accepted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5 day of November, 1958, by Councilman Spaulding, who moved its adoption, which motion being duly seconded by Councilman Adams was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-357

A RESOLUTION ACCEPTING THE BID OF $1,641.09 FROM ALLIED CONCRETE SUPPLY COMPANY FOR CONSTRUCTION OF SIDEWALK AT WHITMORE PARK

WHEREAS, Resolution No. 58-342, adopted by the Council of the City of Modesto on October 22, 1958, approved the plans and specifications for the construction of concrete sidewalks in Whitmore Park
and authorized the calling for bids, and

WHEREAS, the bids received for the construction of concrete sidewalks in Whitmore Park
were opened at 2:00 P.M. November 3, 1958 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 Allied Concrete and Supply Company in the sum of $1,641.09

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Allies Concrete and Supply Company in the sum of $1,641.09 be accepted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5 day of November, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Arata was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: None

Absent: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-358

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR INSTALLATION OF WATER LINES IN GREGORY GARDENS SUBDIVISION NO. 3

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 Gregory Gardens Subdivision No. 3

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on November 17, 1958 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 November, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Spaulding and Mayor Marks

Noes: None Absent: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58- 359

A RESOLUTION ACCEPTING THE CONSTRUCTION OF IMPROVEMENTS ON GRANGER AVENUE BETWEEN TIDEWATER SOUTHERN RAILROAD TRACKS AND TULLY ROAD FROM STANDARD MATERIALS INC.: AUTHORIZING PAYMENT OF AMOUNTS DUE AND RECORDATION OF NOTICE OF COMPLETION WITH THE COUNTY RECORDER

WHEREAS, a report has been filed by the Director of Public Works that the construction of improvements on Granger Avenue between Tidewater Southern Railroad Tracks and Tully Road

has been completed by Standard Materials Inc.,

in accordance with the contract agreement dated August 6, 1958

NOW, THEREFORE, BE IT RESOLVED that the construction of improvements on Granger Avenue between Tidewater Southern Railroad Tracks and Tully Road

be accepted from said contractor Standard Materials 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 5 day of November, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Spaulding and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-360

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION OF THE SCHERER ADDITION TO THE CITY OF MODESTO AND FIXING THE TIME AND PLACE FOR HEARING OBJECTIONS TO THE PROPOSED ANNEXATION.

WHEREAS, a petition for annexation to the City of Modesto was filed by Byron H. Scherer, Elizabeth Scherer, Mrs. Myrtle D. Weitl, Mr. Joe Weitl, Mrs. Alfred Romano and Mr. Alfred Romano on October 7 1958, to annex to the City of Modesto, under the provisions of the Annexation of Uninhabited Territory Act of 1939, as amended, the area or territory hereby designated as the SCHERER ADDITION, situate in the County of Stanislaus, State of California, and contiguous to the City of Modesto, described as follows:

All that certain real property situate in the State of California, County of Stanislaus, Section 31, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being a portion of Lot 5 of the Spencer Colony as per map filed December 16, 1904, in Volume 2 of Maps, Page 3, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits, said point being at the intersection of the Southern line of the Franklin School property and center line of Lateral number 5 of the Modesto Irrigation District as described in the boundary description of the Mark Twain Addition, filed June 22, 1956, Instrument number 17230, Stanislaus County Records; thence along the Southern line and its Western extension of said Franklin School property and existing City Limits, North 89° 47' West, 790.68 feet, to a point on the North-South quarter section line of said Section 31; thence continuing along the Western extension of said Southern line of said Franklin School property and existing City Limits, North 89° 48' 30" West, 31.04 feet, to a point on the Western line of a 50' County Road known as Emerald Avenue; thence along the Western line of said 50' County Road known as Emerald Avenue and existing City Limits, South 3° 05' 35" East, 20.61 feet; thence continuing along the Western line of said 50' County Road known as Emerald Avenue and existing City Limits, South 0° 11' 30" East, 240.42 feet, to a point on the Westerly extension of the Southern line of the property described in the deed to Byron H. and Elizabeth W. Scherer recorded November 21, 1956, as Instrument Number 31594 in Volume 1396, Page 67, Stanislaus County Records; thence leaving the existing City Limits and going along the Southern line and its Westerly extension of said Scherer property, South 89° 47' East, 290.00 feet; thence along the Western line of said Scherer property, South 00° 11' 30" East, 163.62 feet; thence along the most Southern line of said Scherer property, South 89° 47' East, 552.15 feet, to a point on the center line of the Modesto Irrigation District Lateral Number 5; thence along said center line, North 03° 07' West, 425.20 feet, to the point of beginning, containing 7.012 acres more or less,

and

WHEREAS, the County Boundary Commission of Stanislaus County has heretofore approved the proposed boundaries of said territory as to definiteness and certainty, and

WHEREAS, said petition was referred to the Planning Commission of the City of Modesto for investigation, report and recommendation, and

WHEREAS, the Planning Commission has heretofore rendered its report and recommendation to the Council, favoring the annexation of said territory, and

WHEREAS, it appears to the Council of the said City and the Council after hearing evidence finds that said petition is in proper form and that the real property described therein and hereinabove described is contiguous to the City of Modesto and that said petition is signed by the owners of not less than one-fourth of the land in the territory by area, and by assessed value as shown on the last equalized assessment roll of the County of Stanislaus, being the County in which the territory is situated, and that less than twelve registered voters reside within said territory, and that said territory is uninhabited territory within the meaning of the Annexation of Uninhabited Territory Act of 1939,

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

SECTION 1. NOTICE IS HEREBY GIVEN that the 17th day of December 1959, at the hour of 4:30 o'clock P.M. of said day, in the Council Chambers at the McHenry Public Library, located at Fourteenth and I Streets 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. At any time before the hour set for hearing objections, any owner of property within the territory may file written protests against the annexation, which protest shall state the name of the owner of the property affected and the description and area of the property in general terms.

SECTION 2. The City Clerk shall cause a copy of this resolution to be published at least twice, but not oftener than once a week, in The Modesto Bee, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto, and shall also cause a copy of this resolution to be published in the Turlock Daily Journal, being a newspaper of general circulation published outside of 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.

SECTION 3. 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.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5 day of November, 1958, by Councilman Spaulding, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-361

A RESOLUTION APPROVING RIGHT OF WAY CONTRACTS BETWEEN THE CITY OF MODESTO AND PROPERTY OWNERS ALONG MCHENRY AVENUE AND AUTHORIZING THE CITY MANAGER TO SIGN CONTRACTS ON BEHALF OF THE CITY

WHEREAS, the City of Modesto has entered into an agreement with the American Right of Way and Appraisal Contractors for procuring certain rights of way and properties within the City and along McHenry Avenue, and

WHEREAS, three right of way contracts for widening of McHenry Avenue are now complete as follows:

Documents	Name
M-121	Richard H. Kintz
M-77	Madeline Webb Hiatt
M-139	Madeline Webb Hiatt

NOW, THEREFORE, BE IT HEREBY RESOLVED that the City of Modesto approve these Right of Way Contracts as presented and the City Manager be authorized to sign each on behalf of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the City Council held on the 5th day of November, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Spaulding
Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-362

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION OF THE WESTAIRE ACRES ADDITION TO THE CITY OF MODESTO AND FIXING THE TIME AND PLACE FOR HEARING OBJECTIONS TO THE PROPOSED ANNEXATION.

WHEREAS, a petition for annexation to the City of Modesto was filed by Robert J. Crow and Lura S. Crow on October 2, 1958, to annex to the City of Modesto, under the provisions of the Annexation of Uninhabited Territory Act of 1939, as amended, the area or territory hereby designated as the WESTAIRE ACRES ADDITION, situate in the County of Stanislaus, State of California, and contiguous to the City of Modesto, described as follows:

All that certain real property situate in the State of California, County of Stanislaus, Section 30, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being a portion of Lot 19 of the Maze Ranch Subdivision as per map filed March 19, 1909, in Volume 4 of Maps, Page 18, Stanislaus County Records, described as follows:

Beginning at the Northeastern corner of the property annexed to the City of Modesto as the Hillview Acres Addition, filed June 17, 1958, as Instrument No. 14792, Stanislaus County Records, said corner being on the center line of the Modesto Irrigation District Lateral No. 4 and also being on the City limits line of the City of Modesto; thence along the Northern extension of the Eastern line of said Hillview Acres Addition, North 0° 09' 30" East, 50.08 feet, to the Northern line of said Modesto Irrigation District Lateral No. 4; thence along said Northern line of Modesto Irrigation District Lateral No. 4, North 86° 52' 30" East, 9.12 feet, to a point on the Western line of Lot 19 of said Maze Ranch Subdivision; thence along said Western line of Lot 19, North 0° 31' 30" West, 728.08 feet, to its intersection with the Southern line of a forty-foot Public Road known as Elm Avenue; thence along said Southern line of Elm Avenue, South 89° 46' East, 1324.42 feet, to its intersection with the Western line of forty-foot Public Road known as Emerald Avenue, as shown on said Maze Ranch Subdivision map; thence along said Western line of Emerald Avenue, South 0° 31' 30" East, 838.42 feet, to its intersection with the center line of said Modesto Irrigation District Lateral No. 4; thence along said center line of the Modesto Irrigation District Lateral No. 4, North 85° 52' 30" West, 1092.00 feet; thence continuing along said center line of the Modesto Irrigation District Lateral No. 4, South 86° 52' 30" West, 236.14 feet, to its intersection with said Western line of Lot 19; thence along said Western line of Lot 19, South 0° 31' 30" East, 50.05 feet, to its intersection with the Southern line of said Modesto Irrigation District Lateral No. 4; thence along said Southern line of the Modesto Irrigation District Lateral No. 4 South 86° 52' 30" West, 10.32 feet, to its intersection with the Eastern line of said Hillview Acres Addition, and the existing City limits; thence along said Eastern line of Hillview Acres Addition and the existing City limits, North 0° 09' 30" East, 50.08 feet, to the point of beginning, containing 24.172 acres, more or less.

and

WHEREAS, the County Boundary Commission of Stanislaus County has heretofore approved the proposed boundaries of said territory as to definiteness and certainty, and

WHEREAS, said petition was referred to the Planning Commission of the City of Modesto for investigation, report and recommendation, and

WHEREAS, the Planning Commission has heretofore rendered its report and recommendation to the Council, favoring the annexation of said territory, and

WHEREAS, it appears to the Council of the said City and the Council after hearing evidence finds that said petition is in proper form and that the real property described therein and hereinabove described is contiguous to the City of Modesto and that said petition is signed by the owners of not less than one-fourth of the land in the territory by area, and by assessed value as shown on the last equalized assessment roll of the County of Stanislaus, being the County in which the territory is situated, and that less than twelve registered voters reside within said territory, and that said territory is uninhabited territory within the meaning of the Annexation of Uninhabited Territory Act of 1939,

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

SECTION 1. NOTICE IS HEREBY GIVEN that the 17th day of December, 1958, at the hour of 5:00 o'clock P.M. of said day, in the Council Chambers at the McHenry Public Library, located at Fourteenth and I Streets 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. At any time before the hour set for hearing objections, any owner of property within the territory may file written protests against the annexation, which protest shall state the name of the owner of the property affected and the description and area of the property in general terms.

SECTION 2. The City Clerk shall cause a copy of this resolution to be published at least twice, but not oftener than once a week, in The Modesto Bee, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto, and shall also cause a copy of this resolution to be published in the Turlock Daily Journal, being a newspaper of general circulation published outside of 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.

SECTION 3. 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.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5 day of November, 19 58, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Spaulding and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-363

A RESOLUTION AUTHORIZING THE RON FISKE CONSTRUCTION COMPANY TO SUBSTITUTE CERTAIN SUBCONTRACTORS IN CONNECTION WITH THE PERFORMANCE OF THE CONTRACT FOR THE CONSTRUCTION OF THE CITY HALL AND PARKING GARAGE IN THE CITY OF MODESTO.

WHEREAS, the Council of the City of Modesto on September 24, 1958, by Resolution No. 58-310, awarded a contract to the Ron Fiske Construction Company for the construction of the City Hall and parking garage, and

WHEREAS, an agreement was executed by the Ron Fiske Con-Struction Company and the City on September 24, 1958, covering said construction, and

WHEREAS, the contractor has requested the consent of the City to substitute the firm of Mills Metal Partition Company in lieu of Fink & Schindler for the furnishing of special partitions in said construction and that the firm of C. E. Toland be substituted for Michal - Pfeffer for the furnishing of miscellaneous metal work in said construction, and

WHEREAS, the basis of the request of Ron Fiske Construction Company for the substitution of certain subcontractors in said con-struction is that the Ron Fiske Construction Company made an error in listing the subcontractors in submitting its low bid by specify-ing the amounts submitted by the subcontractors proposed to be sub-stituted by this resolution, and

WHEREAS, Section 4104(a) of the Government Code of the State of California authorizes any general contractor whose bid is accepted, with the consent of the awarding public authority, to sub-stitute any person as subcontractor in place of the subcontractor designated in the original bid,

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

SECTION 1. Pursuant to the authority contained in Section 4104(a) of the Government Code of the State of California the City

of Modesto hereby consents to the substitution by the Ron Fiske Construction Company of the following named subcontractors to wit: Mills Metal Partition Company for the furnishing of special partitions in said construction and C. E. Toland for the furnishing of miscellaneous metal work in said construction in connection with the contract awarded to the Ron Fiske Construction Company for the construction of the Modesto City Hall and parking garage.

SECTION 2. The City Clerk is hereby directed to furnish a copy of this resolution to the Ron Fiske Construction Company.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5 day of November, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Mayor Marks, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

NOES: None

ABSENT: None

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58- 364

WHEREAS, Section 5-6.210(e) of the Modesto Municipal Code provides in part as follows:

> "Whenever a premise has been disconnected from either the municipal water system or the sewer system for the non-payment of sewer service charges, such premise shall not be reconnected to either the municipal water system or the sewer system until all delinquent fees have been paid, together with such reasonable charges for reconnection as may be established from time to time by resolution duly adopted by the Council",

and

WHEREAS, it is essential that a reasonable fee for the reconnection of sewer service be established in those cases where delinquencies or other problems occur and water service is not provided by the City of Modesto water system, and

WHEREAS, the Council of the City of Modesto finds that the sum of Forty and no/100ths ($40.00) Dollars is a reasonable fee for the reconnection of sewer service,

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

SECTION 1. A fee in the amount of Forty and no/100ths ($40.00) Dollars is hereby established for reconnection of sewer service in accordance with Section 5-6.210(e) 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 5 day of November, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

NOES: None

ABSENT: None

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58 365

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 (LENORA SWOPE)

WHEREAS, the Modesto City Planning Commission held a public hearing on October 21, 1958 in the Council Chamber for the purpose of considering an application filed by Lenora Swope, to amend Section 19 of the Zoning Map, to reclassify from Multiple-Family Zone, R-3, and Neighborhood-Commercial Zone, C-1, to Light-Industrial Zone, M-1, the following described property:

> The west 60 feet of Lot 18 of Evergreen Acres, being located on the north side of Coldwell Avenue, west of Tully Road,

and

WHEREAS, the said Commission, after hearing evidence both oral and documentary, on the proposed amendment, adopted Resolution No. 466 recommending to the Council that rezoning of the area as requested was required by public necessity, convenience and general welfare for the following reasons:

1. There is a need for more light-industrial, off-rail development close to the city;
2. The south side of Coldwell Avenue in this area is zoned and developed for light industrial purposes and the use of land could be served by added light industrial development on the north side of the street to place these kinds of uses together;
3. Coldwell Avenue cannot be properly both a residential and industrial street. Since the industry has developed on the south side, a similar use on the north side would permit harmonious traffic patterns and treatment.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment be set for 8:30 P.M., Wednesday, December 10, 1958, in the Council Chamber 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 5th day of November, 1958 by Councilman Robinson, who moved its adoption, which motion

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

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Spaulding and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST _____
City Clerk

RESOLUTION NO. 58-366

A RESOLUTION APPROVING THE FINAL MAP OF THE WALNUT GROVE SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, DANA DEVELOPMENT ASSOCIATION INC., a corporation, and DANA HOMES, INC., a corporation, are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 19.21 acres, known as the WALNUT GROVE SUBDIVISION, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 20th day of May, 1958, 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 WALNUT GROVE 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 WALNUT GROVE 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 and Ninety-nine and 20/100ths ($1,099.20) 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 Sixty-Three Thousand and no/100ths ($63,000.00) 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 12 day of November, 1958, by Councilman Spaulding, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-367

A RESOLUTION GRANTING A TEMPORARY PERMIT TO THE BORDEN COMPANY TO CONSTRUCT THREE BLACKTOP DRIVEWAY APPROACHES TO SERVE ITS PLANT LOCATED ON KANSAS AVENUE, UNDER CERTAIN CONDITIONS

WHEREAS, the Borden Company has filed a request for a variance from the provisions of Section 7-1.203(a) of the Municipal Code to permit the temporary installation of three blacktop driveway approaches from the pavement on Kansas Avenue to the existing driveways at the plant, and

WHEREAS the applicant has waived the five day notice of hearing provided in Section 1-4.03 of the Municipal Code, and

WHEREAS the Council has considered this request and heard both oral and documentary evidence.

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

SECTION 1. That a variance be granted to the applicant from the provisions of Section 7-1.203(c) of the Municipal Code to permit the construction, in the public right of way on Kansas Avenue, three blacktop driveway approaches to existing driveways on a temporary basis for a period not to exceed 18 months from the date of this resolution, subject to the following conditions:

(a) Permittee agrees to construct the standard driveway approaches which may be constructed at such time as the Company completes its plans for the Kansas Avenue driveway approaches, however, not to exceed a period of 18 months from the adoption of this resolution ;

(b) Permittee agrees to post a cash deposit or a corporate surety bond with the City of Modesto in the amount of $400 to guarantee the construction of standard concrete driveway approaches in accordance with city specifications at locations desired to serve this company;

(c) Permittee agrees to hold the city harmless from and against all costs, damages or liability of any nature arising out of the maintenance of the blacktop driveway approaches.

Failure to comply with any of the aforesaid conditions shall be grounds for revocation of the permission granted by this resolution.

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 written acceptance of this permit and post the required surety bond or cash deposit with the City Clerk and no rights shall be conferred hereby until said acceptance and surety bond or cash deposit is filed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of November, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-368

A RESOLUTION REJECTING ALL BIDS FOR THE INSTALLATION OF WATER LINES IN GREGORY GARDENS SUBDIVISION NO. 3 AND AUTHORIZING THE WORK TO BE DONE BY CITY FORCES

WHEREAS, the Council of the City of Modesto adopted Resolution No. 58-358, on November 5, 1958, approving the plans and specifications for the installation of water lines in Gregory Gardens Subdivision No. 3 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 November, 1958, and

WHEREAS, the City Clerk in accordance with said Resolution No. 58-358, thereafter duly and regularly caused a notice to be published in the manner and for the time prescribed by law, and

WHEREAS, all bids received pursuant to said notice were opened, examined and publicly declared at the time specified in said advertisement for bids, and

WHEREAS, the lowest responsible bid was submitted by Underground Construction Company, in the sum of $13,838.70, and

WHEREAS, the Director of Public Works estimates that the cost of such work to be performed by city forces for the sum of $3,862.50, thus effecting a savings to the taxpayers of approximately $9,976.20, which cost estimate has been approved by the City Manager, and

WHEREAS, the Council declared and determined 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 19th day of November, 1958, by Councilman Robonsin, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Merrill, Robinson, Mayor Pro Tempore Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Spaulding, Mayor Marks

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-369

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR DRILLING, CASING, TESTING & DEVELOPMENT OF ONE DEEP WELL FOR THE CITY OF MODESTO

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

Section 1. The plans and specifications for drilling, casing, testing & development of one deep well for the City of Modesto

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on December 1, 1958 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 19 day of November, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Robinson, Mayor Pro Tempore Hammond, Merrill

Noes: None

Absent: Spaulding, Mayor Marks

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-370

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ROOSEVELT CENTER INCORPORATED FOR TEMPORARY DRAINAGE FACILITIES IN NORTHGATE SUBDIVISION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Roosevelt Center Incorporated, for temporary drainage facilities in Northgate Subdivision

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated City officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19 day of November, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Robinson, Mayor Pro Tempore Hammond Merrill

NOES: Councilmen: None

ABSENT: Councilmen: Spaulding, Mayor Marks

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-371

A RESOLUTION ACCEPTING THE CONSTRUCTION OF ROSEBURG IMPROVEMENT FROM MILLS AVE. TO VIRGINIA AVE. AND ORANGEBURG AND BRIGGSMORE CROSSING OF THE TIDEWATER RAILROAD; AUTHORIZING PAYMENT OF AMOUNTS DUE AND RECORDATION OF NOTICE OF COMPLETION WITH THE COUNTY RECORDER

WHEREAS, a report has been filed by the Director of Public Works that the construction of Roseburg improvement from Mills to Virginia Ave. and Orangeburg and Briggsmore crossing of the Tidewater Railroad

has been completed by M. J. Ruddy & Son

in accordance with the contract agreement dated September 11, 1958

NOW, THEREFORE, BE IT RESOLVED that the construction of Roseburg improvement from Mills to Virginia Avenues and Orangeburg and Briggsmore crossing of the Tidewater Railroad

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 19 day of November, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Merrill, Robinson, Mayor Pro Tempore Hammond

Noes: Councilmen: None

Absent: Councilmen: Spaulding, Mayor Marks

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-372

A RESOLUTION APPROVING AGREEMENT WITH STANISLAUS COUNTY FOR RECREATION PROGRAM FOR THE FISCAL YEAR 1958-59

BE IT HEREBY RESOLVED by the Council of the City of Modesto that certain agreement dated November 20, 1958, by and between the City of Modesto, a municipal corporation of the State of California, and the County of Stanislaus, of the State of California, relating to the promotion of a program of community recreation for the fiscal year 1958-59, be and it is hereby approved and the designated officials of the City of Modesto are hereby authorized and directed to execute the same in the name of and for and on behalf of the City of Modesto. Reference is hereby made to a copy of said agreement on file in the office of the City Clerk of the City of Modesto for further particulars.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of November, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Merrill, Robinson, Mayor Pro Tempore Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Spaulding, Mayor Marks

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58- 373

A RESOLUTION ESTABLISHING A RATE FOR FURNISHING SEWER SERVICES TO THE UNITED STATES ARMY ENGINEER CORPS ON PROPERTY TO BE USED FOR A RESERVE TRAINING CENTER.

WHEREAS, the United States Army Engineer Corps is acquiring property for a reserve training center to be located at the northeast corner of the intersection of Kansas and Emerald Avenues, and

WHEREAS, said property is located outside the city limits of the City of Modesto, and

WHEREAS, the United States Army Engineer Corps desires to obtain sewer services to serve said reserve training center, and

WHEREAS, Section 5-6.206 (1) of the Municipal Code provides that the Council has the power to establish by resolution the rates to be charged for providing sewer services to governmental agencies at rates different from those charged to other users, provided that such rates are fair and equitable to all parties concerned, and

WHEREAS, pursuant to the provisions of Section 5-6.206 (c)(1) of the Municipal Code, the Council hereby finds it fair and equitable to charge the occupants of such property in an amount equal to fifty (50%) per cent of the bi-monthly metered water bill for any sewer services furnished by City,

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

SECTION 1. The rate to be charged for providing sewer services to the United States Army Engineer Corps for the above described property to serve the reserve training center is hereby established at the rate of fifty (50%) per cent of the metered water service, but in no event shall the charge be less than a bi-monthly rate of Two and 25/100ths ($2.25) Dollars as is specified in Section 5-6.206 (c)(1) of the Municipal Code.

SECTION 2. Since the United States Army Engineer Corps will be utilizing water from other than City facilities, the United States Army Engineer Corps shall install metering facilities approved by the Director of Public Works at its own expense.

SECTION 3. That the City Clerk furnish a copy of this resolution to the United States Army Engineer Corps.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19 day of November, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Robinson, Merrill, Mayor Pro Tempore Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Spaulding, Mayor Marks

ATTEST: _____
REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-374

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND HOOVER, LACY & BIENVENU FOR LEGAL SERVICES IN CONNECTION WITH MCHENRY AVENUE WIDENING CONDEMNATION PROCEEDINGS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Hoover, Lacy and Bienvenu

for legal services in connection with McHenry Avenue widening condemnation proceedings

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated City officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19 day of November, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Merrill, Robinson, Mayor Pro Tempore Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Spaulding, Mayor Marks

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-375

A RESOLUTION ESTABLISHING NO PARKING DURING SPECIFIED HOURS ON THE EASTERLY CURB OF McHENRY AVENUE BETWEEN DOWNEY STREET AND JONES STREET AND ON THE WESTERLY CURB OF McHENRY AVENUE BETWEEN NEEDHAM STREET AND JONES STREET IN THE CITY OF MODESTO.

WHEREAS, Section 589.5 of the Vehicle Code of the State of California authorizes cities, with the approval of the State Department of Public Works, to prohibit or restrict the parking of vehicles on a state highway, and

WHEREAS, the best interests of the citizens of the City of Modesto require that parking on the public streets in the City be restricted and limited as hereinafter provided,

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

SECTION 1. It shall be unlawful for the operator of a vehicle to park such vehicle between the hours of 7 o'clock A.M. and 9 o'clock A.M. and between the hours of 4 o'clock P.M. and 6 o'clock P.M. of any day except Sunday at the following locations in the City of Modesto:

On the easterly curb of McHenry Avenue between the northerly curb of Downey Street and the southerly curb of Jones Street; and

On the westerly curb of McHenry Avenue beginning at a point one hundred (100') feet northerly from the intersection of said curb with the northerly curb of Needham Street, and continuing northerly along the McHenry Avenue curbline to a point opposite the westerly prolongation of the southerly curb of Jones Street.

SECTION 2. The Director of Parking and Traffic is hereby directed to cause the above described area to be marked and posted in accordance with the provisions of this resolution and the applicable laws of the City.

SECTION 3. This resolution shall become effective only after approval by the Division of Highways of the State of California and shall become obsolete and of no further force and effect within six months after receipt of written notification by the Division of

Highways 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 19 day of November, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Merrill, Robinson, Mayor Pro Tempore Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Spaulding, Mayor Marks

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-376

A RESOLUTION RESCINDING RESOLUTION NO. 56-234 ENTITLED "A RESOLUTION PROHIBITING SPECIFIED TURNING MOVEMENTS AT THE INTERSECTIONS OF NINTH STREET AND G STREET AND NINTH STREET AND H STREET IN THE CITY OF MODESTO".

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

SECTION 1. Resolution No. 56-234 entitled "A Resolution Prohibiting Specified Turning Movements at the Intersections of Ninth Street and G Street and Ninth Street and H Street in the City of Modesto", adopted by the Council on June 6, 1956, is hereby rescinded.

SECTION 2. The Director of Parking and Traffic is hereby directed to cause the above described area to be marked and/or posted in accordance with the provisions of this resolution and the applicable laws of the City.

SECTION 3. This resolution shall become effective only after approval by the Division of Highways of the State of California and shall become obsolete and of no further force and effect within six months after receipt of written notification by the Division of Highways 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 19 day of November, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Merrill, Robinson, Mayor Pro Tempore Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Spaulding, Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-377

A RESOLUTION DESIGNATING A ONE-WAY ALLEY BETWEEN G AND H STREETS AND TENTH AND ELEVENTH STREETS IN THE CITY OF MODESTO.

WHEREAS, Section 3-2.501 Of Chapter 2 of Title III of the Modesto Municipal Code authorizes the Council, by resolution, to determine and designate one-way streets or alleys or portions thereof, and

WHEREAS, the Council finds and determines that the best interests of the citizens of the City require that a one-way alley be established between G and H Streets and Tenth and Eleventh Streets in the City of Modesto,

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

SECTION 1. It shall be unlawful to drive any vehicle through the alley in the block bounded by G, H, Tenth and Eleventh Streets except in a southeasterly direction.

SECTION 2. The Director of Parking and Traffic is hereby directed to cause the above described alley to be posted in accordance with the provisions of this resolution and the applicable laws of the City.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19 day of November, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Merrill, Robinson, Mayor Pro Tempore Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Spaulding, Mayor Marks

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-378

A RESOLUTION GRANTING A PERMIT TO THE SALVATION ARMY TO PLACE A KETTLE IN FRONT OF THE S. H. KRESS AND COMPANY STORE DURING THE CHRISTMAS SEASON

WHEREAS, the Salvation Army has filed a request with the City Council for permission to install one kettle (8' x 8' x 4') in front of the S. H. Kress and Company Store, 944 10th Street during the Christmas season, beginning November 29, 1958 and ending December 24, 1958,

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 place a (8' x 8' x 4') kettle house in front of S. H. Kress and Company Store, 944 10th Street, during the Christmas season, beginning November 29, 1958 and ending December 24, 1958, subject to the other provisions of this resolution.

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, its successors and assigns, duringthe 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.

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 written acceptance of this permit 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 19th day of November, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Spaulding

ATTEST: Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-379

A RESOLUTION AUTHORIZING THE SALE OF ALL THE LEAVES COLLECTED BY THE CITY CREWS AND STOCKPILED AT THE MODESTO CITY SEWER FARM FOR THE BALANCE OF THE FISCAL YEAR 1958-59 TO THE ORGANIC COMPANY OF TURLOCK FOR THE SUM OF $250

WHEREAS, the Organic Company of Turlock has offered to buy all the leaves harvested from the City streets by the City of Modesto and stockpiled at the City of Modesto Sewer Farm for the balance of the fiscal year 1958-59 for the sum of $250, payable in advance, and

WHEREAS, this company has offered to remove all of the leaves from the Sewer Farm by June 1, 1959,

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

SECTION 1. The sale of all the leaves harvested from the city streets for the balance of the fiscal year 1958-59 to the Organic Company of Turlock for the sum of $250.00 is hereby authorized and approved, and the City Manager is authorized to implement said sale.

SECTION 2. Resolution No. 57-166 adopted by the Council of the City of Modesto on April 17, 1957, establishing the policy and price for the sale of leaves shall continue in effect, except insofar as it is superseded by the provisions of this resolution for the fiscal year 1958-59.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of November, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Spaulding

ATTEST: _____ CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-380

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO PROTESTING THE GRANTING OF AN ON-SALE BEER LICENSE FOR THE PREMISES AT 1007 YOSEMITE BOULEVARD

WHEREAS, under State law, the California State Department of Alcoholic Beverage Control has the power to grant or deny licenses for the sale of alcoholic beverages, including beer, and

WHEREAS, Mr. Elmer Norwood has applied for an on-sale beer license at 1007 Yosemite Boulevard, and

WHEREAS, the property at 1007 Yosemite Boulevard is only one block from the Wilson Elementary School, and

WHEREAS, many children cross Yosemite Boulevard near the said premises at 1007 Yosemite Boulevard to walk along Wilson Avenue to Wilson Elementary School, and

WHEREAS, Wilson Avenue is the most direct route for said children to go from areas south of Yosemite Boulevard to the Wilson School, and

WHEREAS, the Modesto City Planning Commission by Resolution No. 475, adopted on November 18, 1958, has recommended to the City Council that it protest the granting of said license, and

WHEREAS, the City Council believes it to be undesirable and not in the public interest, safety or general welfare for a place of business selling beer for consumption on the premises to be located on or near the direct route or pedestrian children going to and from an elementary school located in the immediate vicinity, and

WHEREAS, Section 23988 of the Business and Professions Code of the State of California authorizes local governmental agencies to protest the granting of a liquor license within their jurisdictions,

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Modesto hereby protests to the California State Department of Alcoholic Beverage Control the granting of an on-sale beer license to Mr. Elmer Norwood at 1007 Yosemite Boulevard, Modesto, California,

BE IT FURTHER RESOLVED that the City Clerk transmit a certified copy of this resolution to the California State Department of Alcoholic Beverage Control.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of November, 1958, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Spaulding

ATTEST: Rex E. Gailfus

Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-381

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO RELATING TO THE LOCATION OF BILLBOARDS ALONG LIMITED ACCESS HIGHWAYS

WHEREAS, the Subcommittee on Outdoor Advertising of the Senate Special Committee on Governmental Administration is holding hearings on the control of outdoor advertising along limited access highways in the unincorporated area of the State of California, and

WHEREAS, limited access highways are constructed for the purpose of providing safe, rapid and unobstructed vehicular rights of way, and

WHEREAS, excessive billboard construction along the limited access highways reduces the efficiency of the highway for travel purposes, and

WHEREAS, such highways traverse open, unincorporated areas of the State which should be protected from unnecessary commercial sign defacement, and

WHEREAS, the Federal Government will provide an additional one-half of one percent of the cost of certain highway projects to states which adopt billboard regulations in harmony with recommended state regulations, and

WHEREAS, such federal regulations are not yet available for study and evaluation, and

WHEREAS, some regulation of billboards near or adjacent to limited access highways in unincorporated and noncommercial and nonindustrial areas of the State is desirable and necessary in the public interest and welfare, and

WHEREAS, the Modesto Planning Commission, by Resolution No. 474, adopted on November 18, 1958, has recommended to the City Council that the Senate Special Committee on Governmental Administration Subcommittee on Outdoor Advertising, Senator John F. McCarthy, Chairman, be requested to give careful consideration to the adoption of reasonable but effective regulations governing the location, size,

number and content of billboards permitted to be erected within viewing distance of limited access highways in the unincorporated and noncommercial and nonindustrial areas of the State of California.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Modesto that it does hereby request the Senate Special Committee on Governmental Administration to give careful consideration to the adoption of reasonable but effective regulations governing the location, size, number and content of billboards permitted to be erected within viewing distance of limited access highways in the unincorporated and noncommercial and nonindustrial areas of the State of California, and

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to transmit a certified copy of this resolution to Senator John F. McCarthy, Chairman of the Senate Special Committee on Governmental Administration Subcommittee on Outdoor Advertising.

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

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Robinson, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Spaulding

ATTEST: Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-382

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE MODESTO MERCHANTS ASSOCIATION, DOWNTOWN DIVISION, FOR INSTALLATION OF CHRISTMAS STREET DECORATIONS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and the Modesto Merchants Association, Downtown Division

for installation of Christmas street decorations

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated City officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26 day of November, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Merrill, Robinson, Spaulding, Mayor Pro Tempore Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Mayor Marks

ATTEST: [signature] CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-383

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE MASONIC CEMETERY ASSOCIATION FOR INSTALLATION OF CHAIN LINK FENCE AT THOMAS B. SCOTT PARK

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and the Masonic Cemetery Association

for the installation of chain link fence at Thomas B. Scott Park

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated City officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26 day of November, 1958, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Merrill, Robinson, Spaulding, Mayor Pro Tempore Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Mayor Marks

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-384

A RESOLUTION ACCEPTING THE OFFER OF ALLEN J. STEDJEE TO PURCHASE USED "B" ADDRESSOGRAPH FRAMES

WHEREAS, the City of Modesto has 5000 surplus used "B" addressograph frames, and

WHEREAS, Allen J. Stedjee, 918 Badgley Drive, Modesto, California, has offerred to purchase these frames, which cannot be used by the City of Modesto, for the sum of $3.50 per thousand,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the offer of Allen J. Stedjee of $3.50 per thousand for the surplus used "B" addressograph frames be and it is hereby accepted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of November, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Merrill, Robinson, Spaulding, Mayor Pro Tempore Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Mayor Marks

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-385

A RESOLUTION SETTING THE TIME AND PLACE FOR THE PUBLIC HEARING ON THE APPLICATION OF LOIS L. LANE, DOING BUSINESS AS RED TOP TAXI, FOR PERMIT TO OPERATE ONE ADDITIONAL TAXICAB

WHEREAS, Lois L. Lane, doing business as Red Top Taxi, has filed an application for a permit to operate one additional taxicab in the City of Modesto, and

WHEREAS, Section 4-6.215 of the Municipal Code, provides that a public hearing be held before the Council to determine whether the public convenience and necessity requires the operation of an additional cab.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the public hearing on the application of Lois L. Lane to operate an additional taxicab in the City of Modesto, be held at 4:30 P.M., December 3, 1958 in the Council Chamber located in the McHenry Public Library, 14th and I Streets, 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 26th day of November, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Merrill, Robinson, Spaulding, Mayor Pro Tempore Hammond
Noes: Councilmen: None
Absent: Councilmen: Mayor Marks

attest: [signature]
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-386

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND STATE OF CALIFORNIA, CALIFORNIA DISASTER OFFICE, RELATING TO SALE OF SURPLUS PROPERTY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and State of California, California Disaster Office, providing for payment by the City for services and handling charges in purchase of surplus property from the State, be and it is hereby approved.

BE IT FURTHER RESOLVED that this Agreement shall commence on the 1st day of October, 1958, and shall terminate on the 31st day of December, 1962, subject to the right of either party to terminate the Agreement by giving the other party written notice at least 30 days prior to such termination.

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated City officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of November, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Merrill, Robinson, Spaulding, Mayor Pro Tempore Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Mayor Marks

ATTEST: Rex E. Gailfus
Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-387

BE IT RESOLVED by the Council of the City of Modesto and hereby ordered that Ross Miller who is the City Manager or C. W. Masonheimer who is the Assistant City Manager shall be and they are hereby authorized as the representatives of the City of Modesto to sign the warehouse issue sheet (SEASP Form 111) of the California State Educational Agency for Surplus Property which contains the following terms and conditions:

I. THE DONEE HEREBY CERTIFIES THAT:

(1) It is a tax-supported or nonprofit and tax-exempt (under Section 501(c)(3) of the Internal Revenue Code of 1954 or Section 101(6) of the Internal Revenue Code of 1939) school system, school, college, university, medical institution, hospital, clinic or health center, or 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 (hereinafter referred to as "The Department").

(2) The property requested by this document is usable and necessary in the State for either educational, public health, or civil defense purposes including research for any such purpose, is required for its own use to fill an existing need, and is not being acquired for any other use or purpose, for use outside the State, or for sale.

(3) Funds are available to pay the costs of care and handling incident to donation, including packing, preparation for shipping, loading and transporting such property.

(4) Property acquired by a donee, regardless of acquisition cost, shall be on an "as is","where is" basis without warranty of any kind.

(5) With respect to any property listed on this document or attachments hereto which has a single item acquisition cost of $2,500.00 or more, the donee agrees to the terms and conditions in Paragraph II and with respect to any such property other than aircraft, to the terms and conditions in one of Paragraphs III or IV, whichever is appropriate by virtue of the designation of purpose indicated on the face of this document.

II. TERMS AND CONDITIONS APPLICABLE TO ANY DONATED PROPERTY HAVING A SINGLE ITEM ACQUISITION COST OF $2,500.00 OR MORE, REGARDLESS OF THE PURPOSE FOR WHICH ACQUIRED:

(1) Such property shall be used only for the educational, public health, or civil defense purpose for which acquired, including research for any such purpose, and for no other prupose.

(2) Donees shall make reports to the State Agency on the use, condition, and location of such property and on other pertinent matters as may be required from time to time by the State Agency, the Department, or the Office of Civil and Defense Mobilization, as appropriate.

III. TERMS AND CONDITIONS APPLICABLE TO PROPERTY OTHER THAN AIRCRAFT HAVING A SINGLE ITEM ACQUISITION COST OF $2,500.00 OR MORE DONATED FOR EDUCATIONAL OR PUBLIC HEALTH PURPOSES:

(1) Such property shall be placed in use for the purpose for which acquired no later than twelve months after acquisition thereof. In the event such property is not placed in use within twelve months of receipt, the donee, within 30 days after the expiration of the twelve-month period, shall notify the Department in writing through the appropriate State Agency. Title and right to the possession of such property not so placed in use within the above-mentioned period shall at the option of the Department revert to the United States of America, and upon demand the donee shall release such property to such person as the Department or its designee shall direct.

(2) There shall be a period of restriction which will expire after such property has been used for the purpose for which acquired for a period of four years, except that the period of restriction on motor vehicles donated subsequent to June 3, 1955, will expire after a period of two years of such use.

(3) During the period of restriction the donee shall not sell, trade, lease, lend, bail, encumber, or otherwise dispose of such property or remove it for use outside the State without prior written approval of the Department. Any sale, trade, lease, loan, bailment, encumbrance or other disposal of property, when such action is authorized by the Department, shall be for the benefit and account of the United States of America and the net proceeds thereof shall be received and held in trust for the United States of America and shall be paid promptly to the Department, except in those instances in which the Department determines that the Government's administrative costs in connection with receipt thereof will exceed such net proceeds.

(4) In the event such property is sold, traded, leased, loaned, bailed, encumbered, or otherwise disposed of during the period of restriction without prior approval, the donee at the option of the Department, shall be liable to the United States of America for the proceeds of the disposal or for the fair market value of the property at the time of such disposal as determined by the Department.

(5) If, during the period of restriction, property is no longer suitable, usable or further needed by the donee for the purpose for which acquired, the donee shall promptly notify the Department through the State Agency, and shall, as directed by the Department or State Agency, either retransfer the property to such department or agency of the United States of America or such other donee as may be designated, or sell the property at public sale. Such public sale shall be for the benefit and account of the United States of America and the net proceeds thereof shall be received and held in trust for the United States of America, and shall be paid promptly to the Department, except in those instances in which the Department determines that the Government's administrative costs in connection with receipt thereof will exceed such net proceeds.

(6) At the option of the Department, the donee may abrogate the terms and conditions set forth in Paragraphs II and III by payment of an amount as determined by the Department.

IV. TERMS AND CONDITIONS APPLICABLE TO PROPERTY OTHER THAN AIRCRAFT HAVING A SINGLE ITEM ACQUISITION COST OF $2,500.00 OR MORE DONATED FOR CIVIL DEFENSE PURPOSES:

(1) With respect to property donated for civil defense training purposes there shall be a period of restriction which will expire after such property has been used for such purpose for a period of four years, except that the period of restriction on motor vehicles will expire after a period of two years of such use.

(2) With respect to property donated for operational readiness or reserve stock purposes, there shall be a period of restriction which shall continue in full force and effect until released or otherwise terminated in writing by the Director, Office of Civil and Defense Mobilization.

(3) In the event any donated property is used during the period of restriction for any purpose other than that for which the property was acquired, without prior written authorization by the Director, Office of Civil and Defense Mobiliation, all right, title and interest in and to the property, at the option of the Director, Office of Civil and Defense Mobilization, shall revert to the United States of America.

(4) During the period of restriction the donee shall not sell, trade, lease, lend, bail, encumber, or otherwise dispose of such property or remove it for use outside the State without prior written approval of the Director, Office of Civil and Defense Mobilization.

(5) If, during the period of restriction, property is no longer suitable, usable or further needed for the purpose for which acquired, the donee shall promptly notify the Director, Office of Civil and Defense Mobilization through the State Agency (California Disaster Office) and shall, as directed, by the Director, Office of Civil and Defense Mobilization or State Agency, either retransfer the property to such department or agency of the United States of America or such other donee as may be designated, or sell the property at public sale.

(6) In the event such property is sold, traded, leased, loaned, bailed, encumbered, or otherwise disposed of during the period of restriction without prior approval, the donee, at the option of the Director, Office of Civil and Defense Mobilization, shall be liable to the United States of America for the proceeds of the disposal or for the fair market value of the property at the time of such disposal as determined by the Director, Office of Civil and Defense Mobilization.

(7) Property donated for purpose of civil defense reserve stocks shall be stored in accordance with criteria made and approved by the Director, Office of Civil and Defense Mobilization and maintained in good operating condition by the donee acquiring title to such property.

RESOLVED FURTHER that a certified copy of this resolution be given to the State of California, State Educational Agency for Surplus Property, and that same shall remain in full force and effect until written notice to the contrary is given said Agency.

Signatures of persons authorized to sign: Ross Miller

C. W. Masonheimer

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of November, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Merrill, Robinson, Spaulding, Mayor Pro Tempore Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Marks

ATTEST: Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-388

A RESOLUTION SETTING THE DATE OF DECEMBER 17, 1958, AT 5:15 P.M. IN THE COUNCIL CHAMBER, MCHENRY PUBLIC LIBRARY, 14TH AND I STREETS, AS THE TIME AND PLACE FOR A PUBLIC HEARING ON THE PROPOSED AMENDMENTS TO THE ZONING REGULATIONS, CITY OF MODESTO

WHEREAS, the Modesto City Planning Commission has recommended by its Resolution No. 461 that the Council of the City of Modesto amend Chapter 2 of Title X of the Modesto Municipal Code (Zoning Regulations) as set forth in the attached document entitled "Proposed Amendment to Zoning Regulations" which is hereby made a part of this resolution.

NOW, THEREFORE, BE IT RESOLVED that the date of December 17, 1958, at 5:15 P.M. in the Council Chamber, McHenry Public Library, 14th and I Streets be set as the time and place for the public hearing on the proposed amendment of Zoning Regulations, as set forth in the attached document, "Proposed Amendment to Zoning Regulations".

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of November, 1958, by Councilman Spaulding, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Merrill, Robinson, Spaulding, Mayor Pro Tempore Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Marks

ATTEST: _____
City Clerk

RESOLUTION NO. 461

Exhibit for Res. 58-388

A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF MODESTO RECOMMENDING TO THE COUNCIL AMENDMENTS TO CHAPTER 2 OF TITLE X OF THE MODESTO MUNICIPAL CODE (ZONING REGULATIONS).

WHEREAS, by Resolution No. 457 adopted on September 2, 1958, the Planning Commission initiated proceedings to amend the Zoning Regulations of the City of Modesto and set a time and place for holding a public hearing thereon, and

WHEREAS, said public hearing was held on September 16, 1958 and continued to October 7, 1958, and

WHEREAS, it was determined by the Commission that the hereinafter described amendments to the Code are required by public necessity, convenience and general welfare,

NOW, THEREFORE, BE IT RESOLVED by the Planning Commission that it recommends to the Council that Chapter 2 of Title X of the Modesto Municipal Code (Zoning Regulations) be amended as follows:

Add SEC. 10-2.202.1: ALLEY. A public thoroughfare for the use of pedestrians and vehicles which affords, or is designed or intended to afford, the secondary means of access to abutting property.

Add SEC. 10-2.204.1: BEDROOM. Any room or other space within a dwelling unit used or intended or designed to be used for sleeping purposes.

Add SEC. 10-2.256.1: ROOF. A solid, rigid covering supported by columns or walls.

Amend SEC. 10-2.271: TRAILER CAMP. Any area or tract of land used or designed to accommodate two (2) or more automobile trailers and including trailer camps as defined by law.

Add SEC. 10-2.272.2: WHOLESALE. Wholesale shall ~~be construed to~~ mean the sale of goods, wares, merchandise, or services for the purpose of resale and not to consumers or users thereof.

Amend SEC. 10-2.301: NAMES OF ZONES. In order to classify, regulate, restrict and segregate the uses of land and buildings, to regulate and restrict the

height and bulk of buildings, and to regulate the area of yards and other open spaces about buildings, and to regulate the density of population, twelve (12) classes of zones are by this chapter established to be known as follows:

Residential-Agricultural zone .....R-A
One-Family zone R-1
Two-Family zone R-2
Multiple-Family zone R-3
Neighborhood Commercial zone C-1
General Commercial zone C-2
Commercial-Industrial zone ..... C-M
Light Industrial zone M-1
Heavy Industrial zone M-2
Flood Plain zone .....F
Planned Development zone ..... P-D
Industrial Park zone ..... M-P'

Amend SEC. 10-2.401: PERMITTED USES. In an R-A zone only the following uses are permitted as are hereinafter specifically provided and allowed.

(a) Any use permitted in the R-1, one-family zone.

(b) Additional housing for hired agricultural workers on sites containing ten (10) acres or more, provided that such housing is not located within any required yard space.

(c) On lots of one (1) acre or more, stands for the display or sale of agricultural products raised on the premises.

(d) Agricultural crops.

(e) Greenhouses, fruit trees, vines and nurseries for producing trees, vines and other horticultural stock, but not including offices or sales floor space.

(f) Storage of petroleum products for use on the premises, but not for resale.

(g) The following fowl and animals under the following conditions:

(1) Poultry (except turkeys and geese), chinchillas, hamsters, rabbits, and other small animals raised for food, scientific or fur bearing purposes, for family or commercial use; and household pets subject to the provisions of Section 10-2.233.

(2) Bovine animals and horses on sites of not less than one (1) acre, provided that such domestic animals shall not exceed a number per acre equal to two (2) adult animals of any one kind or combination thereof.

(3) The keeping of all domestic animals provided for in this Article shall conform to all other provisions of law governing same. No fowl or animals (except household pets), or any pen or coop (except those used for household pets), stable or barn shall be kept or maintained within forty (40) feet of any window or door of any residence, dwelling or other building used for human habitation, nor within forty (40) feet of any portion of a required yard space located on adjoining property if such adjoining property is devoted to a use other than agriculture.

(4) The slaughtering, dressing and marketing of any fowl or animals shall be limited to those raised on the premises.

(h) A mailing address for commercial and business license purposes for a person residing on the premises may be maintained provided no stock in trade, supplies, professional equipment, apparatus or business equipment are permitted on the premises, and no employees or assistants may be employed for services on the premises, except in connection with uses specifically listed as permissible in this article.

(i) Accessory buildings and structures under the following conditions:

(1) Private garage to accommodate not more than four (4) cars.

(2) Additional garage and implement shelter may be erected on lot containing ten (10) acres or more.

Amend SEC. 10-2.801 PERMITTED USES. In a C-1 zone only the following uses are permitted as are hereinafter specifically provided and allowed.

(a) The following general merchandising stores:

(1) Variety

(2) Dry goods, notions and general merchandise, but not including department stores.

(b) The following food stores:

(1) Grocery.

(2) Meat, fish, egg and poultry, provided there shall be no sales of live poultry or animals and no killing of fowl, fish or animals.

(3) Fruit and Vegetable.

(4) Candy, nut and confectionery.

(5) Dairy products..

(6) Bakery, catering establishment.

(7) Delicatessen.

(8) Coffee, tea, spices and health foods.

(9) Frozen food lockers, individual retail rental.

(c) The following automobile service facilities:

(1) Service station.

(2) Parking area.

(3) Parking garage.

(d) The following apparel and accessory stores:

(1) Mens and Boys' clothing and furnishings.

(2) Women's ready to wear.

(3) Women's accessory and specialty.

(4) Children's and infants'.

(5) Shoe.

(6) Family clothing

(7) Custom tailors.

(8) Custom dressmaking.

(e) The following home furnishings and equipment stores:

(1) Drapery, curtain and upholstery material.

(2) China, glassware and metalware.

(3) Miscellaneous home furnishings, such as pictures, frames, lamps and shades, awnings and window shades.

(4) Radio and television.

(5) Musical instruments and records.

(f) The following building materials stores:

(1) Paint, glass and wallpaper.

(2) Hardware, limited to household and garden hardware.

(g) The following eating and drinking establishments:

(1) Cafe, ice cream parlor, commercial lunch service, cafeteria, excluding the following:

(aa) Dancing and entertainment, except music.

(ab) Dispensing of alcoholic beverages, except beer.

(h) The following mescellaneous retail businesses:

(1) Drug and proprietary medicine.

(2) Liquor, for consumption off the premises.

(3) Book and stationery; office supply.

(4) Sporting goods.

(5) Jewelry.

(6) Florist, greenhouse,plant materials nursery.

(7) Cigar store and stand.

(8) News dealer and newsstand.

(9) Music.

(10) Camera and photographic supply.

(11) Gift, novelty and souvenir.

(12) Luggage and leather goods.

(13) Autograph and philatelist supply.

(14) Artist's supplies and art shop.

(15) Toys.

(16) Christmas tree sales.

(17) Five-and-ten-cent store.

(18)Ice dealer, provided storage of not more than five (5) tons capacity is provided.

(19) Garden supply.

(20) Pet store.

(i) The following finance, insurance and real estate businesses:

(1) Bank.

(2) Credit agency.

(3) Security and commodity broker, dealer, exchange and service.

(4) Insurance carrier, agent, broker and service.

(5) Realtor and real estate; abstractor; subdivider and developer.

(6) Holding and other investment company.

(j) The following personal services:

(1) Laundry agency; dry cleaning agency; self-service laundry; coal and fuel sales office.

(2) Photographic studio; film processing.

(3) Barber shop; beauty shop.

(4) Shoe repair shop; shoe shine parlor.

(5) Hat cleaning, hemstitching, embroidering and sewing shops.

(6) Tailor shop, including pressing, alteration and garment repair.

(7) Diaper service.

(8) Funeral service, subject to the securing of a conditional use permit.

(9) Ambulance service.

(k) The following miscellaneous business services:

(1) Advertising agency, including agency for outdoor and miscellaneous advertising.

(2) Consumer credit reporting agency; mercantile reporting agency; adjustment and collection agency.

(3) Duplicating, addressing, mailing, mailing list and stenographic services; blueprinting and photostating services.

(4) Window cleaning; disinfecting and exterminating service; janitorial service, floor waxing and office cleaning.

(5) Accounting, auditing and bookkeeping services.

(l) The following miscellaneous repair services:

(1) Electrical repair shop.

(2) Watch, clock and jewelry repair.

(3) Bicycle repair shop.

(4) Locksmith shop; gunsmith shop.

(5) Musical instrument repair.

(6) Camera repair; fountain pen repair; key duplicating; lawn mower sharpening and repair; saw, knife and tool sharpening and repair.

(m) The following medical and other health services:

(1) Offices of physicians and surgeons.

(2) Offices of Dentists and Dental surgeons.

(3) Offices of osteopathic physicians.

(4) Offices of chiropractors.

(5) Medical and dental laboratories.

(6) Offices of chiropodists, nutritionists, occupational therapists and psycho-therapists.

(7) Medical clinics, other than animal clinics.

(8) Nurses registry.

(9) Optometrist, oculist.

(n) Legal services.

(o) The following educational services:

(1) Library.

(2) Music, art, dramatic, language, children's dancing schools.

(3) Correspondence school.

(p) The following miscellaneous services:

(1) Engineering and architectrual service.

(2) Office of actuaries, lecturers and writers.

(3) Art Studio.

(4) Baby sitters' agency.

(5) Taxi stand.

(6) Coal and fuel sales office.

(7) Interior decorating service.

(q) Signs pertaining only to a use conducted within the building or on the lot or to the lease or sale of the property, or to trespassing.

(r) The following residential-type uses:

(1) Lodging house; boarding house.

(2) Motel; hotel; membership hotel.

(3) Nonprofit membership organization, private club; fraternity, sorority; lodge.

(s) The following uses upon the securing of a conditional use permit from the Board of Zoning Adjustment in accordance with Article 20 of this chapter:

(1) Church; wedding chapel.

(2) Child day care for more than six (6) children, in addition to members of the family.

(3) Rest home.

(4) Public buildings or grounds operated by any governmental agency.

(5) Public utilities or utilities operated by mutual agencies, including electrical substations, gas metering stations, telephone exchanges, power boosters, or conversion plants, with the necessary buildings, apparatus or appurtenances thereto.

(6) Radio or television transmitter.

(7) Tower.

(8) Private recreational grounds and facilities not open to the general public and to which no admission charge is made.

(t) Processing, packaging, treating or storing of materials to be sold at retail on the premises or to be sold wholesale; and manufacture of products to be sold at retail on the premises or on other lawfully existing commercial premises in the City of Modesto operated by the occupant of the premises where such products are manufactured, subject to the provisions and limitations of Section 10-2.802.

(u) Accessory uses and buildings customarily incidental to the above."

Amend SEC. 10-2.802. LIMITATION ON PERMITTED USES IN C-1ZONE. Every use permitted in the C-1 zone shall be subject to the following conditions and limitations:

(a) All uses shall be conducted wholly within a building, except such uses as drive-in restaurants, gasoline stations, electrical transformer sub-stations, plant material nurseries, and similar enterprises customarily conducted in the open as determined by the Planning Commission.

(b) The above listed stores, shops and businesses shall be retail establishments only, except as follows:

(1) Not more than twenty-five (25%) per cent of the gross floor area of the building and not more than twenty-five (25%) percent of the vacant portion of the gross lot area may be devoted to other than retail sales or service or both.

(2) All of the frontage of the building or lot used in the operation of the business to a depth equal to approximately seventy-five (75%) percent of the gross floor area of the building and approximately seventy-five (75%) percent of the vacant portion of the gross area of the lot shall be devoted primarily to retail sales or service or both.

(3) All processing, packaging, treating, or storing of wholesale materials shall be in the same line of merchandise or service as the retail or service business conducted on the premises and all manufacturing shall be for retail sale on the premises only or for retail sale on other lawfully existing commercial premises in the City operated by the occupant of the premises where such products are manufactured.

(4) Not more than two (2) employees shall be employed and not more than one (1) truck shall be used in the conduct of any of the above permitted manufacturing, wholesaling, processing, treating or packaging operations.

(5) For purposes of this section, off-street parking on the site shall be included in retail sales or service.

(c) No operation conducted on the premises shall cause an unreasonable amount of noise, odor, dust, mud, smoke, vibration or electrical interference detectable off the premises.

Amend SEC. 10-2.803. HEIGHT. No building or structure in a C-1 zone shall exceed a height of two (2) stories or thirty-five (35') feet, whichever is the lesser.

Amend SEC. 10-2.804. FRONT YARD. No lot in a C-1 zone need provide a front yard except as required herein. When property classified as C-1 comprises part of the frontage and part of the remaining frontage is classified for "R" purposes, the front yard in such C-1 zone shall conform to the front yard required in the R-3 zone. When a front yard has been so provided, if the "R" property constituting part or all of the remaining frontage is rezoned, a front yard equal to that which has been so provided for the "C" property shall be required for property so rezoned. No building or structure shall be permitted in such yard.

Amend SEC. 10-2.805. SIDE YARDS. No lot in a C-1 zone need provide side yards except as required herein. Whenever the side of a lot is adjacent to a residential zone boundary, there shall be provided a side yard of not less than ten (10') feet on the side of the lot adjacent to the zone boundary line. A lot shall be required to have a side street side yard only when the side of the property classified as C-1 comprises part of the frontage and part of the remaining frontage is classified for "R" purposes, in which case the side street side yard in such C-1 zone shall conform to the front yard required in the R-3 zone. When a side street side yard has been so provided, if the "R" property constituting part or all of the remaining frontage is rezoned, a yard facing on the street equal to that which

has been so provided for the "C" property shall be required for property so rezoned. No building or structure shall be permitted in such yard.

Amend Section 10-2.901. "PERMITTED USES. In a C-2 zone only the following uses are permitted as are hereinafter specifically provided and allowed:

(a) Any use permitted in the C-1 (Neighborhood Commercial Zone).

(b) The following residential-type services:

(1) Hotel.

(2) Rooming house; boarding house.

(3) Motel.

(4) Membership hotel and lodging house.

(c) The following building materials stores:

(1) Heating and plumbing equipment dealer.

(2) Electrical supply.

(3) Hardware.

(4) Roofing sales.

(d) The following general merchandise stores:

(1) Department store.

(2) Mail order house.

(e) The following automotive dealers:

(1) Motor vehicle dealer, new and used vehicles.

(2) Tire, battery and accessory dealer, not including tire recapping and vulcanizing.

(3) Automotive trailer, airplane, motorcycle, motorboat, or automotive parts dealer.

(f) The following apparel and accessory stores:

(1) Furrier and fur shop.

(g) The following furniture, home furnishings, and equipment stores:

(1) Furniture; household appliance.

(2) Floor covering.

(3) Weather stripping.

(h) The following eating and drinking places:

(1) Eating place.

(2) Drinking place.

(i) The following miscellaneous retail businesses:

(1) Antique store.

(2) Secondhand store.

(3) Farm and garden supply store, farm machinery sales, storage repair and rental conducted wholly within an entirely enclosed building.

(4) Ice dealer.

(5) Orthopedic and artificial limb store.

(6) Stone monument business, retail sales only, excluding stone cutting and blasting, other than lettering.

(j) The following personal services:

(1) Funeral service.

(2) Fur repair and fur storage.

(3) Steam bath; massage.

(k) The following miscellaneous business services:

(1) News syndicate.

(2) Employment agency.

(3) Sign painting shop.

(4) Auctioneer's establishment.

(5) Coin operated machine rental service.

(6) Detective and watching agency.

(7) Armored car service.

(8) Public address system business.

(9) Commercial research agency and testing laboratory.

(10) Advertising signs and structures.

(11) Printing shop.

(12) Car laundry, subject to the granting of a conditional use permit by the Board of Zoning Adjustment.

(l) The following automobile repair services and garages:

(1) Automobile rental; trailer rental

(2) Automobile repair, excluding painting, upholstering, and body and fender work, except that which is incidental to general repair.

(m) The following miscellaneous repair services:

(1) Upholstery and furniture repair.

(2) Leather goods repair.

(n) The following motion picture establishments:

(1) Motion picture distribution.

(2) Motion picture service business.

(3) Motion picture theatre, indoor.

(o) The following amusement and recreation services, except motion pictures:

(1) Dance hall, dance studio and school of the dance.

(2) Theatre and theatrical production except outdoor theatres.

(3) Bowling alley; billiard and pool parlor.

(4) Swimming pool.

(5) Skating rink.

(6) Band, orchestra and entertainers.

(7) Amusement concession.

(8) Shooting gallery.

(9) Coin operated amusement device parlor.

(p) Radio or television broadcasting studio

(q) Vocational school.

(r) Private museum or art gallery.

(s) Nonprofit membership organization, except a church.

(t) Nonprofit educational and scientific research agency.

(u) Bus terminal.

(v) Express office.

(w) Hobby shop; house equipment display, hospital supply.

(x) Insulation sales.

(y) Travel bureau; taxidermists; taxicab central office, cab maintenance, storage and repair, excluding painting, upholstering, and body and fender work, except that which is incidental to general repair.

(z) Small animal hospital subject to securing (1) approval of City Health Department prior to securing building permit, and (2) approval of Building Department concerning general requirements and specifications, including one hour fire wall restrictive construction throughout, and the use of acoustical plaster or its equivalent, so that the animal noises will not be heard outside the premises.

(aa) Processing, packaging, treating, storing or manufacturing of products to be sold at retail on the premises or to be sold wholesale, subject to the provisions and limitations of Section 10-2.902.

(ab) Accessory uses and buildings customarily incidental to the above.

Amend SEC. 10-2.902. LIMITATIONS ON PERMITTED USES IN C-2 ZONE. Every use permitted in a C-2 zone shall be subject to the following conditions and limitations:

(a) All uses shall be conducted wholly within a building except such uses as drive-in restaurants, gasoline stations, electrical transformer substations, plant material nurseries, and similar enterprises customarily conducted in the open as determined by the Planning Commission.

(b) The above listed stores, shops and businesses shall be retail establishments only, except as follows:

(1) Not more than forty (40%) percent of the gross floor area of the building and not more than forty (40%) percent of the vacant portion of the gross lot area may be devoted to other than retail sales or service or both.

(2) All of the frontage of the building or lot used in the operation of the business to a depth equal to approximately sixty (60%) percent of the gross floor area of the building and approximately sixty (60%) percent of the

vacant portion of the gross area of the lot shall be devoted primarily to retail sales or service or both.

(3) All manufacturing, processing, packaging, treating, or storing of wholesale material shall be in the same line of merchandise or service as the retail or service business conducted on the premises.

(4) Not more than five (5) employees shall be employed and not more than two (2) trucks shall be used in the conduct of any of the above permitted manufacturing, wholesaling, processing, treating, or packaging operations.

(5) For purposes of this section, off-street parking on the site shall be included in retail sales or service.

(c) No operation conducted on the premises shall cause an unreasonable amount of noise, odor, dust, mud, smoke, vibration or electrical interference detectable off the premises.

Amend SEC. 10-2.904. FRONT YARD. No lot in a C-2 zone need provide a front yard, except as required herein. A lot shall be required to have a front yard only when property classified as C-2 comprises part of the frontage and part of the remaining frontage is classified for "R" purposes, in which case the front yard in such C-2 zone shall conform to the front yard required in the R-3 zone. When a front yard has been so provided, if the "R" property constituting part or all of the remaining frontage is rezoned, a front yard equal to that which has been so provided for the "C" property shall be required for property so rezoned. No building or structure shall be permitted in such yard.

Amend SEC. 10-2.905. SIDE YARDS. No lot in a C-2 zone need provide side yards except as required herein. Whenever the side of a lot is adjacent to a residential zone boundary, there shall be provided a side yard of not less than ten (10') feet on the side of the lot adjacent to the zone boundary line. A lot shall be required to have a side street side yard only when the side of the property classified as C-2 comprises part of the frontage and part of the remaining frontage is classified for "R" purposes, in which case the side street side yard in such C-2

zone shall conform to the front yard required in the R-3 zone. When a side street side yard has been so provided, if the "R" property constituting part or all of the remaining frontage is rezoned, a yard facing on the street equal to that which has been so provided for the "C" property shall be required for property so rezoned. No building or structure shall be permitted in such yard."

Amend SEC. 10-2.1002. LIMITATIONS ON PERMITTED USES IN C-M ZONE. Every use permitted in a C-M zone shall be subject to the following conditions and limitations:

(a) All uses shall be conducted wholly within a completely enclosed building, or within an area enclosed on all sides with a solid wall or uniformly painted fence not less than six (6') feet in height, except that uses permitted in the open in the C-2 zone shall be permitted in the open in the C-M zone.

(b) No operation conducted on the premises shall cause an unreasonable amount of noise, odor, dust, mud, smoke, vibration or electrical interference detectable off the premises.

Amend SEC. 10-2.1004. FRONT YARD. No lot in a C-M zone need provide a front yard,except as required herein. When property classified as C-M comprises part of the frontage and part of the remaining frontage is classified for "R" purposes, the front yard in such C-M zone shall conform to the front yard required in the R-3 zone. When a front yard has been so provided, if the "R" property constituting part or all of the remaining frontage is rezoned, a front yard equal to that which has been so provided for the C-M property shall be required for property so rezoned. No building or structure shall be permitted in such yard.

Amend SEC. 10-2.1005. SIDE YARDS. No lot in a C-M zone need provide side yards, except as required herein. Whenever the side of a lot is adjacent to a residential zone boundary, there shall be provided a side yard of not less than ten (10') feet on the side of the lot adjacent to the zone boundary line. A lot shall be required to have a side street side yard only when the side of the property classified as C-M comprises part of the frontage and part of the remaining frontage

is classified for "R" purposes, in which case the side street side yard in such C-M zone shall conform to the front yard required in the R-3 zone. When a side street side yard has been so provided, if the "R" property constituting part or all of the remaining frontage is rezoned, a yard facing on the street equal to that which has been so provided for the C-M property shall be required for property so rezoned. No building or structure shall be permitted in such yard.

Delete SEC. 10-2.1102.

Amend SEC. 10-2.1104. FRONT YARDS. No lot in an M-1 zone need provide a front yard, except as required herein. When property classified as M-1 comprises part of the frontage and part of the remaining frontage is classified for "R" purposes, or when such lot fronts upon a street, the opposite side of which is classified for "R" purposes, the front yard in such M-1 zone shall conform to the front yard required in the R-3 zone. When a front yard has been so provided, if the "R" property constituting part or all of the remaining frontage is rezoned, a front yard equal to that which has been so provided for the M-1 property shall be required for property so rezoned. No building or structure shall be permitted in such yard.

Amend SEC. 10-2.1105. SIDE YARDS. No lot in an M-1 zone need provide side yards, except as required herein. Whenever the side of a lot is adjacent to a residential zone boundary, there shall be provided a side yard of not less than ten (10') feet on the side of the lot adjacent to the zone boundary line. A lot shall be required to have a side street side yard only when the side of the property classified as M-1 comprises part of the frontage and part of the remaining frontage is classified for "R" purposes, or when such lot sides upon a street the opposite side of which is classified for "R" purposes, in which case the side street side yard in such M-1 zone shall conform to the front yard required in the R-3 zone. When a side street side yard has been so provided, if the "R" property consitutting part or all of the remaining frontage is rezoned, a yard facing on the street equal to that which has been so provided for the M-1 property shall be required for property so rezoned. No building or structure shall be permitted in such yard.

Amend SEC. 10-2.1507. TEMPORARY REAL ESTATE OFFICE. One temporary real estate office or one or more temporary real estate billboards not to exceed a total of one hundred (100') square feet in area, or both such office and billboard, may be located on any new subdivision, provided that such office and billboard if located in an "R" zone, shall be used only for the sale of property located in the subdivision in which such office and billboard are located, and shall be removed at the end of two (2) years from the date of the recording of the map of the subdivision upon which said office and billboard are located, except that where fewer than one half of the lots in such subdivision have been sold at the end of such two (2) year period, a conditional use permit may be granted by the Board of Zoning Adjustment for the extension of the time of establishment and removal of such office and billboard ~~or billboards~~.

Amend SEC. 10-2.1618. SUBSTANDARD LOTS. When a lot has less than the minimum required area or width as set forth in any of the zones contained herein, or in a precise plan, and was of record on the effective date of this chapter or is a part of a subdivision, the tentative map of which was approved by the City or County Planning Commission prior to the effective date of this chapter, such lot shall be deemed to have complied with the minimum required lot area and width as set forth in any such zone or precise plan, except that such substandard lot shall qualify for only one single-family residence; provided, however, that if such substandard lot contains the minimum required lot area for a use in the zone in which such lot is located and if the width of such lot is not less than fifty (50') feet, then the lot may qualify for such use. On such substandard lot the width of each side yard for a dwelling may be reduced to a width which is not less than the same percentage of the width of the lot as the required side yard would be of the required lot width, provided that on interior lots no side yard shall be less than three (3') feet and on corner and reversed corner lots no side yard on the side street side shall be less than seven and one half ($7\frac{1}{2}$') feet and the other side yard shall be not less than three (3') feet.

Amend SEC. 10-2.1620. SIDE YARD MODIFICATIONS FOR CERTAIN SPECIFIED LOTS.

(a) Existing Lots. Notwithstanding any other provisions of this chapter to the contrary, the minimum side yard required for any dwelling to be erected on an interior lot of any of the following kinds of lots shall be five (5') feet:

(1) A lot described in a subdivision which has been recorded in the Office of the Recorder of Stanislaus County prior to the effective date of this chapter;

(2) A lot described in a subdivision the tentative map of which has been approved by the Planning Commission of the City of Modesto or the County of Stanislaus prior to the effective date of this chapter;

(3) A lot held of record in separate ownership from adjacent lots prior to the effective date of this chapter.

The total width of the two (2) required side yards for any of the above described lots shall be not less than ten (10) feet.

For corner lots held in separate ownership or in subdivisons as described above, the side yard on the side street side of any lot shall be not less than seven and one half ($7\frac{1}{2}$') feet and the interior side yard of any such lot shall not be less than five (5') feet.

(b) Future Lots. Side yards on the side street side of all corner lots and interior side yards of all lots in every subdivision, the tentative map of which is approved subsequent to the effective date of this chapter, or on individual lots cut off subsequent to the effective date of this chapter, shall be as required in the various articles of this chapter governing the respective zones.

(c) Substandard Lots. All lots in both (a) and (b) above shall be subject to the provisions of Section 10-2.1618 relating to substandard lots.

ARTICLE 27. PLANNED DEVELOPMENT ZONE

SEC. 10-2.2701. PURPOSE. The Planned Development zone is designed to accommodate various types of development such as neighborhood and district shopping centers, professional and administrative areas, multiple housing developments, single family residential developments, commercial service centers and industrial parks or any other use or combination of uses which can be made appropriately a part of a planned development.

SEC. 10-2.2702. APPLICABILITY OF REGULATIONS. The following specific regulations and the general rules set forth in this Chapter shall apply in all P-D zones, except that where conflict in regulations occurs, the regulations specified in this article shall apply.

SEC. 10-2.2703. PERMITTED USES. In a P-D zone any and all uses are permitted, provided such use or uses are shown on the Development Plan for the particular P-D zone as approved by the Council. (See Sec. 10-2.2708).

SEC. 10-2.2704. USES REQUIRING CONDITIONAL USE PERMITS. A Conditional Use Permit shall be required for any and all uses in a P-D zone, with the exception of a single family residence on an approved building site and buildings accessory thereto which meet all requirements of a single-family, R-1, zone. A Conditional Use Permit may be issued without a public hearing as required by Article 22 if the proposed structure or structures comply with the Development Plan and conditions thereof. The Board of Zoning Adjustment may impose additional conditions and requirements on the Conditional Use Permit as it deems necessary to secure the purposes of this chapter and the approved Development Plan.

SEC. 10-2.2705. HEIGHT AND SPACE REQUIREMENTS. Maximum height and bulk and minimum setback, yard, parking, and loading requirements shall be established for each P-D zone by the Development Plan approved by the Council (See Sec. 10-2.2708).

SEC. 10-2.2706. AREA REQUIREMENTS. No Planned Development zone shall be approved for an area of less than one (1) acre.

SEC. 10-2.2707. ESTABLISHMENT AND DEVELOPMENT OF P-D ZONES. P-D zones may be established or removed from the Zoning Map upon the application of a property

owner or owners or upon the initiative of the Council or Planning Commission in accordance with the procedures set forth in Article 21 for amendments. No P-D zone shall be adopted unless a Development Plan has been approved for such P-D zone. Any development in a P-D zone shall be subject to the requirements of this article and shall be in conformancy with the requirements of the Development Plan adopted for such P-D zone.

SEC. 10-2.2708. DEVELOPMENT PLAN. An application for a P-D zone shall be made to the Planning Commission and shall include and be accompanied by a Development Plan. The P-D zone, when adopted, shall become part of the zoning map of the City of Modesto as provided for by Article 3 of this chapter and the Development Plan for such P-D zone shall be adopted by resolution.

(a) Any changes in the Development Plan which involve uses shall be made in accordance with the procedures set forth in Article 21 for an Unclassified Use Permit.

(b) Any changes in the Development Plan which do not involve uses shall be reviewed by the Board of Zoning Adjustment and such changes, if approved, shall be made in accordance with the procedures set forth in Article 20 for a Conditional Use Permit.

(c) The Development Plan shall include:

(1) A map showing any street system and lot design proposed within the zone. Any areas proposed to be dedicated or reserved for parks, parkways, playgrounds, school sites, public buildings and other such uses must be shown. Compliance with this requirement shall not be construed to relieve the applicant from compliance with the subdivision regulations or any other applicable regulations of the City of Modesto.

(2) If required by the Planning Commission of the City of Modesto, a map showing the topography of the proposed zone at one-foot countour intervals.

(3) A land use plan for the proposed zone indicating the areas

to be used for various purposes and a land use map showing existing uses within the zone and uses within five hundred (500') feet of the proposed zone.

(4) A plot plan for each building site or sites in the proposed P-D zone or any portion thereof as required by the Planning Commission. A plot plan shall show the approximate location of all proposed buildings, indicating maximum and minimum distances between buildings and between buildings and property or building site lines.

(5) Any or all of the following plans and diagrams may also be required by the Planning Commission or similar information may be required to be included on the plot plan or appended thereto:

(aa) Off-street parking and loading plan

(ab) A circulation diagram indicating the proposed movement of vehicles, goods, and pedestrians within the P-D zone and to and from adjacent public thoroughfares. Any special engineering features and traffic regulations devices needed to facilitate or insure the safety of this circulation pattern shall be shown.

(ac) Landscaping and tree planting plan.

(6) Elevations and/or perspective drawings of all proposed structures except single-family residences and their accessory buildings. Such drawings need not be the result of final architectural decisions and need not be in detail. The purpose of such drawings is to indicate within stated limits the height of proposed buildings and the general appearance of the proposed structures to the end that the entire development will have architectural unity and be in harmony with surrounding developments.

SEC. 10-2.2709. DEVELOPMENT SCHEDULE.

(a) An application for a P-D zone shall be accompanied by a development schedule indicating to the best of the applicant's knowledge the approximate date when construction of the project can be expected to begin, the anticipated rate of development, and completion date. The development schedule, if

approved by the ~~City~~ Council, shall become a part of the Development Plan and shall be adhered to by the owner of the property in the P-D zone and his successors in interest. The City may require posting of a performance bond to insure construction in accordance with the Development Plan and within the development schedule.

(b) From time to time the Planning Commission shall compare the actual development accomplished in the various P-D zones with the approved development schedules.

(c) If in the opinion of the Planning Commission the owner or owners of property in P-D zones are failing or have failed to meet the approved schedule, the Commission may initiate proceedings underArticle 21 of this chapter to remove the P-D zone from the zoning map or may initiate the amendment or revocation of approval of the Development Plan. Upon the recommendation of the Planning Commission and for good cause shown by the property owner, the ~~City~~ Council may extend the limits imposed by the development schedule.

SEC. 10-2.2710. DESIGNATION OF P-D ZONING MAP. Each P_D zone shall be numbered, the first adopted being shown on the zoning map as P_D (1) and each zone subsequently adopted being numbered successively.

ARTICLE 28. INDUSTRIAL PARK ZONE

Sec. 10-2801. PERMITTED USES. In an M-P zone any use is permitted which is permitted in a Light Industrial zone (M-1), except that any sign permitted shall pertain only to a use conducted within the building or on the lot or to the lease or sale of the property, or to trespassing, and shall not be located in any required landscaped area.

SEC. 10-2.2802. LIMITATIONS ON PERMITTED USE. Every use permitted in the M-P zone shall be subject to the following conditions and limitations:

(a) All uses shall be conducted wholly within a completely enclosed building, or within an area enclosed on all sides with a solid wall or uniformly painted fence not less than six (6') feet in height.

(b) The area of the front or side street side yard to a depth of ten (10') feet from the street line shall be planted and maintained in lawns, shrubs, or other plant materials which effectively cover the surface of the ground, and shall be used only for landscaping purposes. The remainder of any such front yard or side yard may be used for landscaping, parking space, or such other open uses as are permitted in front and side yards by this chapter.

SEC. 10-2.2803. HEIGHT. No building or structure in an M-P zone shall be erected to a height which interferes with the official flight plan of the Modesto City-County Airport or so as to constitute a flight hazard to airplanes using said airport.

SEC. 10-2.2804. FRONT YARDS. The front yard for any lot in an M-P zone shall be not less than twenty-five (25') feet in depth.

SEC. 10-2.2805. SIDE YARDS. The minimum interior side yard for any main building in an M-P zone shall be fifteen (15') feet, and for corner lots the side street side yard shall be at least twenty-five (25') feet. The minimum side yard for accessory buildings shall be the same as for main buildings, except that accessory buildings located at least fifteen (15') feet in the rear of the main building on interior lots or the interior side of a corner lot shall require no side yard.

SEC. 10-2.2806. PERMISSIBLE LOT COVERAGE. All buildings, including accessory buildings and structures, shall not cover more than fifty (50%) percent of the area of the lot in an M-P zone.

The foregoing resolution was introduced at a regular meeting of the Planning Commission on October 7, 1958 by Raymond Shearn who moved its adoption, which motion was seconded by James Simvoulakis and carried by the following vote:

Ayes: Garrett, Shearn, Simvoulakis, Warner and Swartling
Noes: None
Absent: Jones and Meyers

BY ORDER OF THE PLANNING COMMISSION OF THE CITY OF MODESTO

George H. Smeath, Secretary

MODESTO CITY COUNCIL
RESOLUTION NO. 58-389

A RESOLUTION GRANTING A VARIANCE OF CURB CUT PROVISIONS OF THE MUNICIPAL CODE TO DR. J. H. CZATT

WHEREAS, Dr. J. H. Czatt has filed a request for variance from curb cut provisions of the Modesto Municipal Code,

> SECTION 7-1.104 (c) Not to exceed 40% of the frontage upon any street of the lots to be served thereby shall be devoted to driveways

to permit the construction of an 18' driveway in connection with the construction of an off-street parking lot on lot 11 and south 5' of Lot 10, Block 113, having a property frontage of 30 feet, located on the west side of 15th Street, between H and I Streets, in the City of Modesto, and

WHEREAS, the Director of Public Works has recommended that the request be granted under the following conditions:

1. That the curb cut replacement fee be paid;
2. That all construction be in accordance with the provisions of the Code;
3. That the small tree located near the proposed driveway be removed by the prpperty owner.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of Dr. J. H. Czatt for a variance from the provisions of the Modesto Municipal Code be and it is hereby approved upon the conditions recommended by 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 26th day of November, 1958 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Merrill, Robinson, Spaulding, Mayor Pro Tempore Hammond
Noes: Councilmen: None
Absent: Councilmen: Mayor Marks

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-390

A RESOLUTION COMMENDING MAYOR HARRY MARKS FOR OUTSTANDING SERVICES RENDERED TO THE CITY OF MODESTO AS ITS MAYOR.

WHEREAS, Harry Marks was elected Mayor of the City of Modesto on April 10, 1951, following the adoption of a new City Charter by the people of the City, and

WHEREAS, Harry Marks was re-elected Mayor of the City of Modesto without opposition on April 12, 1955, and

WHEREAS, Harry Marks has devoted countless hours of his time and efforts in contributing to the general welfare of this community, improving the level of governmental services rendered to the people and assisting in the establishment of more efficient and economical governmental services, and

WHEREAS, Harry Marks as Mayor was instrumental in achieving the recognition of the City as an All America City in 1954, and

WHEREAS, Harry Marks has served this community as its Mayor in an outstanding manner, and has been a devoted and sincere public servant for approximately 8 years,

NOW, THEREFORE, BE IT RESOLVED that this Council, on its own behalf, and on behalf of the citizens of this City, hereby express its sincere appreciation to Mayor Harry Marks for his outstanding service to the community as Mayor.

BE IT FURTHER RESOLVED that this Council express its full and complete confidence in Harry Marks as its Mayor, and

BE IT FURTHER RESOLVED that the City Clerk be directed to furnish a suitably inscribed certified copy of this Resolution to Mayor Harry Marks in recognition of his outstanding service as Mayor.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3 day of December, 1958, by Councilman Spaulding, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and

the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Merrill, Spaulding, Mayor Pro Tempore Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Mayor Marks

ATTEST: REX E. GAILFUS City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-391

A RESOLUTION ACCEPTING THE BID OF OSTERBERG & CARROLL FOR DRILLING AND DEVELOPING OF DEEP WELL FOR THE CITY OF MODESTO

WHEREAS, Resolution No. 58-369, adopted by the Council of the City of Modesto on Nov. 19, 1958, approved the plans and specifications for the drilling, casing, testing and development of one deep well for the City of Modesto and authorized the calling for bids, and

WHEREAS, the bids received for the drilling, casing, testing and development of one deep well for the City of Modesto were opened at 2:00 P.M. December 1, 1958 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 Osterberg & Carroll

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Osterberg & Carroll

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3 day of December, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Arata was upon roll call carried and the resolution adopted by the following vote:

Ayes: Adams, Arata, Merrill, Spaulding, Mayor Pro Tempore Hammond

Noes: None

Absent: Robinson, Mayor Marks

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-392

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR CONSTRUCTION OF STREET LIGHTING SYSTEM IN WESTLAND 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 construction of street lighting system in Westland 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, 717 10th Street, in the City of Modesto, on December 15, 1958 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 3 day of December, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Merrill, Spaulding, Mayor Pro Tempore Hammond

Noes: None

Absent: Robinson, Mayor Marks

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-393

A RESOLUTION ACCEPTING THE CONSTRUCTION OF CONCRETE SIDEWALK IN WHITMORE PARK BY ALLIED CONCRETE AND SUPPLY COMPANY; AUTHORIZING PAYMENT OF AMOUNT DUE AND RECORDATION OF NOTICE OF COMPLETION WITH THE COUNTY RECORDER

WHEREAS, a report has been filed by the Director of Public Works that the construction of concrete sidewalk in Whitmore Park

has been completed by Allied Concrete & Supply Company

in accordance with the contract agreement dated November 6, 1958

NOW, THEREFORE, BE IT RESOLVED that the construction of concrete sidewalk in Whitmore Park

be accepted from said contractor Allied Concrete & Supply Company

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 3 day of December, 1958, by Councilman Spaulding, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Merrill, Spaulding, Mayor Pro Tempore Hammond
Noes: Councilmen: None
Absent: Councilmen: Robinson, Mayor Marks

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-394

A RESOLUTION REQUESTING THE BOARD OF SUPERVISORS OF STANISLAUS COUNTY TO CANCEL CITY AND COUNTY TAXES ON PROPERTY OWNED BY THE CITY OF MODESTO

WHEREAS, the City of Modesto acquired the following parcel of real property located in the City of Modesto, hereafter described in detail, and

WHEREAS, Sections 4986 (e) and 4986.2 of the Revenue and Taxation Code of the State of California authorizes the cancellation of city and county taxes on property, acquired after the lien date by a public agency upon the written consent of the City Attorney and the District Attorney, respectively, and

WHEREAS, the City Attorney has consented to such cancellation,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Board of Supervisors of Stanislaus County be, and it is hereby requested to cancel the unpaid 1958-59 city and county taxes on the following described property owned by the City of Modesto and acquired after the lien date from Olaf F. Hanson:

SEC 19/3/9 S 7.57 CHS OF N 15.60 CHS W OF CARVER RD & E OF DITCH. CTG 6.54 AC. (Bill No. 12674)

BE IT FURTHER RESOLVED that the City Clerk be, and he is hereby directed to transmit a duly authenticated copy of this Resolution to the Clerk of the Board of Supervisors of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of December, 1958, by Councilman Spaulding, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Merrill, Spaulding, Mayor Pro Tempore Hammond

NOES: None

ABSENT: Robinson, Mayor Marks

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-395

A RESOLUTION GRANTING A TEMPORARY REVOCABLE ENCROACHMENT PERMIT TO HAIG BERBERIAN TO LOCATE A GASOLINE PUMP AND UNDERGROUND STORAGE TANK ON TENTH STREET BETWEEN C AND D STREETS IN THE CITY OF MODESTO

WHEREAS, Haig A. Berberian, 217 Tenth Street, has filed a request for an encroachment permit to locate a 550 gallon underground gasoline storage tank and gasoline pump on Tenth Street, between C and D Streets, in order to serve lift trucks used in his warehousing operation, and

WHEREAS, the storage tank and pump would be located immediately adjacent to the end of an 8 foot wide raised loading and unloading ramp which presently encroaches on Tenth Street within the sidewalk area, as shown on sketch on file in the office of the City Clerk.

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

SECTION 1. A permit is hereby granted to said applicant to locate a gasoline storage tank and gasoline pump on Tenth Street, between C and D Streets, subject to the other provisions of this resolution.

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 during the term of this permit, agrees to remove the equipment upon request and return the street to its original condition.

(b) Permittee agrees that the permit will be on a revocable basis upon 30 days notice.

(c) Permittee, 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.

(d) Permittee, during the term of this permit, at his own cost and expense, shall defend any and all lawsuits, if any, arising out of or in any way connected with the exercise of the rights granted by this permit.

(e) Permittee, during the term of this permit, agrees that the underground tank shall not encroach more than 8 feet into the City right of way and that the gasoline pump will not encroach more than 36 inches into the street from the wall of the building and the entire installation will be in accordance with the codes and standards governing the same.

SECTION 3. The City Clerk shall furnish Permittee with a copy of this resolution. Permittee shall have five days from and after receipt of notice of the adoption of the resolution within which to file written acceptance of this permit and no right shall be conferred hereby until said acceptance.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of December, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Merrill, Spaulding, Mayor Pro Tempore Hammond
NOES: Councilmen; None
ABSENT: Councilmen: Robinson, Mayor Marks

Attest; _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-396

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 November 19, 1958, 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 November 26, 1958, adopted Resolution No. 58-385 fixing 4:30 P.M., December 3, 1958, 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, at a regular meeting held on this same date, 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 on the 3rd day of December, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Merrill, Spaulding, Mayor Pro Tempore Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Robinson, Mayor Marks

ATTEST: [signature] CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-397

A RESOLUTION RESCINDING RESOLUTION NO. 58-375 ENTITLED, "A RESOLUTION ESTABLISHING NO PARKING DURING SPECIFIED HOURS ON THE EASTERLY CURB OF MCHENRY AVENUE BETWEEN DOWNEY STREET AND JONES STREET AND ON THE WESTERLY CURB OF MCHENRY AVENUE BETWEEN NEEDHAM STREET AND JONES STREET IN THE CITY OF MODESTO"

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Resolution No. 58-375 entitled, "A RESOLUTION ESTABLISHING NO PARKING DURING SPECIFIED HOURS ON THE ESTERLY CURB OF MCHENRY AVENUE BETWEEN DOWNEY STREET AND JONES STREET AND ON THE WESTERLY CURB OF MCHENRY AVENUE BETWEEN NEEDHAM STREET AND JONES STREET IN THE CITY OF MODESTO", adopted on the 19th day of November, 1958, be and it is hereby rescinded.

BE IT FURTHER RESOLVED that this resolution shall become effective only after approval by the Division of Highways of the State of California and shall become obsolete and of no further force and effect within six months after receipt of written notification by the Division of Highways of the State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of December, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Spaulding, Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-398

A RESOLUTION GRANTING REQUEST OF J. L. WALLACE, TO DRILL A PRIVATE WATER WELL ON HIS PROPERTY LOCATED AT 709 MCHENRY AVENUE IN THE CITY OF MODESTO

WHEREAS, the improvement of McHenry Avenue makes it necessary for J. L. Wallace, the owner of the property located at 709 McHenry Avenue, to drill an 8 inch diameter water well to a depth of approximately 225 feet to serve the property, and

WHEREAS, J. L. Wallace is willing to dedicate, to the State of California, the right of way required for the widening of McHenry Avenue abutting his property.

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

SECTION 1. Permission is hereby granted to J. L. Wallace to drill an 8 inch diameter water well to a depth of approximately 225 feet on the property located at 709 McHenry Avenue in accordance with the provisions of Section 5-1.501 of the Modesto Municipal Code under the following terms and conditions:

(a) The drilling of the well shall be subject to the approval of the Public Works Department and Health Department of the City of Modesto.

(b) The well shall be constructed with an impervious casing which will effectively exclude ground surface waters.

(c) The opening at the top of the casing shall be effectively closed.

(d) The installation shall be made in accordance with the requirements of State and City health laws.

(e) The existing well shall be abandoned and shall be filled and capped in accordance with the requirements of the Modesto City Health Department.

SECTION 2. The City Clerk shall furnish permittee with a certified 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 the deed of dedication required

by this resolution with the City Clerk and no right shall be conferred by this resolution until said acceptance and deed of dedication is so filed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of December, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Spaulding, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-399

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR FURNISHING GASOLINE DURING THE PERIOD FROM JANUARY 16, 1959 TO JANUARY 15, 1960

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

Section 1. The plans and specifications for furnishing gasoline during the period from January 16, 1959 to January 15, 1960

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on January 5, 1959 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 10 day of December, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Merrill, Hammond, Spaulding, Mayor Marks

Noes: None Absent: Robinson

ATTEST: _____
CITY CLERK

CITY OF MODESTO
RESOLUTION NO. 58-400

A RESOLUTION APPROVING LEASE AGREEMENT BETWEEN THE CITY OF MODESTO AND THE STATE OF CALIFORNIA FOR TIE-DOWN SPACE AT THE MODESTO CITY-COUNTY AIRPORT

BE IT HEREBY RESOLVED by the City of Modesto that the lease agreement between the City of Modesto and State of California (lease #3347) for rental of tie-down space at the Modesto City-County Airport, for a period of one year beginning January 1, 1959, be and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said agreement by City Manager Ross Miller and City Clerk Rex E. Gailfus, on behalf of the City of Modesto, 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 10th day of December, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Hammond, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Spaulding, Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST: _____
CITY CLERK

RESOLUTION NO. 58-401

A RESOLUTION APPROVING THE FINAL MAP OF THE SHERWOOD COURT TRACT OF THE CITY OF MODESTO.

WHEREAS, J. PAUL MILLER and ELLEN F. MILLER are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 2.72 acres, known as the SHERWOOD COURT TRACT,

and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 25th day of November, 1958, 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 SHERWOOD COURT TRACT 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 SHERWOOD COURT TRACT 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 EIGHTY THREE and 90/100ths ($ 883.90) 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 Five Hundred and no/100ths ($ 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 10 day of December, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Spaulding, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

(SEAL)

CITY OF MODESTO
RESOLUTION NO. 58-402

A RESOLUTION APPROVING RIGHT OF WAY CONTRACTS BETWEEN THE CITY OF MODESTO AND PROPERTY OWNERS ALONG MCHENRY AVENUE AND AUTHORIZING CITY MANAGER TO SIGN CONTRACTS ON BEHALF OF THE CITY

WHEREAS, the City of Modesto has entered into an agreement with the American Right of Way and Appraisal Contractors for procuring certain rights of way and properties within the City and along McHenry Avenue, and

WHEREAS, two Right of Way Contracts for widening of McHenry Avenue are now complete as follows:

Documents	Name
M-84	Goldie E. Lutz
M-101	Ernest F. Soderstrom and Mary E. Soderstrom

NOW, THEREFORE, BE IT HEREBY RESOLVED that the City of Modesto approve these Right of Way Contracts as presented and the City Manager be authorized to sign each on behalf of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the City Council on the 10th day of December, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Hammond, Merrill, Spaulding, Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Robinson

ATTEST: [signature] CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-403

A RESOLUTION SETTING THE TIME AND PLACE FOR THE HEARING ON THE APPEAL OF DECISION OF THE MODESTO CITY BOARD OF ZONING ADJUSTMENT DENYING A CONDITIONAL USE PERMIT TO JOHN QUARESMA FOR EXTENDING A COMMERCIAL USE INTO RESIDENTIALLY ZONED PROPERTY, SOUTHEAST CORNER OF ROSEBURG AVENUE AND TULLY ROAD

WHEREAS, the Modesto City Board of Zoning Adjustment held a public hearing in the Council Chamber located in the McHenry Public Library, 14th and I Streets, in the City of Modesto, on October 23, 1958 at 10:15 P.M. and thereafter continued the hearing to 10:15 P.M. November 20, 1958, for the purpose of considering an application for a conditional use permit to John Quaresma, 1229 Tully Road, filed on October 6, 1958, to extend the commercial use into residentially zoned property on the southeast corner of Roseburg Avenue and Tully Avenue, and

WHEREAS, said Board of Zoning Adjustment, after hearing evidence, both oral and documentary, adopted Resolution No. 78, denying the request for a conditional use permit, and

WHEREAS, on December 5, 1958, John Quaresma filed an appeal with the City Clerk on the decision of the Board of Zoning Adjustment denying the request for the permit, and

WHEREAS, Section 10-2.2012 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 Board denying an application for a permit.

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 Board of Zoning Adjustment be set for 8:00 P.M., Wednesday, January 14, 1958, in the Council Chamber 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 December, 1958, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Hammond, Merrill, Spaulding, Mayor Marks

NOES: None ABSENT: Robinson

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-404

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, "Schedule of Salary Ranges in the City Service", which is attached hereto and hereby made a part hereof, are hereby established, effective January 1, 1959.

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, 1959.

SECTION 3. CITY MANAGER. The compensation of the City Manager, Ross Miller, is hereby established in the amount of Eighteen Thousand One Hundred Ninety Five and no/100ths ($18,195.00) Dollars per annum, effective January 1, 1959.

SECTION 4. CITY ATTORNEY. The compensation of the City Attorney, Allen Grimes, is hereby established in the amount of Twelve Thousand Nine Hundred Ninety One and no/100ths ($12,991.00) Dollars per annum, effective January 1, 1959.

SECTION 5. CITY CLERK. The following salary range is hereby established for the City Clerk of the City of Modesto:

RANGE NO.	STEP A.	STEP B.	STEP C.	STEP D.	STEP E.
26	$ 556	$ 584	$ 613	$ 644	$ 676

The compensation to be paid to City Clerk, Rex E. Gailfus, is hereby established at Step E. at the rate of Six Hundred Seventy-Six and no/100ths ($676.00) Dollars per month, effective January 1, 1959.

SECTION 6. REPEALS. Resolutions Nos. 57-5, 57-282, and 57-507, 58-291 are hereby rescinded, effective January 1, 1959.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10 **day of** December, **1958, by Councilman** Arata, **who moved its adoption, which motion being duly seconded by Councilman** Merrill, **was upon roll call carried and the resolution adopted by the following vote:**

AYES: Adams, Arata, Hammond, Merrill, Spaulding, Mayor Marks

NOES: None

ABSENT: Robinson

ATTEST: _____
REX E. GAILFUS, City Clerk

(SEAL)

City of Modesto

SCHEDULE OF SALARY RANGES IN THE CITY SERVICE
(Exhibit A)

RANGE NO.	Normal Hiring Rate STEP A	First Incentive Rate STEP B	Fully Qualified Rate STEP C	Above Avg. Performance or Seniority Incentive STEP D	Outstanding Performance or Second Seniority Incentive STEP E
1	$160	$170	$180	$190	$200
2	170	180	190	200	210
3	180	190	200	210	220
4	190	200	210	220	231
5	200	210	220	231	243
6	210	220	231	243	255
7	220	231	243	255	268
8	231	243	255	268	281
9	243	255	268	281	295
10	255	268	281	295	310
11	268	281	295	310	325
12	281	295	310	325	341
13	295	310	325	341	358
14	310	325	341	358	376
15	325	341	358	376	395
16	341	358	376	395	415
17	358	376	395	415	436
18	376	395	415	436	458
19	395	415	436	458	481
20	415	436	458	481	505
21	436	458	481	505	530
22	458	481	505	530	556
23	481	505	530	556	584
24	505	530	556	584	613
25	530	556	584	613	644
26	556	584	613	644	676
27	584	613	644	676	710
28	613	644	676	710	745
29	644	676	710	745	782
30	676	710	745	782	821
31	710	745	782	821	862
32	745	782	821	862	905
33	782	821	862	905	950
34	821	862	905	950	1000
35	862	905	950	1000	1050

[redacted]

January 1, 1959

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

RANGE 5 $200-210-220-231-243

No Classes

RANGE 6 $210-220-231-243-255

No Classes

RANGE 7 $220-231-243-255-268

Clerk I

RANGE 8 $231-243-255-268-281

No Classes

RANGE 9 $243-255-268-281-295

Clerk II
Jr. Stenographer Clerk
Typist

RANGE 10 $255-268-281-295-310

Account Clerk
Telephone Operator

RANGE 11 $268-281-295-310-325

Janitor
Personnel Clerk
Stenographer Clerk

RANGE 12 $281-295-310-325-341

Laborer

RANGE 13 $295-310-325-341-358

Office Service Clerk
Police Clerk Dispatcher
Pump Operator

RANGE 14 $310-325-341-358-376

Administrative Aide I
Janitor Leadman
Jr. Engineering Aide
Jr. Planning Aide
Maintenance Man
Poundmaster
Sr. Account Clerk
Tree Trimmer I

RANGE 15 $325-341-358-376-395

Accountant I
Equipment Serviceman
Nurseryman
Parking Enforcement Officer
Pump Maintenance Man
Secretary
Sewage Plant Operator
Special Maintenance Man
Stores and Equipment Clerk

RANGE 16 $341-358-376-395-415

Fireman
Heavy Equipment Operator
Legal Secretary
Traffic Painter
Tree Trimmer II

RANGE 17 $358-376-395-415-436

Administrative Aide II
Airport Manager
Electrician I
Engineering Aide
Equipment Mechanic I
Fire Alarm Operator
Fire Engineer
Laboratory Technician
Parks Leadman
Patrolman I
Planning Aide
Public Works Leadman
Sr. Sewage Plant Operator

RANGE 18 $376-395-415-436-458

Assistant City Clerk
Equipment Mechanic II
Policewoman
Recreation Supervisor
Secretary to City Manager

RANGE 19 $395-415-436-458-481

Accountant II
Chief Mechanic
Chief Pump Maintenance Man
Electrician II
Fire Lieutenant
Fire Technician
Greenskeeper (cont.)

RANGE 19 (cont.) $395-415-436-458-481

Parks Foreman
Patrolman II
Public Works Foreman

RANGE 20 $415-436-458-481-505

Administrative Assistant
Building Inspector
Personnel Technician
Purchasing Assistant
Senior Engineering Aide
Senior Planning Aide

RANGE 21 $436-458-481-505-530

Assistant Planner
Fire Captain
Police Sergeant

RANGE 22 $458-481-505-530-556

Construction Inspector
Recreation Superintendent
Sewage Plant Superintendent

RANGE 23 $481-505-530-556-584

Accountant III
Chief Electrician
Fire Marshall
Land Agent & Project Assistant
Police Lieutenant
Service Division Superintendent

RANGE 24 $505-530-556-584-613

Associate Planner
Civil Engineering Assistant
Construction & Maintenance Supt.

RANGE 25 $530-556-584-613-644

Assistant Fire Chief
Assistant to Public Works Director
Chief Building Official
Police Captain

RANGE 26 $556-584-613-644-676

Senior Planner

RANGE 27 $584-613-644-676-710

No Classes

RANGE 28 $613-644-676-710-745

Assistant City Manager
Associate Civil Engineer

RANGE 29 $644-676-710-745-782

Fire Chief

RANGE 30 $676-710-745-782-821

Parks & Recreation Director

RANGE 31 $710-745-782-821-862

Assistant Public Works Director
Finance Director
Police Chief

RANGE 32 $745-782-821-862-905

Parking & Traffic Director
Planning Director

RANGE 33 $782-821-862-905-950

No Classes

RANGE 34 $821-862-905-950-1,000

No Classes

RANGE 35 $862-905-950-1000-1050

Public Works Director

LIBRARY RATES

Librarian I $333-349-365-382-400

Librarian II $365-382-400-419-439

MODESTO CITY COUNCIL
RESOLUTION NO. 58-405

A RESOLUTION GRANTING A VARIANCE TO THE SHELL OIL COMPANY TO CONSTRUCT ASPHALTIC CONCRETE DRIVEWAY APPROACHES AT ITS PLANT LOCATED ON ELEVENTH AND B STREETS IN THE CITY OF MODESTO

WHEREAS, Shell Oil Company has filed a request for a variance from provisions of the Modesto Municipal Code to permit the installation of three asphaltic concrete driveway approaches at its plant located at 11th and B Streets, now being remodeled, and

WHEREAS, the total width of these driveway approaches will exceed the 40% limitation for street opening on the Shell Oil Company property,

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Modesto that a variance from the provisions of the Modesto Municipal Code is hereby granted Shell Oil Company subject to the following provisions:

1. Permittee agrees to post a bond or cash deposit in the amount of $775 with the City Clerk;

2. Permittee agrees to replace the asphaltic driveway approaches with standard concrete driveways when more than one-half of the property owners either on Eleventh Street or on B Street install curbs and gutters.

BE IT FURTHER RESOLVED that the City Clerk furnish permittee with a copy of this resolution. Permittee shall have twenty 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 City Council held on the 17th day of December, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Adams

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-406

A RESOLUTION ACCEPTING THE BID OF INDUSTRIAL ELECTRICAL CO. IN THE SUM OF $860.40 FOR INSTALLATION OF STREET LIGHTING SYSTEM IN WESTLAND MANOR #2 SUBDIVISION

WHEREAS, Resolution No. 58-392, adopted by the Council of the City of Modesto on December 3, 1958, approved the plans and specifications for the installation of street lighting system in Westland Manor # 2 Subdivision
and authorized the calling for bids, and

WHEREAS, the bids received for the installation of street lighting system in Westland Manor #2 Subdivision
were opened at December 15, 1958 at 2:00 P.M. 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 Industrial Electrical Co. in the sum of $860.40

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Industrial Electrical Co. in the sum of $860.40

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17 day of December, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Hammond was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Adams

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58- 407

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

WHEREAS, a Position Classification Plan was adopted by Resolution No. 54-229 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 additional classes of positions to be included in the Position Classification Plan, the abolition of others, and the revision of certain classification specifications, 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 certain classes of positions and create new classes of positions as follows:

CLASSIFICATIONS ABOLISHED	CLASSIFICATIONS CREATED
Chief Cashier	Assistant Planner
Planning Technician	Planning Aide - Junior Planning Aide
	Senior Planning Aide

SECTION 2. The specifications for the classes of positions as shown on the attached Exhibits Nos. 1 through 3, 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. This resolution shall become effective on and after January 1, 1959.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17 day of December, 1958, by Councilman Spaulding, who moved

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

AYES: Councilmen: Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams

ATTEST: _____
REX E. GAILFUS, City Clerk

(SEAL)

ASSISTANT PLANNER

Definition

Under direction, to assist in the administration of zoning regulations, to perform a variety of field and office work in the compilation, analysis and presentation of planning data; and to do related work as required.

Typical Tasks

Prepares reports regarding new zone boundaries and applications for zoning changes; inspects properties involved in such applications to collect facts; answers inquiries from the public regarding the interpretation of zoning regulations; prepares land use maps and zoning maps; accumulates and analyzes basic data for special reports; investigates public complaints of ordinance violations and prepares letters regarding such complaints; makes field investigations of areas involving planning or zoning problems; does general drafting work and illustrations for reports; explains planning processes and zoning regulations to subdividers, engineers, land developers, government officials and citizens; as assigned, represents Planning Department in meetings.

Employment Standards

Any combination of training and experience equivalent to completion of a college education in planning, architecture or landscape architecture and one year of experience in planning work.

Desirable Qualifications

Knowledge of principles, practices, and trends in city planning; knowledge of statistics and graphic presentation; knowledge of engineering drawing and ability to interpret plan drawings; ability to collect, tabulate and evaluate economic and planning statistics, and to prepare reports presenting such data; ability to meet and deal with the public.

PLANNING AIDE -- JUNIOR PLANNING AIDE

Definition

Under supervision, to perform routine planning drafting and research work; to perform planning clerical work; and to do related work as required.

Typical Tasks

Files maps and records; maintains maps by recording additions; prepares maps and graphic illustrations for special reports; assists professional planning personnel on the gathering and analysis of subdivision and annexation studies, capital improvement and land use studies; compiles material and information in conjunction with the preparation of special and annual reports; collects data for zoning studies and use permits; searches ownership records; posts notices and delivers handbills for public hearings.

Grade Standards

For purposes of salary determination, this class is divided into two grades which are distinguished as follows:

Planning Aide: Includes position filled by persons who meet all the employment standards

Junior Planning Aide: Includes position filled by persons meeting the minimum equivalent of twelfth grade education, but lacking other requirements for Planning Aide

Employment Standards

Any combination of training and experience equivalent to completion of the twelfth grade and in addition for Planning Aide, any combination of additional training and experience equivalent to eighteen (18) months experience in a field related to the position to be filled.

Desirable Qualifications

Knowledge of methods, equipment, and skill in use of drafting instruments; ability to do graphic art work; ability to organize data for statistical analysis; knowledge of the principles and theory of planning and zoning; ability to get along well with fellow employees and with the public.

City of Modesto November, 1958

Exhibit No. 2.

SENIOR PLANNING AIDE

Definition

Under general supervision, to perform sub-professional research, layout, and design on special projects, including revisions of the General Plan; and to do related work as required.

Typical Tasks

Drafts rezoning plats, street maps and preliminary planning designs; obtains land use, industrial and other survey data; and historical information; assists in planning and delineating a proposed subdivision or community plan; supervises layout and production of reports; may supervise subordinate personnel; makes studies and prepares reports on annexations, capital improvement program and special studies; explains planning processes and zoning regulations to subdividers, engineers, land developers, government officials and citizens.

Employment Standards

Any combination of training and experience equivalent to completion of two years of college and two years of experience as a Junior Planning Aide or Planning Aide.

Desirable Qualifications

Knowledge of the methods of drafting and the proper use of drafting instruments; familiarity with the use of statistics; ability to prepare maps and illustrations using graphic techniques;: familiarity with the concepts of municipal planning and zoning; ability to get along well with fellow workers and the public.

City of Modesto November, 1958

Exhibit No. 3.

MODESTO CITY COUNCIL
RESOLUTION NO. 58- 408

A RESOLUTION ESTABLISHING TWO 24-MINUTE PARKING METER SPACES ON THE WEST SIDE OF ELEVENTH STREET BETWEEN I AND J STREETS IN THE CITY OF MODESTO.

WHEREAS, Section 3-2.1501 of the Modesto Municipal Code authorizes the Council, by resolution, to establish time limitations for legal parking in parking meter zones, and

WHEREAS, a traffic study indicates that traffic conditions require the installation of two (2) twenty-four minute parking meter spaces on the west side of Eleventh Street between I and J Streets in the City of Modesto,

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

SECTION 1. Two (2) twenty-four minute parking meter spaces are hereby established at the following location:

Beginning at a point on the southwesterly curb line of Eleventh Street at its intersection with the northwesterly property line of I Street, and continuing northwesterly along said curb line a distance of forty-four (44') feet.

SECTION 2. The Director of Parking and Traffic is hereby directed to cause the above described area to be marked and posted in accordance with the provisions of this resolution and the applicable laws of the City.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17 day of December, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams

ATTEST: REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58- 409

A RESOLUTION ESTABLISHING A TWO-WAY ALLEY BETWEEN NINTH AND TENTH STREETS AND K AND L STREETS IN THE CITY OF MODESTO.

WHEREAS, Section 3-2.501 of Chapter 2 of Title III of the Modesto Municipal Code authorizes the Council, by resolution, to determine and designate one-way streets or alleys or portions thereof, and

WHEREAS, the Council finds and determines that the best interests of the citizens of the City require that the one-way alley between Ninth and Tenth Streets and K and L Streets in the City of Modesto be established as a two-way alley,

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

SECTION 1. The alley between Ninth and Tenth Streets and K and L Streets is hereby established as a two-way alley, effective as of January 1, 1959.

SECTION 2. The Director of Parking and Traffic is hereby directed to cause the above described alley to be posted in accordance with the provisions of this resolution and the applicable laws of the City.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17 day of December, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams

ATTEST: REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 58-410

A RESOLUTION AUTHORIZING THE RELEASE OF SUBDIVISION BOND FILED BY STANISLAUS COUNTY TITLE COMPANY, A CORPORATION

WHEREAS, Stanislaus County Title Company, a Corporation, filed a subdivision bond in the sum of $22,700 to cover the cost of improvements, engineering, inspection fees and incidental expenses in Westland Manor No. 2 Subdivision, and

WHEREAS, the Director of Public Works has reported that all the work within the subdivision covered by the subdivision agreement is now in and completed, and all fees required by the subdivision agreement have been paid by the subdivider, and

WHEREAS, the Director of Public Works has recommended that the City Council accept this subdivision as complete and order the release of the performance bond posted by the subdivider.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the City Clerk be authorized to release the subdivision bond filed by Stanislaus County Title Company to cover the costs in Westland Manor No. 2 Subdivision, as recommended by 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 17th day of December, 1958, by Councilman Spaulding, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Hammond, Merrill, Robinson, Spaulding, Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Adams

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-411

A RESOLUTION APPROVING APPROPRIATION TRANSFER FROM GENERAL RESERVE TO PERSONNEL OF $1,500 FOR MANPOWER STUDY BEING MADE BY LOUIS J. KROEGER AND ASSOCIATES

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

FROM:	General Reserve	$1,500
TO:	Personnel Services, professional and other	$1,500

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17 day of December, 1958, by Councilman Spaulding, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Merrill, Robinson, Spaulding, Mayor Pro Tempore Hammond

NOES: None

ABSENT: Adams, Mayor Marks

ATTEST: Rex E. Gailfus
REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-412

A RESOLUTION AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO TAKE THE NECESSARY ACTION TO FILE A PETITION IN INTERVENTION IN THE PACIFIC SOUTHWEST LOCAL SERVICE CASE DOCKET NO. 5645 ET AL

BE IT RESOLVED by the City Council of the City of Modesto that the City Manager and the City Attorney are authorized to file a petition in intervention in the Pacific Southwest Airline local service case Docket No. 5645 et al, and

BE IT FURTHER RESOLVED that the City Manager is hereby authorized to implement the provision of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of December, 1958, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Merrill, Robinson, Spaulding, Mayor Pro Tempore Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Adams and Mayor Marks

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-413

A RESOLUTION APPROVING ~~PLANS AND~~ SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR FURNISHING ONE NEW RUBBER-TIRED TRACTOR WITH BUCKET LOADER

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

Section 1. The ~~plans and~~ specifications for furnishing one new rubber-tired tractor with bucket loader

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on January 12, 1959 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/adjourned meeting of the Council of the City of Modesto held on the 23 day of December, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Merrill, Robinson, Spaulding, Mayor Pro Tempore Hammond

Noes: None

Absent: Mayor Marks

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-414

A RESOLUTION APPROVING APPROPRIATION TRANSFERS FOR SALARY ADJUSTMENTS

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

FROM:	General Reserve	$30,592.	
TO:	Salaries and wages		$29,446.
	Retirement Contribution		1,146.
FROM:	Service Working Capital Reserve	652.	
TO:	Salaries and Wages		652.
FROM:	Library Reserve	1,389.	
TO:	Salaries and Wages, Regular		1,322.
	Retirement Contribution		67.

The foregoing resolution was introduced at a regular/adjourned meeting of the Council of the City of Modesto held on the 23 day of December, 1958, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Merrill, Robinson, Spaulding, Mayor Pro Tempore Hammond

NOES: None

ABSENT: Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-415

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND STANISLAUS ASSOCIATION FOR RETARDED CHILDREN, INC., FOR RENTAL OF ROOM 102 IN THE MODESTO COMMUNITY SERVICE CENTER

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and

STANISLAUS ASSOCIATION FOR RETARDED CHILDREN, INC.

for rental of Room 103 of the Modesto Community Service Center for the monthly rental fee of $55, for the period beginning January 1, 1959 and ending June 15, 1959

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated City officials be authorized.

The foregoing resolution was introduced at a regular/adjourned meeting of the Council of the City of Modesto held on the 23 day of December, 1958, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Merrill, Robinson, Spaulding, Mayor Pro Tempore Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Mayor Marks

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 58-416

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO SETTING A DATE FOR THE PUBLIC HEARING ON THE GENERAL PLAN

WHEREAS, the Planning Commission of the City of Modesto has held two public hearings on "The General Plan for the Modesto-Ceres-Empire Area", and

WHEREAS, the Commission has found that the Plan as modified is a reasonable and possible plan for the long range physical development of the City of Modesto, and

WHEREAS, the Commission has certified a copy of said Plan to the Council for public hearing and possible subsequent adoption.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Modesto that the required public hearing be held before the Council at 8:00 P.M. on Wednesday, January 28, 1959, in the Council Chamber of the City of Modesto at 14th and I Streets, in the McHenry Library Building.

The foregoing resolution was introduced at a adjourned regular meeting of the City Council held on the 23rd day of December, 1958, by Councilman Spaulding, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Merrill, Robinson, Spaulding, Mayor Pro Tempore Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Mayor Marks

ATTEST: _____
Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 58-417

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO APPROVING AMENDMENT NUMBER 2 TO AGREEMENT FOR MAINTENANCE OF STATE HIGHWAY IN THE CITY OF MODESTO

WHEREAS, the State of California, through its Department of Public Works, Division of Highways, has presented Amendment Number 2 to the Agreement for Maintenance of the State Highway in the City of Modesto, dated September 1, 1958;

WHEREAS, the City Council has heard read said Amendment Number 2 in full and is familiar with the contents thereof;

THEREFORE, be it resolved by the City Council of the City of Modesto that said Amendment Number 2 is hereby approved and the Mayor and the City Clerk are directed to sign the same on behalf of said City.

ADOPTED this 23rd day of December, 1958.

_____
Mayor of the City of Modesto

Attest;_____
City Clerk of the City of Modesto

I hereby certify that the foregoing resolution was duly and regularly passed by the City Council of the City of Modesto at a regular meeting thereof held December 23, 1958.

_____
Clerk of the City of Modesto

MODESTO CITY COUNCIL
resolution No. 58-418

A RESOLUTION APPROVING RIGHT OF WAY CONTRACTS BETWEEN THE CITY OF MODESTO AND PROPERTY OWNERS ALONG McHENRY AVENUE AND AUTHORIZING THE CITY MANAGER TO SIGN CONTRACTS ON BEHALF OF THE CITY

WHEREAS, the City of Modesto has entered into an agreement with the American Right of Way and Appraisal Contractors for procuring certain rights of way and properties within the City and along McHenry Avenue, and

WHEREAS, five right of way contracts for widening of McHenry Avenue are now complete as follows:

Document No.	Damage Cost	Grantor
M-67		Herbert Hardy Halverson
M-73	$300.	J.L.Wallace and Helen G. Wallace
M-82		Emily Elizabeth Olson
M-96	$9,500.	Clarence H. Roman & Anna Lee Roman
M-99	$2,550.	Louis W. & Edna M. Zimmerman

NOW, THEREFORE, BE IT HEREBY RESOLVED that the City of Modesto approves these right of way contracts as presented and the City Manager be authorized to sign each on behalf of the City of Modesto.

The foregoing resolution was introduced at a adjourned/regular meeting of the City Council on the 23 day of December by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Spaulding was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Merrill, Robinson, Spaulding, Mayor Pro Tempore Hammond

Noes None Absent Mayor Marks

ATTEST: _____
CITY CLERK