

MODESTO CITY COUNCIL
RESOLUTION NO. 55-1

A RESOLUTION GRANTING PERMIT TO THE NATIONAL FOUNDATION FOR INFANTILE PARALYSIS TO PLACE "WISHING WELLS" IN THE BUSINESS DISTRICT DURING THE 1955 ANNUAL MARCH OF DIMES CAMPAIGN

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WHEREAS, a request has been filed by the National Foundation for Infantile Paralysis to place "Wishing Wells" on the sidewalks at the following locations during the 1955 annual campaign for funds:

Tenth and I Streets
Tenth and J Streets
Tenth and K Streets
Eleventh and J Streets

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that permit be granted to the National Foundation for Infantile Paralysis to place "Wishing Wells" at the above described locations during the 1955 annual "March of Dimes" campaign for funds, on the provision that the City will be held harmless from and against any and all costs, damages, and liabilities arising from the placing and maintenance of said "Wishing Wells".

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of January, 1955, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Heckendorf, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Heckendorf, Annan, Mellis and Mayor Pro
Tempore Merrill
Noes: Councilmen: None
Absent: Councilmen: Mayor Marks

ATTEST: REX E. GAILFUS, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 55-2

A RESOLUTION GRANTING PERMIT TO WILLIAM C. BIRT FOR A 60 FOOT CURB CUT ON THE EAST SIDE OF FAIRVIEW AVENUE IN BLOCK 213

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WHEREAS, William C. Birt has filed a request with the Council of the City of Modesto for a 60 foot curb cut on the east side of Fairview Avenue in Block 213 to build a driveway approach to a carport to serve apartments under construction.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that permit be granted to William C. Birt to cut the curb on the east side of Fairview Avenue beginning 5 feet north of his property line on Jennie Street and running north for a distance of 60 feet, under the supervision of the Director of Public Works.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of January, 1955, by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman Heckendorf, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis, and Mayor Pro
Tempore Merrill
Noes: Councilmen: None
Absent: Mayor Marks

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 55-3

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

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WHEREAS, Resolution No. 54-372, adopted by the Council of the City of Modesto on December 8, 1954, approved the specifications for automotive equipment and authorized the calling for bids, and

WHEREAS, the bids received for the said equipment were opened at 2:00 P.M., December 27, 1954, in the office of the City Clerk 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 low bid submitted by Griswold and Wight on 6-cylinder automotive equipment in the total amount of \$13,701.49 be accepted and that all trade-ins be allowed except for Item No. 9, Police Car No. 8, and has recommended that this car be retained for City use.

NOW, THEREFORE, BE IT RESOLVED that the low bid submitted by Griswold and Wight on 6 cylinder automotive equipment of \$13,701.49 for all 10 items in the Notice to Bidders for automotive equipment be accepted and that Police Car No. 8 be retained for use by the City Personnel.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of January, 1955, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

- Ayes: Councilmen: Annan, Adams, Arata, Heckendorf, Mellis, and Mayor Pro Tempore Merrill
- Noes: Councilmen: None
- Absent: Mayor Marks

ATTEST: REX E. GAILFUS, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 55-4

A RESOLUTION ACCEPTING THE BID OF SHELL OIL COMPANY FOR SUPPLYING GASOLINE FOR THE CITY OF MODESTO FOR THE PERIOD JANUARY 16, 1955 to JANUARY 15, 1956

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WHEREAS, Resolution No. 54-378, adopted by the Council of the City of Modesto on December 15, 1954, approved the specifications for supplying gasoline for the City of Modesto for the period January 16, 1955 to January 15, 1956, and authorized the calling for bids, and

WHEREAS, the bids received for the gasoline were opened at 2:00 P.M. January 3, 1955 in the office of the City Clerk 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 Shell Oil Company be accepted as it was the lowest qualified bid submitted.

NOW, THEREFORE BE IT RESOLVED, that the bid of Shell Oil Company for supplying gasoline for the City of Modesto for the period January 16, 1955 to January 15, 1956 be accepted and the execution of a contract for the furnishing of the gasoline, by the city's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of January, 1955 by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman Heckendorf, was upon roll call carried and the resolution adopted by the following vote:

- Ayes: Councilmen: Adams, Arata, Annan, Heckendorf, Mellis, Merrill and Mayor Marks
- Noes: Councilmen: None
- Absent: Councilmen: None

MODESTO CITY COUNCIL
RESOLUTION NO. 55-5

A RESOLUTION ACCEPTING THE BID OF INDUSTRIAL ELECTRICAL COMPANY FOR THE TRAFFIC SIGNALS AND STREET LIGHTING AT 14th and H STREETS IN THE CITY OF MODESTO

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WHEREAS, Resolution No. 54-380 adopted by the Council of the City of Modesto on December 15, 1954, approved the plans and specifications for the traffic signals and street lighting at 14th and H Streets in the City of Modesto, and authorizing the calling for bids, and

WHEREAS, the bids received for the said installation were opened at 2:00 P.M., January 4, 1955, in the office of the City Clerk 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 \$3,119.00, submitted by the Industrial Electrical Company, be accepted as it was the lowest bid received.

NOW, THEREFOR, BE IT RESOLVED that the bid of Industrial Electrical Company of \$3,119.00 for the installation of traffic signals and street lighting at 14th and H Streets in the City of Modesto be and it is hereby accepted and the execution of a contract for the completion of the installation by the City's designated officials is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of January, 1955, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

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RESOLUTION NO. 55-6

A RESOLUTION ESTABLISHING A TWO HOUR PARKING ZONE ON BOTH SIDES OF N STREET BETWEEN TENTH STREET AND ELEVENTH STREET IN THE CITY OF MODESTO.

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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 in the City, and

WHEREAS, the best interest of the citizens requires that parking on both sides of N Street between Tenth Street and Eleventh Street in the City of Modesto 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 9:00 o'clock a.m. and 6:00 o'clock p.m. for a period longer than one hundred and twenty (120) consecutive minutes at the following location in the City of Modesto:

On both sides of N Street between Tenth Street and Eleventh Street in the City of Modesto.

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.

SECTION 3. All resolutions or portions of resolutions in conflict herewith are 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 January, 1955, by Councilman M. 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: M. Adams, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 55-7

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND HARRY N. JENKS FOR DESIGNING ADDITIONAL UNITS AT THE MUNICIPAL SEWAGE DISPOSAL PLANT

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BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement dated January 5, 1955, between the City of Modesto and Harry N. Jenks, Consulting Sanitary Engineer, relating to the designing of additional units at the Municipal Sewage Disposal Plant be and it is hereby approved. Reference is hereby made to a copy of said agreement on file in the office of the City Clerk for further particulars.

BE IT FURTHER RESOLVED that Ross Miller, as City Manager, and Rex E. Gailfus, as City Clerk, of the City of Modesto, be and they are hereby authorized to execute in the name of, and for, and on behalf of the City of Modesto, said agreement.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of January, 1955, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Mellis, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 55-8

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF MODESTO AND MODESTO IRRIGATION DISTRICT AND AUTHORIZING ITS EXECUTION AND RECORDATION

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

Section 1. The right of way agreement dated December 27, 1954, between the City of Modesto and the Modesto Irrigation District, relating to the extension of College Avenue across the right of way of Lateral three of the Modesto Irrigation District, in the southwest quarter of Section 17, Township 3, South, Range 9 East, M.D.B. & M. be and it is hereby approved.

Section 2. The City Manager and the City Clerk are authorized to execute the said agreement in the name of and for and on behalf of the City of Modesto.

Section 3. The City Clerk be and he is hereby directed to record said agreement 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 5th day of January, 1955 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Annan, Adams, Arata, Heckendorf, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 55-9

A RESOLUTION AUTHORIZING THE REMOVAL OF STOP SIGNS ON H STREET AT ITS INTERSECTION WITH FIFTH STREET IN THE CITY OF MODESTO

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BE IT RESOLVED by the Council of the City of Modesto that the stop signs located on H Street at its intersection with Fifth Street be removed.

BE IT FURTHER RESOLVED that the Traffic Engineer be, and he is hereby authorized to remove such stop signs.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5 day of January, 1955, by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 55-10

A RESOLUTION ESTABLISHING STOP SIGNS ON CERTAIN STREETS IN THE CITY OF MODESTO

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WHEREAS, under and by virtue of provisions of Ordinance No. 558-N.S. of the City of Modesto; the City Council of said City has the power when and if the general welfare and safety of the citizens of the City of Modesto so require it, to erect boulevard stop signs at or adjacent to any intersection within the City of Modesto, and

WHEREAS, it appears to said City Council that the general welfare of the citizens of Modesto require that boulevard stop signs be erected and maintained at intersections herein designated and that at said intersections all of the provisions of Ordinance No. 558-N.S. of City of Modesto entitled: "AN ORDINANCE AMENDING SECTION 23 of ORDINANCE NO. 345-N.S. of THE CITY OF MODESTO AS HEREAFTER AMENDED," shall be enforced and said stop signs shall be erected prohibiting drivers of vehicles from passing said boulevard stop signs without first stopping vehicles so operated by said operator.

NOW THEREFORE BE IT RESOLVED and ordered by said City Council that at the places hereinafter designated, the Traffic Engineer shall erect or cause to be erected and maintained, boulevard stop signs and that said Ordinance No. 558-N.S. heretofore referred to shall be enforced at said intersections:

On the Southeast and Northwest corners of 8th Street and K Street, stopping traffic entering K Street.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5 day of January, 1955, by Councilman Mellis, 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: M. Adams, Annan, Arata, Heckendorf, Mellis, Merrill, and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 55-11

A RESOLUTION DESIGNATING A FREIGHT LOADING ZONE ALONG THE NORTHEASTERLY SIDE OF NINTH STREET BEGINNING AT H STREET AND RUNNING NORTHWESTERLY A DISTANCE OF 55 FEET.

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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. A freight loading zone is hereby established at the following location:

Beginning at the intersection of the northeasterly curb line of Ninth Street with the northwesterly curb line of H Street, and continuing northwesterly along the northwesterly curb line of Ninth Street a distance of 55 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 January, 1955, 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: M. Adams, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 55-12

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF CERTAIN FUNDS FROM THE GENERAL RESERVE FUND TO THE PERSONNEL DEPARTMENT AND THE PUBLIC WORKS DEPARTMENT, ENGINEERING AND ADMINISTRATION

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BE IT HEREBY RESOLVED by the Council of the City of Modesto that an appropriation transfer of \$6,355.00 from the General Reserve to the following departments be and it is hereby approved:

Public Works - Engineering and Administration

Salaries and wages - - - - -	\$2,750.00
Maintenance and Operation, equipment rental -	240.00
Capital Outlay - transit - - - - -	710.00

Personnel Department

Salaries and wages - regular - - - - -	104.00
extra help - - - - -	1,666.00
Operating expense - services, prof. & other	60.00
office supplies	100.00
Capital Outlay - dictating equipment - - - -	725.00
Grand Total	6,355.00

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of January, 1955, by Councilman Annan, 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, Annan, Arata, Heckendorf, Mellis, Merrill, and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 55-13

A RESOLUTION ACCEPTING THE BID OF STANDARD MATERIALS, INC. FOR THE CONSTRUCTION OF A BRIDGE ACROSS M.I.D. LATERAL #3 AT COLLEGE AVENUE

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WHEREAS, Resolution No. 54-390, adopted by the Council of the City of Modesto on December 22, 1954, approved the plans and specifications for the construction of a bridge across M.I.D. Lateral #3 at College Avenue and authorized the calling for bids, and,

WHEREAS, the bids received for the construction of the bridge were opened at 3:00 P.M. January 10, 1955, 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. of \$9,139.39 be accepted as it was the lowest bid submitted.

NOW, THEREFORE, BE IT RESOLVED that the bid of \$9,139.39 of Standard Materials, Inc. for the construction of the bridge across M.I.D. Lateral #3, at College Avenue be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12 day of January, 1955, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Heckendorf, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Heckendorf, Mellis, and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Annan and Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 55-14

A RESOLUTION SETTING DATE AND PLACE FOR THE HEARING ON THE APPLICATION TO TRANSFER TWO CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY TO OPERATE TAXICABS IN THE CITY OF MODESTO FROM AGNES J. CHANDLER TO LOIS LANE

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WHEREAS, Agnes J. Chandler dba JoAnn's Taxi has filed an application to transfer two certificates of public convenience and necessity to operate a taxicab business in the City of Modesto, to Lois Lane, and

WHEREAS, Section 4-6.204 of the Modesto Municipal Code provides that a public hearing be held on an application to operate a taxicab business in the City of Modesto.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that the date of January 26; 1955, at 8:00 P.M. in the Council Chamber at the McHenry Public Library Building be set as the time and place for the hearing of protests on the transfer of certificates of public convenience and necessity to operate two taxicabs in the City of Modesto from Agnes J. Chandler to Lois Lane.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12 day of January, 1955, 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, Heckendorf, Mellis and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Annan and Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 55-14a

A RESOLUTION AMENDING RESOLUTION NO. 55-14 SETTING DATE FOR HEARING ON TRANSFER OF TWO CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY TO OPERATE TAXICABS IN THE CITY OF MODESTO FROM AGNES J. CHANDLER TO LOIS LANE

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BE IT HEREBY RESOLVED by the Council of the City of Modesto that Resolution No. 55-14 entitled, "A RESOLUTION SETTING DATE AND PLACE FOR THE HEARING ON THE APPLICATION TO TRANSFER TWO CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY TO OPERATE TAXICABS IN THE CITY OF MODESTO FROM AGNES J. CHANDLER TO LOIS LANE", adopted by the Council on January 12, 1955, be amended to provide for the public hearing on the transfer of certificates of public convenience and necessity to operate two taxicabs in the City of Modesto from Agnes J. Chandler to Lois Lane be held on January 19, 1955, at 4:30 P.M. in the Council Chamber at the McHenry Public Library Building, 14th and I Streets.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of January, 1955, 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, Heckendorf, Mellis and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Annan and Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 55-15

A RESOLUTION APPROVING THE FINAL MAP OF THE ROOSEVELT PARK TRACT OF THE CITY OF MODESTO.

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WHEREAS, Arthur J. Wylie and Florence E. Wylie are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 4.02 acres known as the Roosevelt Park Tract, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 6th day of April, 1954, 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 Roosevelt Park 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 Roosevelt Park Tract be approved and 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, and he is hereby authorized to certify the map of said tract on behalf of the City of Modesto after the fees in the amount of \$330.10, 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 \$7,500.00.

BE IT FURTHER RESOLVED that the City Manager and the City Clerk be, and they are hereby authorized to execute and attest, respectively, an agreement with subdividers as required by Section 4-4.604 (c) of the Modesto Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of January, 1955, by Councilman Mellis, 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, Heckendorf, Mellis, and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Annan and Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 55-16

A RESOLUTION ACCEPTING THE BID OF P.E. VAN PELT, INC. FOR A 1250 GPM PUMPER

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WHEREAS, Resolution No. 54-367, adopted by the Council of the City of Modesto on December 1, 1954, approved the specifications for a 1250 GPM Pumper and authorized the calling for bids, and

WHEREAS, the bids received for the pumper were opened at 2:00 P.M. December 30, 1954, in the Office of the City Clerk and later tabulated by the Director of Finance and Fire Chief for the consideration of the Council, and

WHEREAS, the Director of Finance and the Fire Chief have recommended that the bid of P. E. Van Pelt, Inc. of Oakdale, of \$23,882.99 on the International Chassis with Hale Pump, furnished through Dow-Hammond of Modesto, be accepted as it was the lowest qualified bid submitted which conformed with the specifications.

NOW, THEREFORE, BE IT RESOLVED that the bid of P. E. Van Pelt, Inc. of Oakdale, of \$23,882.99 on the International Chassis with Hale Pump, furnished through Dow-Hammond of Modesto, be accepted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12 day of January, 1955, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Heckendorf, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Heckendorf, Mellis and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Annan and Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 55-17

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED TERRITORY FROM THE MCHENRY-DRY CREEK FIRE PROTECTION DISTRICT BY REASON OF ITS ANNEXATION TO THE CITY OF MODESTO (BRIGGSMORE ADDITION).

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WHEREAS, a portion of the McHenry-Dry Creek Fire Protection District was annexed to the City of Modesto by Ordinance No. 1109-N.S., adopted on February 17, 1954, and

WHEREAS, said territory officially became a part of the City on February 23, 1954, and

WHEREAS, Section 14258.5 of 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, and it is hereby declared withdrawn from the boundaries of the McHenry-Dry Creek Fire Protection District:

A Portion of Briggsmore Tract and a Portion of Lot 6, Fresno Tract. Commencing at the intersection of the south line of the Modesto Irrigation District Lateral No. 3 and the west line of the 50-foot street known as McHenry Avenue, said point being a corner of the existing City Limits; thence westerly along the south line of the Modesto Irrigation District Lateral No. 3 to its intersection with the southerly extension of the easterly line of the Briggsmore Tract, recorded in Volume 17 of Maps at Page 43, Stanislaus County Records; said intersection is the point of beginning of this description; thence northerly along said southerly extension and the east line of the Briggsmore Tract, said east line also being the east line of Lot 5 of the Fresno Tract, recorded in Volume 1 of Maps at Page 76, Stanislaus County Records, to a point which is 30 feet southerly from the northeast corner of Lot 5, Fresno Tract; thence westerly along the south line of Bowen Avenue as shown on Map of Briggsmore Tract to the west line of Briggsmore Tract; thence southerly along the west line of Briggsmore Tract and its southerly extension to the south line of Modesto Irrigation District Lateral No. 3; thence easterly along said south line of Modesto Irrigation District Lateral No. 3 to the point of beginning.

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 the McHenry-Dry Creek 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 12 day of January, 1955, 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, Heckendorf, Mellis, and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Annan and Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 55-18

A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE SOUTH SECTION OF WEST SANITARY TRUNK SEWER FROM CONTRACTOR, STOCKTON CONSTRUCTION COMPANY

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WHEREAS, a report has been filed by the Director of Public Works that the construction of the South Section of West Sanitary Trunk Sewer has been completed by the contractor, Stockton Construction Company, in accordance with the contract agreement dated May 19, 1954.

NOW, THEREFORE, BE IT RESOLVED that the construction of the South Section of West Sanitary Trunk Sewer be accepted from said contractor, Stockton 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 12th day of January, 1955, by Councilman Mellis, 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, Heckendorf, Mellis and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Annan and Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 55-19

A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE SANITARY TRUNK SEWER - TUOLUMNE RIVER CROSSING FROM CONTRACTOR, VALLEY ENGINEERS, INC.

--oOo--

WHEREAS, a report has been filed by the Director of Public Works that the construction of sanitary trunk sewer - Tuolumne River Crossing has been completed by the contractor, Valley Engineers, Inc., in accordance with the contract agreement dated October 21, 1954.

NOW, THEREFORE, BE IT RESOLVED that the construction of the sanitary trunk sewer - Tuolumne River Crossing be accepted from said contractor, Valley Engineers, 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 12th day of January, 1955, 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, Heckendorf, Mellis, and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Annan and Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 55-20

A RESOLUTION AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT WITH THE STATE OF CALIFORNIA FOR TIE-DOWN SPACE AT THE MUNICIPAL AIRPORT OF THE CITY OF MODESTO

--oOo--

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Ross Miller, City Manager, of the City of Modesto be, and he is hereby authorized to sign that certain lease agreement dated January 1, 1955, between the City of Modesto and the State of California, covering the rental of tie-down space for aircraft at the Modesto Municipal Airport.

BE IT FURTHER RESOLVED that Rex E. Gailfus, City Clerk, of said City is hereby authorized to affix the official seal of the City to said agreement and attest the same on behalf of the City.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12 day of January, 1955, by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman Heckendorf, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Heckendorf, Mellis and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Annan and Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

.

I HEREBY CERTIFY that the foregoing Resolution was regularly and duly adopted by the City Council of the City of Modesto, County of Stanislaus, State of California, at a regular meeting thereof, held on the 12th day of January, 1955.

REX E. GAILFUS, City Clerk of the City
of Modesto, County of Stanislaus,
State of California

MODESTO CITY COUNCIL
RESOLUTION NO. 55-21

A RESOLUTION DECLARING THE INTENTION OF THE CITY OF MODESTO TO SELL CERTAIN REAL PROPERTY BELONGING TO THE CITY

--oOo--

WHEREAS, the following described real property, situated in the City of Modesto, County of Stanislaus, State of California, to-wit:

All that certain real property situated in the County of Stanislaus, State of California, being a portion of Section 17, Township 3 South, Range 9 East, M. D. B. & M., and

indicated as a park in Block 6715, College Village No. 2, and more particularly described as follows:

Beginning at the Northwest corner of the park in Block 6715 as shown on the map of College Village No. 2 as recorded in Volume 17 of Maps at Page 58, Stanislaus County Records; thence along the North line of said park North $89^{\circ} 27'$ East 341.88'; thence South $45^{\circ} 39' 30''$ East 14.18'; thence along the East line of said park South $0^{\circ} 48'$ East, 319.98'; thence along the South line of the park, said line also being the North line of Dartmouth Avenue, South $89^{\circ} 27'$ West, 322.60'; thence on a tangent curve to the right having a radius of 40', central angle of $107^{\circ} 02' 30''$; tangent of 54.10', and a length of 74.73'; thence on a tangent curve to the left having a radius of 193.18' central angle of $17^{\circ} 17'$; tangent of 29.36', and a length of 58.27'; thence along the West line of the park, said West line also being the East line of Wildwood Drive, North $0^{\circ} 47' 30''$ West 220.83' to the point of beginning containing 2.67 acres.

is the property of the City of Modesto, and

WHEREAS, said real property will not, at the time of delivery of title or possession, be needed for city purposes; and

WHEREAS, the City Council intends, and hereby declares its intention to sell and convey for cash, all its right, title and interest in and to said real property hereinabove described,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it will, on the 9th day of February, 1955, in the Council Chamber of the McHenry Public Library, 14th and I Streets, Modesto, California, in public meeting, at the hour of 8:00 p.m., receive and consider sealed proposals to purchase said hereinabove described parcel of real property, and

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

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

BE IT FURTHER RESOLVED that the City Clerk be, and he is hereby directed to cause a copy of this Resolution to be published in full at least once not less than fifteen (15) days before the date of said meeting in the Modesto Tribune, the official newspaper of the City of Modesto, and

BE IT FURTHER RESOLVED that said bids, whether written or oral, must be accompanied by cash or a cashier's check or a certified check, certified to by some responsible bank or banker, and made payable to the City of Modesto in an amount equal to at least ten (10%) per cent of the amount bid, to be retained by said City as agreed and liquidated damages should the party whose bid is accepted by the City Council fail to deposit with the City Clerk the amount of his bid within five (5) days after written notice of acceptance of said bid shall be given.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19 day of January, 1955, by Councilman Mellis 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, Annan, Arata, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Heckendorf

ATTEST: REX E. GAILFUS, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 55-22

A RESOLUTION DESIGNATING A BUS LOADING ZONE ON WASHINGTON STREET ADJACENT TO THE WASHINGTON SCHOOL IN THE CITY OF MODESTO

--oOo--

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. A bus loading zone is hereby established at the following location in the City of Modesto:

Beginning at a point on the westerly curb line of WASHINGTON STREET 30 feet north of the intersection of the westerly curb line of Washington Street with the northerly line of the alley in Block 400, and continuing northerly along said curb line a distance of 56'.

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.

SECTION 3. Resolution No. 10044-N.S. and No. 10237-N.S. are 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 January, 1955, by Councilman Mellis, 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, Annan, Arata, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Heckendorf

ATTEST: REX E. GAILFUS, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 55-23

A RESOLUTION AUTHORIZING THE REMOVAL OF THE STOP SIGN LOCATED ON EIGHTH STREET AT ITS INTERSECTION WITH WASHINGTON AVENUE IN THE CITY OF MODESTO

--oOo--

BE IT RESOLVED by the Council of the City of Modesto that the stop sign stopping northbound traffic on Eighth Street at Washington Avenue be removed.

BE IT FURTHER RESOLVED that the Traffic Engineer be, and he is hereby authorized to remove said stop sign.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19 day of January, 1955 by Mayor Marks, who moved its adoption, which motion being duly seconded by Councilman Mellis, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None
ABSENT: Councilmen: Heckendorf

ATTEST: REX E. GAILFUS, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 55-24

A RESOLUTION DESIGNATING A PASSENGER AND FREIGHT LOADING ZONE ALONG THE SOUTHWESTERLY SIDE OF ELEVENTH STREET BETWEEN J STREET AND K STREET AND ALONG THE NORTHWESTERLY SIDE OF J STREET BETWEEN TENTH STREET AND ELEVENTH STREET IN THE CITY OF MODESTO (HOTEL COVELL).

--oOo--

WHEREAS, Section 31 (b) of Ordinance No. 345-N.S., 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. A passenger and freight loading zone is hereby established at the following locations:

- (a) Beginning at a point on the southwesterly curb line of ELEVENTH STREET nineteen (19') feet northwesterly from the intersection of said curb line with northwesterly property line of J Street and continuing northwesterly along said curb line a distance of forty-three (43') feet; and
- (b) Beginning at a point on the northwesterly curb line of J STREET sixty-four (64') feet southwesterly from the intersection of said curb line with southwesterly property line of Eleventh Street and continuing southwesterly a distance of forty-four (44') feet.

SECTION 2. The Traffic Engineer is hereby directed to cause the above locations to be marked and designated in accordance with the provisions of this resolution and Section 31 of Ordinance No. 345-N.S. and to remove all parking meters installed along the curb adjacent to the above described locations.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19 day of January, 1955, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Mellis, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Heckendorf

ATTEST: REX E. GAILFUS, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 55-25

A RESOLUTION ESTABLISHING A TWO HOUR PARKING ZONE ON BOTH SIDES OF SIXTEENTH STREET BETWEEN J STREET AND NEEDHAM STREET IN THE CITY OF MODESTO.

--oOo--

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, and

WHEREAS, the best interests of the citizens of said City require that parking on both sides of Sixteenth Street between J Street and Needham Street in the City of Modesto 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 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:

On both sides of Sixteenth Street between J Street and Needham Street in the City of Modesto.

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 19 day of January, 1955, 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, Annan, Arata, Mellis, Merrill, and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Heckendorf

ATTEST: REX E. GALIFUS, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 55-26

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALL FOR BIDS FOR INDUSTRIAL WASTE SEWER ON 12th STREET BETWEEN MORTON BOULEVARD AND "C" STREET

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

SECTION 1. The plans and specifications prepared by the Department of Public Works for the construction of industrial waste sewer on 12th Street between Morton Boulevard and "C" Street in the City of Modesto, copies of which are on file in the office of the Director of Public Works, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized and directed to call for public competitive sealed bids for the work, to be opened Monday, January 31, 1955 at 2:00 P.M. and the City Clerk is hereby directed to give notice inviting such sealed bids in the kind, form and manner approved 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 19th day of January, 1955, 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, Annan, Arata, Mellis, Merrill, and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Heckendorf

ATTEST: REX E. GALIFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-27

A RESOLUTION AUTHORIZING THE TRANSFER OF TWO CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY TO OPERATE TAXICABS FROM AGNES J. CHANDLER TO LOIS L. LANE

WHEREAS, requests were filed with the Council of the City of Modesto by Agnes J. Chandler and Lois L. Lane to transfer two certificates of public convenience and necessity to operate taxicabs in the City of Modesto from Agnes J. Chandler, doing business as "Joann's Taxi" to Lois L. Lane, to do business as "Red Top Taxi", and

WHEREAS, the Council of the City of Modesto, at a regular meeting held on the 12th day of January, 1955, at its regular place of meeting, as the time and place for a public hearing on said request, and

WHEREAS, said applications were investigated by the Chief of Police who has reported his findings in connection therewith, and

WHEREAS, the Council finds and declares that the public convenience and necessity require the operation of the two taxicabs for which consent for the transfer of certificates is applied for,

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

SECTION 1. Transfer of two certificates of public convenience and necessity to operate taxicabs in the City of Modesto from Agnes J. Chandler, doing business as "Joann's Taxi", to Lois L. Lane, to do business as "Red Top Taxi", is hereby authorized in accordance with Section 4-6.209 of the Modesto Municipal Code, on the condition that prior to the transfer, all of the indebtedness against the certificates be cleared.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19 day of January, 1955, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Mellis, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Heckendorf, Mellis, and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Annan, and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-28

A RESOLUTION GRANTING PERMIT TO THE STANISLAUS FOOD PRODUCTS COMPANY TO DRILL A WELL IN BLOCK 77

WHEREAS, the Stanislaus Food Products Company has filed a petition to drill a well in Block 77 in either Lot 2 or 3, and

WHEREAS, the Director of Public Works has recommended that permit be granted under certain conditions as set forth in the report to the City Council, dated January 19, 1955, a copy of which is on file in the office of the City Clerk.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that permit be granted to the Stanislaus Food Products Company to drill a well in Block 77 in either Lot 2 or 3, as provided by Section 5-1.501 of the Modesto code under the conditions recommended in the report of the Municipal Director of Public Works, dated January 18, 1955.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of January, 1955, 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, Annan, Arata, Mellis, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Heckendorf

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-29

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR THE IMPROVEMENT OF THE MODESTO MUNICIPAL BALL PARK

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

Section 1. The plans and specifications for the improvement of the Modesto Municipal Ball Park 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 improvement of the Modesto Municipal Ball Park to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on February 1, 1955, 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 19th day of January, 1955, by Councilman Mellis, 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, Annan, Arata, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Heckendorf

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-30

A RESOLUTION APPOINTING ALTERNATE REPRESENTATIVE TO THE EXECUTIVE BOARD OF THE CENTRAL VALLEY DIVISION OF THE LEAGUE OF CALIFORNIA CITIES

WHEREAS, Resolution No. 10,300-NS., adopted by the Council of the City of Modesto on September 23, 1953, entitled, "A RESOLUTION APPOINTING REPRESENTATIVE TO EXECUTIVE BOARD OF THE CENTRAL VALLEY DIVISION OF THE LEAGUE OF CALIFORNIA CITIES", appointed Mayor Harry Marks as representative of the City of Modesto, and Robert W. Adams as alternate representative on the Executive Board of the Central Valley Division of the League of California Cities, and

WHEREAS, Robert W. Adams has been elected to the office of Supervisor of District No. 4 of the Stanislaus County, and is no longer a member of the Council of the City of Modesto.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Councilman Marvin L. Heckendorf be and he is hereby appointed alternate representative for the City of Modesto on the Executive Board of the Central Valley Division of the League of California Cities, effective as of this date.

The foregoing resolution was introduced at the regular meeting of the Council of the City of Modesto held on the 19th day of January, 1955, 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, Annan, Arata, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Heckendorf

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55- 31

A RESOLUTION EXTENDING SYMPATHY TO FAMILY OF LATE ROY H. BURROUGHS

WHEREAS on the 26th day of December, 1954, Roy H. Burroughs, member of the City of Modesto Board of Plumber Examiners, departed this life, and

WHEREAS Mr. Burroughs served the City of Modesto faithfully and well as a Journeyman Plumber representative on the City of Modesto Board of Plumber Examiners since January 1, 1954.

NOW THEREFORE BE IT HEREBY RESOLVED by the Council of the City of Modesto that by these presents expresses its deep regret at the sudden passing of Roy H. Burroughs and extends to his sorrowing family its profound sympathy.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of January, 1955, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Mellis, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Mellis, Merrill, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Heckendorf

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-32

A RESOLUTION RELATING TO THE APPLICATION OF THE PACIFIC GAS & ELECTRIC COMPANY FOR AN ORDER OF THE COMMISSION AUTHORIZING APPLICANT TO INCREASE ITS PRESENT RATES AND CHARGES FOR NATURAL GAS SERVICE, (APPLICATION NO. 36635).

WHEREAS, the Pacific Gas & Electric Company has filed application No. 36635 before the Public Utilities Commission of the State of California for an order of the Commission authorizing the applicant to increase its present rates and charges for natural gas service for the purpose of compensating for the increased costs of out-of-state gas to be purchased under a revised tariff of the El Paso Natural Gas Company, and

WHEREAS, a similar application was made by the Pacific Gas & Electric Company during 1954 for authority to increase its natural gas rates by \$7,250,000 on an annual basis by reason of the increased costs of the company of natural gas purchased from out-of-state sources, which application was granted by the Public Utilities Commission, and

WHEREAS, in the last five years many applications for increases in rates to be charged for commodities furnished or services rendered by public utilities have been requested by the utilities and granted by the Public Utilities Commission, and

WHEREAS, there is no organization or funds available to present the point of view of the public or to investigate and report to the Commission the pertinent facts involved, other than the Public Utilities Commission itself, it is difficult to present the point of view of the people to the commission, and

WHEREAS, the Council recognizes that the public utilities are entitled to a fair rate of return for the commodities furnished or services rendered by them, and

WHEREAS, in a rate increase proceeding, the public utility has the burden of proving, by clear and convincing evidence, that the increase is justified,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Public Utilities Commission exercise particular care in considering this and other applications by public utilities for rate increases to insure that such increases are fully justified, by insuring that a comprehensive record is developed with the interests of the consuming public fully presented, based upon an inquisitive, critical and objective approach to the matter at all stages of the proceedings.

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, the Pacific Gas & Electric Company and to the League of California Cities.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of January, 1955 by Councilman Mellis, 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, Annan, Arata, Heckendorf, Mellis, Merrill, and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-33

A RESOLUTION SETTING A DATE FOR A HEARING ON COMPLAINTS REGARDING A DOG OWNED BY ANDY YOUNG.

WHEREAS, written complaints have been filed on behalf of citizens of Modesto in accordance with Section 5-4.206 of the Modesto Municipal Code that a dog owned by Andy Young of 709 West Fairmont Avenue is a nuisance and disturbing the peace and quiet of the citizens of Modesto; and

WHEREAS, the City Poundmaster has investigated said complaints and has made a written report of his findings, together with his recommendations, to the Council,

NOW, THEREFORE, BE IT RESOLVED that February 2, 1955 at 5 o'clock p.m., in the Council Chamber, located in the McHenry Public Library building, 14th and I Streets, is hereby fixed as the time and place for a public hearing on said complaint.

BE IT FURTHER RESOLVED that the City Attorney be directed to give written notice of said hearing to the owner of said dog as required by the provisions of Section 5-4.206 of said Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26 day of January, 1955 by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-34

A RESOLUTION APPROVING APPROPRIATION TRANSFER FROM THE GENERAL RESERVE FUND TO MISCELLANEOUS-UNCLASSIFIED FOR GARBAGE COLLECTION SURVEY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that an appropriation transfer of \$500.00 from the General Reserve Fund to Miscellaneous-Unclassified, to provide

for salaries and wages on survey for garbage collection 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 January, 1955 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, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-35

A RESOLUTION DESIGNATING CERTAIN CITY PROPERTY AS DEL WEBB FIELD

WHEREAS, it is the policy of the Council of the City of Modesto that names of parks and other public projects should reflect honor on outstanding citizens and former citizens of the community, and

WHEREAS, Del Webb, as co-owner of the New York Yankees, has done much to further the status of baseball in the nation as well as in Modesto through working farm agreements between the Modesto Reds Baseball Club and the New York Yankees, and

WHEREAS, Del Webb formerly lived in Modesto and took an active part in the support of baseball in Modesto and has maintained an interest in providing baseball for those of the Modesto community.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that the name of the Modesto Municipal Baseball Park henceforth be known by the formal name of Del Webb Field.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of January, 1955, by Councilman Mellis, 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, Annan, Arata, Heckendorf, Mellis, Merrill, Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-36

A RESOLUTION DESIGNATING CERTAIN PROPERTY AS DRYDEN PARK MUNICIPAL GOLF COURSE.

WHEREAS, it is the policy of the Council of the City of Modesto to name parks and other public projects after outstanding citizens who have given freely of their time, ability and efforts toward community betterment, and

WHEREAS, Horace W. Dryden and Dorothy Dryden have made an outstanding contribution to the betterment of the community by dedicating approximately 60 acres of their land to the City for the development of an 18 hole municipal golf course, and

WHEREAS, the Council of the City of Modesto desires to honor Horace W. Dryden and Dorothy Dryden in appreciation of their contribution to the citizens of the City of Modesto,

NOW, THEREFORE, the Council of the City of Modesto hereby designates the following described land, situate in the County of Stanislaus, State of California, as the DRYDEN PARK MUNICIPAL GOLF COURSE:

All that certain real property situate in the County of Stanislaus, State of California, being a portion of the west half of Section 5, Township 4 South, Range 9 East, Mount Diablo Base and Meridian, and more particularly described as follows:

Commencing at the Southeast corner of the Northeast quarter of the Northwest quarter of said Section 5 as shown on the map of the Durand Tract as filed in Volume 16 of Maps at page 19, Stanislaus County Records; thence along the North and South quarter section line, said line being also the center line of a 40 foot county road known as Sunset Avenue as shown on the map of the Rouse Colony as filed in Volume 5 of Maps at page 24, Stanislaus County Records, South 00° 00' 30" West, 1050.30 feet to the true point of beginning of this description; thence continuing along said quarter section line South 00° 00' 30" East, 2201.34 feet to the Southeast corner of Lot 1 of said Rouse Colony; thence South 63° 13' 40" West, 738.22 feet to the Southeast corner of Lot 2 of said Rouse Colony; thence South 73° 05' 20" West, 689.44 feet to the Southeast corner of Lot 3, of said Rouse Colony; thence South 67° 33' 20" West, 712.42 feet to the Southwest corner of said Lot 3; thence along the Westerly line of said Lot 3, North 00° 03' 00" West, 1398.28 feet to the Northwest corner of said Lot 3, said corner being also the Southerly line of the California Homes Tract as filed in Volume 14 of Maps at page 21, Stanislaus County Records; thence along the said Southerly line of the California Homes Tract and the Northerly line of said Lot 3 of the Rouse Colony, North 89° 48' 00" East, 658.69 feet to the center line of a 40 foot County road known as Colorado Avenue as shown on said map of the Rouse Colony; thence along the Northerly line of Lot 2 of said Rouse Colony, North 89° 46' 45" East, 20.00 feet to the Easterly side of said Colorado Avenue; thence South 57° 27' 55" East, 89.46 feet; thence North 50° 51' 35" East, 432.50 feet; thence North 35° 13' 05" East, 524.98 feet; thence North 52° 07' 50" East, 569.45 feet; thence North 19° 31' 30" East, 215.98 feet; thence North 84° 28' 30" West, 169.00 feet; thence North 14° 31' 30" East, 123.00 feet; thence South 89° 59' 30" West, 123.89 feet; thence North 00° 00' 30" West, 264.22 feet; thence North 89° 59' 30" East, 325.00 feet to the true point of beginning of this description containing 64.67 acres, together with that certain land lying between the above described property and the Tuolumne River.

All that portion of Lot B of the Durand Tract, according to the Official Map thereof, filed in the office of the Recorder of Stanislaus County, California, on January 21, 1947 in Volume 16 of Maps, at page 19, and being a portion of Section 5, Township 4 South, Range 9 East, Mount Diablo Base and Meridian, and more particularly described as follows:

Commencing at the Southeast corner of the Northwest quarter of said Section 5; thence along the North and South quarter section line being the center line of a 40 foot County Road known as Sunset Avenue as shown on the Map of the said Durand Tract, South 00° 15' 00" West, 1799.44 feet to the true point of beginning of this description; thence continuing along said quarter section line South 00° 15' 00" West, 1456.02 feet, to the most Southerly corner of said Lot B; thence along the Southeasterly line of said Lot B, North 61° 35' East, 125.40 feet; thence North 51° 40' East, 650.13 feet; thence North 36° 15' East, 637.03 feet; thence North 22° 55' East, 514.80 feet; thence on a line at right angles to the above mentioned quarter section line, South 89° 45' West, 1191.07 feet to said quarter section line and the true point of beginning of this description, containing 24.902 acres, more or less.

BE IT FURTHER RESOLVED THAT the City Clerk transmit a certified copy of this resolution to Horace W. Dryden and Dorothy Dryden.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26 day of January, 1955, by Mayor Marks, who moved its adoption, which motion was duly seconded by Councilman Mellis, and upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-37

A RESOLUTION APPROVING CLAIM OF MODESTO BAND FOR THE COST OF CHANGING NAME UNDER CERTAIN CONDITIONS

WHEREAS the Council of the City of Modesto did on May 26, 1954, adopt Resolution No. 54-166, entitled; "A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$500.00 TO DEFRAY

THE COST FOR THE CHANGING OF THE NAME OF THE STANISLAUS COUNTY BOYS' BAND TO MODESTO BAND", and

WHEREAS the Modesto Band was presented a claim for \$479.08 covering the cost of the change of name,

NOW THEREFORE BE IT RESOLVED BY the Council of the City of Modesto that the claim of \$479.08 presented by the Modesto Band for the changing of the name of the band from Stanislaus County Boys' Band, be approved and payment be authorized following the completion of all legal technicalities involved in changing the name.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of January, 1955 by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried, and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-38

A RESOLUTION ACCEPTING GRANT DEED FROM ARTHUR J. WYLIE AND FLORENCE E. WYLIE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that grant deed from Arthur J. Wylie and Florence E. Wylie, husband and wife, dated January 19, 1955, on the following described property, be and it is hereby accented:

The Westerly 2 feet of Lots 1 to 10, inclusive Block 6068
Roosevelt Park Tract, as per map filed in the office of the
Recorder of Stanislaus County, California, on January 13, 1955,
in Volume 18 of Maps, at page 15, Instrument No. 1128

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to record said grant deed in the office of 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 26th day of January, 1955 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, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-39

A RESOLUTION APPROVING THE FINAL MAP OF THE CAROLAND MANOR NO. 2 SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Lance E. Ellis and Carol L. Ellis, husband and wife, are possessed of a tract of land situated in the City of Modesto, County of Stanislaus, consisting of approximately 12.4 acres, known as Caroland Manor No. 2 Subdivision, and

WHEREAS, a tentative map of said subdivision was approved by the City Planning Commission on the 3rd day of November, 1953, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Caroland Manor No. 2 subdivision meets all the provisions of the California Subdivisions Map Act and the Modesto Municipal Code and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED that said final map of Caroland Manor No. 2 Subdivision be approved and the streets, alleys and easements as shown thereon within the boundaries of said subdivision be accepted on behalf of the public for public use and that the City Clerk be, and he is hereby authorized to certify the map of said subdivision on behalf of the City of Modesto after the fees in the amount of \$944.60, as required by the Modesto Municipal Code for checking, copies of maps, recording, and parks and playgrounds have been paid and that subdivider has furnished a bond acceptable to the City Attorney in the sum of \$10,800.00.

BE IT FURTHER RESOLVED that the City Manager and the City Clerk be, and they are hereby 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 26th day of January, 1955, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-40

A RESOLUTION GRANTING VARIANCE TO TIDEWATER ASSOCIATED OIL COMPANY TO INSTALL ADDITIONAL CURB CUT ON 12TH STREET AT H STREET

WHEREAS the Tidewater Associated Oil Company has requested a variance from the requirements of the Modesto Municipal Code, regulating curb cuts in the City of Modesto for its service station located at the Northeast corner of 12th and H streets, and

WHEREAS Section 7-1.106 of the Code provides that in instances where practical difficulties are apparent and unnecessary hardship will result from carrying out the strict letter of the Code relating to curb cuts, that the Council has the power to vary by resolution the mandatory provisions of the code.

NOW THEREFORE BE IT HEREBY RESOLVED by the Council of the City of Modesto that the variance as requested by the Tidewater Associated Oil Company be granted and permit to install an additional curb cut of 30 feet in length on 12th Street, is hereby approved under the following conditions:

That the location be moved 3 feet south in order to permit a section undisturbed curb six feet in length to remain between the two properties

That fees for the curb cut replacement be paid

That the existing sidewalk be removed and installed in accordance with driveway specifications

That all the work be done in accordance with city's specifications and under the supervision of the department of Public Works 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 26th day of January, 1955 by Councilman Arata, who moved its adoption, which motion being seconded by Councilman Mellis, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MOLESTO CITY COUNCIL
RESOLUTION NO. 55-41

A RESOLUTION DESIGNATING UNRESTRICTED TRAFFIC STREETS IN THE CITY OF MODESTO

WHEREAS, Section 36.1 of Ordinance No. 345-N.S. of the City of Modesto, as amended, authorizes the City Council by resolution to designate unrestricted traffic streets in the City of Modesto,

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

SECTION 1. The following streets within the City of Modesto are hereby designated as unrestricted traffic streets:

Washington Street from the intersection formed by said Washington Street and Seventh Street to the intersection formed by said Washington Street and Eighth Street.

Scenic Drive from the easterly city limits westerly to the intersection formed by said Scenic Drive and Burney Street.

Downey Avenue from the intersection formed by said Downey Avenue and Burney Street to the intersection formed by said Downey Avenue and McHenry Avenue.

Needham Street from the Intersection formed by said Needham Street and McHenry Avenue to the intersection formed by said Needham Street and Ninth Street.

McHenry Avenue from the northerly city limits to the intersection formed by said McHenry Avenue and Needham Street.

"J" Street from the intersection formed by said "J" Street and McHenry Avenue to the intersection formed by Ninth Street and "J" Street.

Fourteenth Street from the intersection formed by said fourteenth Street and Grand Street to the intersection formed by Needham Street and said Fourteenth Street.

"D" Street from the intersection formed by said "D" Street and Burney Street to the intersection formed by said "D" Street and Ninth Street.

Burney Street from the intersection formed by said Burney Street and Scenic Drive to the intersection formed by said Burney Street and "D" Street.

Grand Street from the intersection formed by said Grand Street and Fourteenth Street to the easterly city limits on Grand Street.

Tully Avenue from the intersection formed by said Tully Avenue and Ninth Street to the northerly city limits on Tully Avenue.

Ninth Street from the intersection formed by said Ninth Street and Needham Avenue to the southerly city limits on Ninth Street.

"B" Street from the intersection formed by said "B" Street and Ninth Street to the intersection formed by said "B" Street and Crows Landing Road.

North Ninety-Nine Highway from the intersection formed by said North Ninety-nine Highway and Needham Avenue to the westerly city limits on North Ninety-nine Highway.

Seventh Street from the Intersection formed by said Seventh Street and Washington Street to the intersection formed by said Seventh Street and Sierra Drive.

Crows Landing Road from the intersection formed by said Crows Landing Road and Sierra Drive to the Southerly city limit line on Crows Landing Road.

Eighth Street from the intersection formed by said Eighth Street and Washington Street to the intersection formed by said Eighth Street and Kansas Avenue.

Maze Boulevard from the intersection formed by said Maze Boulevard and Fifth Street to the westerly city limits on Maze Boulevard.

"L" Street from the intersection formed by said "L" Street and Fifth Street to the intersection formed by said "L" Street and Needham Street.

Kansas Avenue from the intersection formed by said Kansas Avenue and North Ninety-nine Highway to the westerly city limit line on Kansas Avenue.

"H" Street from the intersection formed by said "H" Street and Ninth Street to the intersection formed by said "H" Street and California Avenue.

Paradise Avenue from the intersection formed by said Paradise Avenue and California Avenue to the intersection formed by said Paradise Avenue and Franklin Street.

First Street from the intersection formed by said First Street and "H" Street to the intersection formed by said First Street and Rosedale Avenue.

Rosedale Avenue from the intersection formed by said Rosedale Avenue and First Street to the intersection formed by said Rosedale Avenue and South Avenue.

South Avenue from its easterly terminus westerly to the intersection formed by said South Avenue and Rosedale Avenue.

Tuolumne Boulevard from the intersection formed by said Tuolumne Boulevard and Crows Landing Road to the intersection formed by said Tuolumne Boulevard and Neece Drive.

Neece Drive from the intersection formed by said Neece Drive and Tuolumne Boulevard to the westerly city limits at Rouse Avenue.

Roseburg Avenue from the intersection formed by said Roseburg Avenue and Tully Avenue to the intersection formed by said Roseburg Avenue and McHenry Avenue.

Coldwell Avenue from the intersection formed by said Coldwell Avenue with North Highway Ninety-nine to the intersection formed by said Coldwell Avenue and Tully Avenue.

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.

The foregoing resolution was introduced at a regular meeting of the council of the City of Modesto held on the 26 day of January, 1955, by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilmen Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Mellis, Heckendorf, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-42

A RESOLUTION APPOINTING MEMBERS TO THE BOARD OF PLUMBER EXAMINERS OF THE CITY OF
MODESTO.

WHEREAS, Section 9-2.10 of the Modesto Municipal Code requires the City Council to appoint a Board of Plumber Examiners, and

WHEREAS, the term of C. H. Benson (Appliance Dealer Representative) on said Board expired on January 1, 1955, and

WHEREAS, an unexpired term has been created by the untimely death of Member Roy Burroughs (Journeyman Plumber Representative) on said Board,

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 Plumber Examiners of the City of Modesto for the respective terms as indicated:

E. W. Hutchinson (Appliance Dealer Representative) for a term expiring January 1, 1958;

R. W. Thompson (Journeyman Plumber Representative) for a term expiring January 1, 1956.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of January, 1955 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, Annan, Arata, Mellis, Heckendorf, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-43

A RESOLUTION APPROVING CLAIM OF DRY CHEMICAL PACIFIC FOR ACTI-ZYME USED AT SEWAGE
DISPOSAL PLANT FOR SEASON OF 1954

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the claim of \$2,000.00 of the Dry Chemical Pacific for Acti-Zyme furnished the City of Modesto for use at the sewage disposal plant for the season of 1954 be approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of January, 1955 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, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-44

A RESOLUTION ACCEPTING THE BID OF VINCENT RODRIQUES ON THE CONSTRUCTION OF THE INDUSTRIAL WASTE LINE ON 12th STREET BETWEEN MORTON BOULEVARD AND C STREET

WHEREAS, Resolution No, 55-26, adopted by the Council of the City of Modesto on January 19, 1955, approved the plans and specifications for the construction of an industrial waste line on 12th Street between Morton Boulevard and C Street and authorized the calling for bids, and

WHEREAS, the bids received for the said construction were opened at 2:00 P.M. January 31, 1955, in the office of the City Clerk 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 \$12,000.00, submitted by Vincent Rodriques, be accepted as it is the lowest bid received.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the bid of \$12,000.00, submitted by Vincent Rodriques, for the construction of a industrial waste line on 12th Street between Morton Boulevard and C Street be and it is hereby accepted and the execution of a contract for the completion of the work by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of February, 1955, by Councilman Annan, 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, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-45

A RESOLUTION ACCEPTING THE BID OF SPEARS CONSTRUCTION COMPANY FOR THE IMPROVEMENT OF THE BASEBALL PARK

WHEREAS, Resolution No. 55-29, adopted by the Council of the City of Modesto on January 19, 1955, approved the plans and specifications for the improvements of the municipal ball park and authorized the calling for bids, and

WHEREAS, the bids received for the said construction were opened at 2:00 P.M. February 1, 1955, in the office of the City Clerk 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 \$29,950.00, submitted by ~~the~~ Spears Construction Company, which included the siding on the grandstand, be accepted as it is the lowest bid received.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the bid of \$29,950.00 submitted by the Spears Construction Company for the improvement of the baseball park be and it is hereby accepted and the execution of a contract for the completion of the work by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of February, 1955, by Councilman Mellis, 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, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-46

Yonkers

A RESOLUTION APPROVING AGREEMENT WITH STANISLAUS COUNTY FOR RECREATION PROGRAM FOR THE FISCAL YEAR 1954-1955

BE IT HEREBY RESOLVED by the Council of the City of Modesto that that certain agreement dated February 2, 1955, 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 1954-1955, 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 2nd day of February, 1955, by Councilman Mellis, 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, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-47

A RESOLUTION COMMENDING MARK J. LANDQUIST, HEALTH OFFICER, AND THE EMPLOYEES OF THE CITY OF MODESTO FOR THEIR PARTICIPATION IN THE UNITED CRUSADE DRIVE FOR FUNDS

WHEREAS, the United Crusade has presented a gold honorary award to Mark J. Landquist, Health Officer, of the City of Modesto, on behalf of the personnel of the Health Department as being representative of all of the City employees because of the department's 100% participation and its high average of contribution, and

WHEREAS, Mark J. Landquist has acted as representative of the United Crusade for the City employees for the past two years.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that Mark J. Landquist, Health Officer be commended for his active participation in the United Crusade, and

BE IT FURTHER RESOLVED THAT THE personnel of the Health Department and all of the other City employees who have so generously contributed to the United Crusade be commended for their fine spirit and work in this program.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of February, 1955, by Councilman Mellis, 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, Ann, Arata, Heckendorf, Mellis, Merrill, and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-48

A RESOLUTION RELATING TO THE OPERATION OF THE MUNICIPAL DISPOSAL AREA AND CHARGES FOR THE USE THEREOF.

WHEREAS, the Council of the City of Modesto, by Resolution No. 54-348, adopted on November 3, 1954, provided for the operation of the Municipal Disposal Area by the City in conjunction with the Modesto Garbage Company and established charges for the use of said disposal area by garbage collecting companies, and

WHEREAS, Section 2 of said Resolution No. 54-348 establishes a charge of \$2.50 per load for the privilege of using said disposal area by garbage collectors, including the Modesto Garbage Company, for the disposal and deposit thereof of garbage produced within the City and collected by such garbage collectors, and

WHEREAS, Section 5 of Resolution No. 54-348 establishes a sum of \$1.25 to be paid to the Modesto Garbage Company for each load of garbage disposed of at said disposal area, and

WHEREAS, it appears that the Modesto Garbage Company must have some temporary financial relief in order to continue its garbage collection and disposal functions, and

WHEREAS, a survey of garbage disposal practices, procedures and revenues has been authorized by the Council, which will provide the information needed for the formulation of appropriate procedures and sound fiscal basis for the operation of the disposal area,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the disposal charge established by Section 2 of Resolution No. 54-348 and the payment charge established by Section 5 of said Resolution No. 54-348 be suspended only insofar as the Modesto Garbage Company is concerned, effective February 1, 1955, until further order of this Council.

BE IT FURTHER RESOLVED that the City Clerk be, and he is hereby directed to transmit a copy of this resolution to the Modesto Garbage Company.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of February, 1955, by Councilman Mellis, 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, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-49

A RESOLUTION RESCINDING RESOLUTION NO. 3292-N.S. OF THE CITY OF MODESTO.

BE IT HEREBY RESOLVED that Resolution No. 3292-N.S. of the City of Modesto, adopted on the 25th day of September, 1935 authorizing the establishment of a taxicab stand on the west side of Eleventh Street just north of I Street, be, and it is hereby rescinded.

BE IT FURTHER RESOLVED that the traffic engineer be, and he is hereby directed to cause parking meters to be installed in said location in accordance with 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 2nd day of February, 1955 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, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-50

A RESOLUTION APPROVING CHANGE IN BUS SCHEDULE FOR THE MODESTO MOTOR BUS COMPANY

WHEREAS, Section 6-7.208 of the Modesto Municipal Code provides that the schedule of routes of bus companies may be changed or amended at any time by filing with the City Clerk a complete amended statement of such routes, time schedules and stopping places for Council approval, and

WHEREAS, the Modesto Motor Bus Company has filed a notice that due to lack of patronage that it wished to discontinue the following bus schedules:

6:15 A.M. to the South Modesto Airport and LaLoma areas

6:45 A.M. to the " " " " "

6:15 P.M. on all routes

Shoppers special on Thursday evenings on all routes

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE Council of the City of Modesto that effective February 5, 1955, the discontinuance of the aforementioned bus schedules of the Modesto Motor Bus Company be and they are hereby approved.

BE IT FURTHER RESOLVED that the City Clerk be and he is hereby directed to send a certified copy of this resolution to the Public Utilities Commission 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 2nd day of February, 1955, 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, Annan, Arata, Mellis, Heckendorf, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-51

A RESOLUTION REVOKING THE LICENSE OF A DOG OWNED BY ANDY YOUNG, 709 WEST FAIRMONT AVENUE, MODESTO, CALIFORNIA

WHEREAS, written complaints have been filed on behalf of citizens of Modesto in accordance with Section 5-4.206 of the Modesto Municipal Code that a dog owned by Andy Young of 709 West Fairmont Avenue is a nuisance and disturbing the peace and quiet of the citizens of Modesto, and

WHEREAS, the City Poundmaster has investigated said complaints and has made a written report of his findings, together with his recommendations, to the Council, and

WHEREAS, the Council, by Resolution No. 55-33, adopted on the 26th day of January, 1955, fixed the time as 5 o'clock p.m. February 2, 1955, in the Council Chamber, located in the McHenry Public Library, 14th and I Streets, for

a public hearing on said complaint, and

WHEREAS, said hearing was held at the time and place and in the manner as required by law, and

WHEREAS, on the evidence produced, the Council finds and determines said dog is disturbing the peace and quiet of the citizens of the City,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the license for that certain Dalmatian dog owned by Andy Young, 709 West Fairmont Avenue, Modesto is hereby revoked.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of February, 1955 by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-52

A RESOLUTION APPROVING APPROPRIATION TRANSFER

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

FROM: Library Unappropriated Reserve \$1,000.00
TO: Library--Maintenance and Repair Building and Grounds, for replacing of stack lighting with fluorescent fixtures. \$1,000.00

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of February, 1955, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Heckendorf, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-53

A RESOLUTION PROCLAIMING THE WEEK FEBRUARY 10-17, 1955, AS "REGISTER TO VOTE WEEK"

WHEREAS, the League of Women Voters is making a special effort during the final weeks of registration for the General Municipal Election, to be held on April 12, 1955, by supplying deputized registrars at various City Schools.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that the week of February 10-17, 1955, be and it is hereby proclaimed "Register to Vote Week", and

BE IT FURTHER RESOLVED that the administrative staff of the City of Modesto be hereby authorized to co-operate with the League of Women Voters in this endeavor.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of February, 1955, by Councilman Annan, 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, Annan, Heckendorf, Mellis, Merrill, and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Arata

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-54

A RESOLUTION AUTHORIZING THE CALLING FOR BIDS FOR WATER PIPES, VALVES AND FITTINGS

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

Section 1. The City Clerk is hereby authorized to call for competitive sealed bids for the furnishing of water pipe, valves, and fittings as provided in the specifications on file in the Public Works Office, to be opened in the office of the City Clerk in the City of Modesto on Monday, February 28, 1955, 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 2. 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 recommendations 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 9th day of February, 1955, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Heckendorf, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Arata

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-55

A RESOLUTION APPROVING THE CLAIM OF THE MODESTO BAND FOR \$600.00

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

Section 1. That the claim of the Modesto Band for \$600.00, being the balance of amount approved in the 1954-55 budget of the City of Modesto, be and it is hereby allowed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of February, 1955, by Councilman, Annan, 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, Annan, Heckendorf, Mellis, Merrill, and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Arata

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-56

A RESOLUTION APPROVING AND AUTHORIZING THE EXECUTION OF AGREEMENT BETWEEN THE CITY OF MODESTO AND WILLIAM F. BECKETT, SR. AND WILLIAM F. BECKETT, JR. FOR THE FURNISHING OF WATER AND SEWER SERVICE TO FREMONT PARK SUBDIVISION

BE IT HEREBY RESOLVED by the City Council of the City of Modesto that Ross Miller, as the City Manager of the City of Modesto, and Rex E. Gailfus, as the City Clerk of the City of Modesto, be and they are hereby authorized and directed to execute in the name of and for and on behalf of the City of Modesto that certain agreement dated February 9, 1955, between the City of Modesto, a municipal corporation, and William F. Beckett, Sr. and William F. Beckett, Jr., copartners, providing for the city to furnish water and sewer service to Fremont Park Subdivision. 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 9th day of February, 1955, by Councilman Annan, 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, Annan, Heckendorf, Mellis, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Arata

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-57

A RESOLUTION APPROVING APPROPRIATION TRANSFER

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

Section 1. The appropriation transfer of \$750.00 from the General Reserve Fund to Miscellaneous Unclassified Fund for the Purchase of binders and divider sheets for the Modesto Municipal Code is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of February, 1955, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Mellis, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Heckendorf, Mellis, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Arata

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-58

(This Resolution Was Not Used)

MODESTO CITY COUNCIL
RESOLUTION NO. 55-59

A RESOLUTION APPROVING THE FINAL MAP OF THE PACIFICA TRACT OF THE CITY OF MODESTO.

WHEREAS, Wolverine Building Service, a corporation, is possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 10.32 acres

known as the Pacifica Tract, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 30th day of November, 1954, 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 Pacifica Tract meets all 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 Pacifica Tract be approved and 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, and he is hereby authorized to certify the map of said tract on behalf of the City of Modesto after the fees in the amount of \$707.50, as required by the Modesto Municipal Code for checking, copies of maps, recording and parks and playgrounds have been paid and subdivider has furnished a bond acceptable to the City Attorney, or, in lieu thereof has posted a cash deposit with the City Clerk in the sum of \$20,300.00.

BE IT FURTHER RESOLVED that the City Manager and the City Clerk be, and they are hereby authorized to execute and attest, respectively, an agreement with subdivider 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 9 day of February, 1955, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Heckendorf, Mellis, Merrill, and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Arata

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-60

PROPOSING A CHARTER AMENDMENT ON THE MOTION OF THE COUNCIL, CALLING A SPECIAL MUNICIPAL CHARTER AMENDMENT ELECTION IN THE CITY OF MODESTO FOR THE PURPOSE OF SUBMITTING TO THE ELECTORS OF SAID CITY A PROPOSAL TO AMEND THE CHARTER OF SAID CITY BY ADDING ARTICLE XVIII RELATING TO OFF-STREET VEHICULAR PARKING FACILITIES AND REVENUE BONDS THEREFOR: FIXING THE DATE OF SAID ELECTION, THE MANNER OF HOLDING THE SAME AND PROVIDING FOR NOTICE THEREOF: AND CONSOLIDATING SAID SPECIAL MUNICIPAL CHARTER AMENDMENT ELECTION WITH THE GENERAL MUNICIPAL ELECTION TO BE HELD APRIL 12, 1955.

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

Section 1. The Council of the City of Modesto hereby proposes on its own motion to amend the Charter of the City of Modesto by adding thereto Article XVIII comprising Sections 1801-1816, both inclusive, to read as set forth in the notice entitled "Proposed Amendment to the Charter of the City of Modesto" hereinafter set forth in Section 3 of this resolution.

Section 2. The Council of the City of Modesto Hereby proposes to and does hereby on its own motion submit to the qualified electors of the City of Modesto at the special municipal charter amendment election hereinafter provided for the proposal to amend the Charter of the City of Modesto set forth insaid notice hereinafter set forth in Section 3 of this resolution and hereby

designates and refers to said proposal as the proposal to be set forth in the form of ballot hereinafter prescribed for use at said special municipal charter amendment election.

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

PROPOSED AMENDMENT

to

THE CHARTER OF THE CITY OF MODESTO

Special Municipal Charter Amendment Election April 12, 1955

The Council of the City of Modesto hereby proposes on its own motion to amend the Charter of the City of Modesto by adding thereto Article XVIII, comprising Sections 1801-1816, both inclusive, to read as follows:

PROPOSED AMENDMENT TO THE CHARTER OF THE
CITY OF MODESTO

Article XVIII. Off-Street Vehicular Parking.

Section 1801. Definitions. Whenever used or referred to in this Article, or in any resolution of issue herein provided for, the following terms shall have the following meanings, respectively, unless a different meaning appears from the context:

(a) Bonds. The term "bonds" or "revenue bonds" means the written evidence of any obligation issued by the City, payment of which is secured by a pledge of revenues or any part of revenues, as provided in this Article, in order to obtain funds with which to carry out any of the purposes of this article, irrespective of the form of such obligation.

(b) Project. The term "project" means any one or more off-street vehicular parking facilities referred to in Section 1802 and designated by the City as a project in a resolution of issue.

(c) Existing Off-Street Parking Facilities. The term "existing off-street parking facilities" means and includes any off-street vehicular parking facilities now or hereafter owned by the City and operated or controlled by the City at the time of adoption of a resolution of issue and not theretofore designated by the City as a project in a resolution of issue and not acquired, constructed, established, improved, extended, maintained or operated, in whole or in part, from the proceeds of sale of any revenue bonds.

(d) Revenues. The term "revenues" means and includes any and all rates, fees and other charges received or receivable in connection with, and any and all income and receipts of whatever kind and character derived by the City from, the operation of a project, or arising from a project, including any such revenues as may have been or may be impounded or deposited in any fund created for the security or further protection of revenue bonds or for the purpose of providing for the payment of the principal thereof or the interest thereon. The term "revenues" also includes net revenues from on-street parking meters within the City now owned or controlled or hereafter acquired or controlled by the City and all or any part of the revenues of any existing off-street parking facilities to the extent that the same shall be pledged or otherwise made available for the payment of operation and maintenance costs of any project or as security or further protection for bonds by a resolution of issue.

(e) Net Revenues. The term "net revenues" when used with reference to on-Street

parking meters within the City means and includes seventy-five (75%) per cent of the gross revenues collected by the City during any fiscal year from the establishment and operation of such on-street parking meters.

(f) Resolution of Issue. The term "resolution of issue" means any agreement entered into by the Council, including any resolution adopted by the Council, pursuant to which revenue bonds are issued, and includes any agreement entered into or resolution adopted by the Council amending, modifying or supplementing a resolution of issue irrespective of the form thereof.

Section 1802. General. In order to relieve traffic congestion and promote the welfare of the citizens and inhabitants of the City of Modesto, the City of Modesto shall have power to acquire (whether by purchase, lease, eminent domain, or otherwise), construct, establish, improve, extend, maintain, operate, administer, lease and sublease off-Street vehicular parking facilities and places within the City of Modesto, including any and all public parking lots, garages or other automotive parking facilities, and, for the payment of the cost thereof, to issue bonds payable from the revenues of any such parking facilities and from other revenues, all as hereinafter provided in this Article. Said powers shall be in addition to all other powers elsewhere enumerated in this Charter.

Section 1803. Grant of Power. Without limiting the generality of Section 1802, the Council of the City of Modesto has power for any of the purposes of this Article:

(a) Acquisition and Disposition of Property.

To acquire, by grant, purchase, gift, devise, lease or by the exercise of right of eminent domain, and to hold, use, sell, lease, sublease or dispose of any real or personal property or any interest in any thereof, including rights-of-way, necessary or appropriate for the full exercise, or convenient or useful for the carrying on, of any of its powers pursuant to this Article;

(b) Acquisitions for Project Ingress and Egress.

To acquire, by any of the means specified in the foregoing clause (a), any lands, property or rights-of-way necessary or convenient for the opening, widening, straightening and extending of streets or alleys necessary or convenient for ingress to or egress from any project;

(c) Improvement. To improve any land so acquired by the construction thereon of garages or other buildings or improvements necessary or convenient for any project;

(d) Control of Projects. To construct, establish, improve, extend, maintain, operate, administer, lease and sublease any project;

(e) Rates, Fees and Charges. To fix rates, fees or charges for the use of the facilities provided by any project, or for any services rendered in connection therewith, and to alter, change or modify the same at its pleasure, subject to any contractual obligation which may be entered into by the City ~~with~~ with respect to the fixing of such rates, fees or charges; and, by a resolution of issue or otherwise, to enter into covenants to increase rates, fees or charges from time to time; provided, however, that any person shall be permitted to use or operate any facilities provided by any project only upon payment of the regularly established charge therefor, except as may be otherwise specifically provided in a resolution of issue. All rates, fees and charges shall be paid only in such coin or currency as on the date of payment is legal tender for public and private debts, or in scrip or tokens issued only upon payment of the face value

thereof in such coin or currency;

(f) Insurance of Revenue Bonds. At any time and from time to time to issue revenue bonds in order to raise funds for the purpose of establishing any project or of acquiring lands for any project or of acquiring, constructing, completing, improving, extending, maintaining, operating or administering any project, or of refinancing any project, or for any combination of such purposes, which bonds may be secured as hereinafter provided;

(g) Agreements and Leases. To make contracts, leases, subleases and agreements relative to the acquisition, operation or maintenance of any project or any part of any project with any person or public corporation, political subdivision, city, county, district, the State of California, or the United States of America, or any department or agency of any thereof, subject to any contractual obligation which may be entered into by the City with respect to the issuance of bonds;

(g) Lease of Space for Commercial Purposes. To lease for commercial purposes space in any project which in the opinion of the Council is not and will not during the term of such lease be required for off-street vehicular parking facilities, provided that the aggregate of all such space so leased at any one time in any project shall not exceed twenty (20%) per cent of the surface area of such project and that the term of any such lease shall not exceed a period of five (5) years from its date;

(i) Disposition of Property. To sell, lease, convey or otherwise dispose of any rights, interests or properties acquired under this article, subject to any contractual obligation which may be entered into by the City with respect to the issuance of bonds;

(j) Right of Eminent Domain. To exercise the right of eminent domain for the condemnation of private property or any right or interest therein for any of the purposes of this Article;

(k) Rules and Regulations. To adopt such rules and regulations as may be necessary regarding the operation and maintenance of any project and to enable the City to exercise the powers and perform the duties conferred or imposed by this Article; and

(l) Miscellaneous. To do any and all acts or things necessary or appropriate to carry out the purposes of this Article; provided that nothing in this Section or elsewhere in this Article contained shall be construed directly or by implication to be in any way in derogation or in limitation of any powers conferred upon or existing in the City by virtue of the provisions of the Constitution of the State of California or any other provision of this Charter.

Section 1804. Pledge of Net Revenues from Parking Meters and Gross Revenues from Existing Off-Street Parking Facilities. In Addition to all other powers elsewhere enumerated in this Article, the Council shall have power to pledge, place a charge upon, or otherwise make available and authorize payment of (1) all or any part of the net revenues collected by the City from the establishment and operation of on-street parking meters within the City now owned or controlled or hereafter acquired or controlled by the City, and (2) all or any part of the gross revenues from existing off-street parking facilities, for such periods of years as shall be determined by the Council, for the payment of operation and maintenance costs of any one or more projects authorized by this Article or as security or further protection for the payment of principal of and interest on bonds issued pursuant to this Article.

Section 1805. Issues of Bonds; Series and Divisions. The Council may provide for one or several issues of bonds and may issue bonds in series, or may divide any issue into one or more series or divisions and fix different maturities or dates for each series or

/pursuant to the authority conferred by this article;

division, different rates of interest, or different terms and conditions for the bonds of the several series or divisions. It is not necessary that all bonds of the same authorized issue be of the same kind or character, have the same security, or be of the same interest rate, but the terms thereof shall in each case be provided for by the Council by a resolution of issue at the time of or prior to the issue thereof.

Section 1806. Authorization of Revenue Bonds. Each issue of revenue bonds shall be authorized by the Council by a resolution of issue adopted by affirmative votes of at least five (5) members of the Council at a duly assembled meeting.

Section 1807. Resolutions of Issue. Resolutions of issue shall provide for the aggregate principal amount, date or dates, maturities, interest rates, denominations and form, and may provide for the registration, transfer and interchange of any revenue bonds and coupons issued pursuant to this Article; and shall prescribe the purpose or purposes for which said bonds are to be issued and the terms and conditions on which said bonds are to be executed, issued, secured, sold and paid, and, if desired, the terms and conditions on which said bonds may be redeemed prior to maturity or refunded.

Section 1808. Provisions Relating to Bonds. The following provisions shall govern and apply to all revenue bonds issued pursuant to this Article and each resolution of issue relating to the bonds thereby authorized:

(a) Date of Bonds. Bonds shall bear dates prescribed by the resolution of issue.

(b) Maturity. Bonds may be serial bonds or sinking fund bonds with such maturities as shall be provided in the resolution of issue. No bond by its terms shall mature in more than forty (40) years from its own date, and, in the event any authorized issue is divided into two or more series or divisions, the maximum maturity date of each such series or division shall be calculated from the date on the face of each bond separately irrespective of the fact that different dates may be prescribed for the bonds of each separate series or division of any authorized issue.

(c) Interest. Bonds shall bear interest at a rate of not to exceed six (6%) per cent per annum, payable annually or semi-annually, or in part annually and in part semi-annually.

(d) Coupon or Registered Bonds. Bonds may be issued as coupon bonds or as registered bonds. A resolution of issue may provide for the interchange of coupon bonds for registered bonds and registered bonds for coupon bonds, and may provide that the bonds shall be registered as to principal only, or as to both principal and interest, or otherwise as the resolution of issue shall prescribe.

(e) Redemption. Bonds may be callable upon such terms and conditions and upon such notice as the resolution of issue shall prescribe and upon payment of such premium (not exceeding six (6) per cent of the par value of such bonds) as may be fixed in the resolution of issue. No bond shall be subject to call or redemption prior to its fixed maturity date, unless the right to exercise such call is expressly stated on the ^{face of the} bond.

(f) Source of Payment. All revenue bonds shall be payable exclusively from revenues.

(g) Reference on Bonds to Resolution of Issue. Reference on the face of a revenue bond to the resolution of issue by its date of adoption is

sufficient to incorporate all of the provisions thereof and of this Article into the body of said revenue bond and its appurtenant coupons. Each taker and subsequent holder of a revenue bond or coupons, whether such coupons are attached to or detached from said revenue bond, shall have recourse to all of the provisions of the resolution of issue and of this Article and shall be bound thereby.

(h) Recital in Bonds. All revenue bonds shall contain a recital on their face that neither the payment of principal of nor of interest on such bonds constitutes a debt, liability or obligation of the City of Modesto, except as provided in this Article.

(i) Place and Manner of Payment. The principal of and interest on bonds may be paid at any one or more places within or without the State of California and in any specified coin or currency of the United States of America, as may be provided in the resolution of issue.

(j) Execution and Authentication of Bonds; Validity of Signatures and Countersignatures. Bonds may be executed and authenticated by the manual, lithographed or printed facsimile signature of any officer or officers of the City and may also be authenticated by a trustee or fiscal agent appointed by the Council. If any of the officers whose signature or countersignatures appear on the bonds ceases to be such officer before the delivery of the bonds or coupons to the purchasers thereof, such signature or countersignature shall nevertheless be valid and of the same force and effect as if such officer had remained in office until the delivery of the bonds and coupons.

(k) Issuance of Temporary Bonds. Pending the actual issuance or delivery of definitive bonds, the Council may issue temporary or interim bonds, certificates or receipts of any denominations whatsoever, and with or without coupons, and with such provisions at the Council shall determine, to be exchanged for definitive bonds when ready for delivery. In the absence of an express recital on its face that a temporary bond or interim receipt is non-negotiable, such bond or interim receipt is a negotiable instrument.

(l) Replacement of Lost, Destroyed, Mutilated or Stolen Bonds. Lost, destroyed, mutilated or stolen bonds or coupons may be replaced as provided in the resolution of issue.

(m) Security. All revenue bonds shall be secured by a pledge and charge upon (1) all or a portion of the gross revenues of the project for the acquisition, construction and completion of which said bonds are issued or authorized to be issued, (2) net revenues from on-street parking meters, and (3) all or any part of the gross revenues of any existing off-street parking facilities, all as provided for in the resolution of issue. Gross revenues of a project include improvements and extensions of such project later constructed or acquired. The pledged portion of the gross revenues of the project and all pledged on-street parking meter revenues and pledged revenues of existing off-street parking facilities and all interest earned on all pledged revenues shall constitute a trust fund for the security and payment of the principal of and interest on the bonds and so long as any bonds or interest thereon are unpaid said revenues and interest shall not be used for any other purpose; provided, however, that a resolution of issue may provide that if the principal of and interest on the bonds and all charges to protect and secure them are paid when due, amounts for the maintenance and operation costs of the project and any and all other costs and expenses relative to the project or to the bonds and amounts for any other lawful purpose of the City may be apportioned from revenues, but only to the extent specified in the resolution of issue.

(n) Bonds of Same Issue To Be Equally Secured. Bonds of the same issue shall be equally secured by a pledge and charge upon revenues, without priority for number, date of bonds, of sale, of execution, or of delivery; except that if the Council authorizes

the issuance of bonds of different series, it may provide that the bonds in any series shall, to the extent and in the manner prescribed in the resolution of issue, be subordinated and be junior in standing with respect to the payment of principal and interest and the security thereof to such other bonds as may be specified in the resolution of issue.

(o) Refunding Bonds. The Council may provide for the issuance, sale or exchange of refunding bonds for the purpose of redeeming, retiring or refunding any revenue bonds issued under this Article, subject to any limitations contained in the resolution of issue pursuant to which such revenue bonds are issued. All provisions of this Article applicable to the issuance of revenue bonds shall be applicable to the refunding bonds and to the issuance, sale or exchange thereof.

(p) Amount of Refunding Bonds. Refunding bonds may be issued in a principal amount sufficient to provide funds for the payment of all bonds to be refunded thereby, and, in addition, for the payment of all expenses incident to the calling, retiring or paying of such outstanding bonds and the issuance of such refunding bonds. Such expenses may include the difference in amount between the par value of the refunding bonds and any amount less than par for which the refunding bonds are sold, any amount necessary to be made available for the payment of interest upon such refunding bonds from the date of sale thereof to the date of payment of the bonds to be refunded, or to the date upon which the bonds to be refunded will be paid pursuant to call thereof or agreement with the holders thereof, and also the premium, if any, necessary to be paid in order to call and retire the outstanding bonds and the interest accruing thereon to the date of call or retirement.

(q) Validity of Bonds Not Affected by Actions of City Relative to Project. The validity of the authorization and issuance of any revenue bonds by the Council shall not be dependent on or affected in any way by:

- (1) Proceedings taken by the City for the acquisition, construction or completion of any project or any part thereof;
- (2) Any contracts made in connection with the acquisition, construction or completion of any project; or
- (3) The failure to complete any project for which bonds are authorized to be issued.

Section 1809. Sale of Bonds. Before selling any bonds the Council shall give notice inviting sealed bids in such manner as the Council may prescribe. If satisfactory bids are received, the bonds offered for sale shall be awarded to the highest responsible bidder. If no bids are received or if the Council determines that the bids received are not satisfactory as to price or responsibility of the bidders, the Council may reject all bids received, if any, and either re-advertise or sell the bonds at private sale.

Section 1810. Sale Below Par. The Council may sell bonds at a price below the par or face value thereof, provided that the maximum net interest cost (computed on a 360-day year basis) on bonds sold below par or face value shall not exceed an average of six (6%) per cent per annum, payable semi-annually, to the respective maturity dates of said bonds.

Section 1811. Payment of Incidental Expenses and Interest and Creation of Funds from proceeds of Sale of Bonds. All costs and expenses incidental to the issuance and sale of bonds, including the cost of preparation of the bonds

and coupons, the cost of all surveys, of preparation of plans and specifications, of all architectural, engineering, inspection, legal, financial and economic consultant's, trustee's and fiscal agent's fees, the creation of a bond reserve fund, the creation of a working capital fund, and bond interest estimated to accrue during the period of acquisition or construction of a project and for a period of not to exceed six (6) months thereafter, all as provided for in the resolution of issue, may be paid out of the proceeds of sale of the bonds.

Section 1812. Provisions Relating to Resolutions of Issue. The following provisions shall govern and apply to each resolution of issue adopted by the Council.

(a) Construction Funds: Investment. A resolution of issue may provide that the proceeds of sale of all revenue bonds authorized thereby shall either be deposited in a fund separate and apart from all other funds of the City or paid direct to any bank or trust company designated by the Council as the fiscal agent of the City, and that said proceeds shall be held by the City or such fiscal agent in a separate account to be designated the "Construction Fund" and be disbursed in the manner and upon the conditions provided in the resolution of issue for the object and purpose of the acquisition, construction and completion of the project therein designated, including the payment of all incidental expenses and interest and the creation of funds as provided for in Section 1811 of this Article. Moneys in any construction fund may be invested as the Council in its sole discretion shall determine, subject only to such limitations as may be provided in the resolution of issue.

(b) Construction Fund Surplus. A resolution of issue may provide that any moneys in a construction fund remaining unexpended after said object and purpose shall have been completed shall be applied to the payment of the principal of and interest on said bonds, and that none of said moneys shall be transferred to any other fund of the City or used for any purpose other than as specified in the resolution of issue.

(c) Continuous Operation of Project: Repairs, Renewals and Replacements. A resolution of issue may provide that, so long as any bonds thereby authorized shall be outstanding, the City shall operate the project designated in the resolution of issue continuously and in an efficient and economical manner and in good working order and condition and shall make all necessary repairs, improvements and replacements.

(d) Rates, Fees and Other Charges. A resolution of issue may provide that the Council will prescribe, revise and collect rates, fees and charges for use of the facilities provided by the project acquired, constructed or completed from the proceeds of sale of the bonds issued pursuant to such resolution of issue, or for any services rendered in connection with such project, and for use of any on-street parking meters and existing off-street parking facilities any revenues from which are pledged to secure the bonds; that such rates, fees and charges shall at all times be sufficient to yield revenues from the project and net revenues from such on-street parking meters and existing off-street parking facilities equal to all redemption payments and interest charges on said bonds as the same fall due, together with such additional sums as may be required for any sinking fund, reserve fund or other special fund provided for the security or further protection of said bonds, or as a depreciation charge or other charge in connection with such project; and that such rates, fees and charges shall not be reduced below an amount sufficient to provide funds to meet all obligations specified in the resolution of issue.

(e) Holding and Application of Revenues. A resolution of issue may require the City to hold or cause to be held in trust the revenues pledged to the payment of the principal of and interest on the bonds issued pursuant to said resolution of issue,

or to any reserve or other fund created for the security or further protection of the bonds, and to apply such revenues or cause them to be applied only as provided in the resolution of issue.

(f) Preservation and Protection of Security of Bonds. A resolution of issue may require the City to preserve and protect the security of the bonds issued thereunder and the rights of the holders thereof and to warrant and defend such rights.

(g) Discharge of Lien Claims. A resolution of issue may require the City to pay and discharge or cause to be paid and discharged all lawful claims for labor, materials and supplies or other charges which, if unpaid, might become a lien or charge upon revenues, or which might impair the security of any bonds issued for the acquisition, construction or completion of any project.

(h) Limitations Upon Power to Encumber Project. A resolution of issue may limit, restrict or prohibit, except upon such terms and conditions as may be provided therein, any right, power or privilege of the City to mortgage or otherwise encumber, or to sell, lease or dispose of a project or to enter into any lease or agreement which impairs or impedes the operation of a project or of any part thereof necessary to provide adequate revenues, or which otherwise impairs or impedes the rights of the holders of the bonds with respect to such revenues.

(i) Proceeds of Project Taken by Eminent Domain. A resolution of issue may provide that if any part of a project shall be taken by eminent domain or other proceeding authorized by law, the proceeds to the City therefrom shall be applied to the replacement of such project or to the payment and retirement of the bonds issued pursuant to such resolution of issue, or as otherwise set forth in said resolution of issue.

(j) Insurance. A resolution of issue may specify or limit the kinds and amounts of insurance to be maintained by the City on a project, or any part thereof (including insurance of any project against loss of revenues from any cause whatsoever, against public liability or property damage and against loss by fire or any other hazard, as may be provided in any resolution of issue), and provide for the payment of the premiums thereon, and specify the use and disposition of proceeds of any such insurance thereafter collected.

(k) Books, Records and Accounts. A resolution of issue may provide:

(1) That the City will keep accurate books and records of account showing all revenues received from the operation of any project and all expenditures thereof, and all revenues from on-street parking meters and existing off-street parking facilities pledged or otherwise made available as security or as further protection for the bonds issued pursuant to said resolution of issue;

(2) That all such books and records shall be open at all times during business hours to the inspection of the holders of one or more of the bonds or of any specified percentage of such holders or their duly authorized representatives;

(3) That annual or other periodic statements of the condition of such project and of all of said other revenues will be furnished to the holders of the bonds;

(4) That summaries of all such statements will be published at least annually in the official newspaper of the City; and

(5) That the books and records of the City pertaining to

the operation of any project and to all of said other revenues shall be audited by independent public accountants in such manner and under such circumstances as may be set forth in said resolution of issue.

(l) Trustee; Fiscal Agent; Paying Agents. A resolution of issue may designate a bank or trust company, qualified to do business in the State of California, as a trustee or fiscal agent for the City and Holders of bonds issued under said resolution of issue, and may authorize any such trustee to act on behalf of the holders of the bonds or any stated percentage thereof, and to exercise and prosecute on behalf of the holders of the bonds such rights and remedies as may be available to the holders. A resolution of issue may authorize the City to designate any bank or trust company in any city in which any bonds are made payable as the City's paying agent in such city. A resolution of issue may fix and determine the conditions upon which any trustee, fiscal agent or paying agent shall receive, hold or disburse any or all revenues deposited with it by or by authority of the City or the Council. A resolution of issue may prescribe the duties and powers, if any, of any such trustee, fiscal agent or paying agent with respect to the issuance, authentication, sale and delivery of the bonds, the payment of the principal thereof and interest thereon, the redemption thereof, the registration and discharge from registration of bonds and the management of any funds provided for in the resolution of issue as security for the bonds.

(m) Competitive Projects. A resolution of issue may contain a covenant that the City shall not, while any revenue bonds authorized by this Article are issued or outstanding, acquire, construct, complete or maintain within the City or permit any person to maintain on any city owned property within the City any off-street vehicular parking facilities or places, excepting those therein described, which compete in any way with any project or which are similar to any off-street vehicular parking facilities or places maintained or operated by the City through the issuance of revenue bonds pursuant to this Article. A resolution of issue may except from the covenant authorized to be made by this section any and all off-street vehicular parking facilities then maintained by the City.

(n) Limitation on Additional Indebtedness. A resolution of issue may limit or restrict the incurring of additional indebtedness payable in whole or in part from the revenues charged with payment of the bonds issued pursuant to such resolution of issue.

(o) Events of Default. A resolution of issue may designate the rights, limitations, powers and duties arising upon breach by the City of any of the covenants, conditions or obligations therein contained, and may provide the terms and conditions upon which all bonds issued thereunder may be declared or become due and payable prior to maturity and the terms and conditions upon which such declaration and its consequences may be waived.

(p) Amendment or Modification of Resolution of Issue. A resolution of issue may prescribe a procedure by which its terms and conditions may be subsequently amended or modified with the consent of the City and the vote or written assent of the holders of a specified principal amount or proportion of the bonds issued and outstanding, including

(1) Provision for meetings with bondholders and the manner in which the consents of the bondholders may be given;

(2) A specific statement of the effect of each such amendment or modification upon the rights of the holders of all of the bonds and interest coupons appertaining thereto; and

(3) If desired, a provision that bonds held by the City or by the State of California or any public corporation, political subdivision, city, county, district or any agency of any thereof, shall not be counted as outstanding bonds or be entitled to vote

or consent but shall nevertheless be subject to any such amendment or modification.

(q) Use of Surplus. After all of the revenue bonds issued pursuant to a resolution of issue shall have been fully paid or discharged, or provision for their payment and discharge irrevocably made, any surplus moneys in any construction fund or other fund provided for the security or further protection of the bonds shall, subject to the limitations and restrictions in said resolution of issue, become and be the property of the City, and be used by the City for any lawful purpose.

(r) Additional Covenants and Agreements. A resolution of issue may provide for such other acts and matters and may include any and all such additional covenants and agreements on the part of the City as the Council shall deem necessary or advisable for the better security of the bonds issued thereunder or to make said bonds more marketable.

Section 1813. Rights of Bondholders. Except as provided otherwise in any resolution of issue the holder of any bond issued pursuant to this Article may by mandamus or other appropriate proceedings require and compel the performance of any of the duties imposed upon the City or the Council or any official or employee of the City or assumed by any thereof in connection with the acquisition, construction, completion, operation, maintenance, repair, reconstruction or insurance of any project, or the collection, deposit, investment, application and disbursement of rates, fees and charges derived from the operation and use of any project and all other revenues, or in connection with the deposit, investment or disbursement of the proceeds received from the sale of the bonds under this Article. The enumeration of such rights and remedies does not, however, exclude the exercise or prosecution of any other rights or remedies available to the holders of bonds issued pursuant to this Article.

Section 1814. Article Confers Complete Authority. The provisions of this Article constitute full and complete authority for the issuance of revenue bonds as herein provided by the Council of the City of Modesto and no other procedure, or proceedings, consents, approvals, orders or permission from any municipal officer or board of the City of Modesto shall be required for the acquisition, construction or completion of any project, or the issuance of any revenue bonds under this Article, except as specifically provided in this Article.

Section 1815. Provisions of Article Alternative. The powers and authorities conferred by this Article are in addition to and supplemental to all other powers and authorities conferred upon the City of Modesto. The method provided in this Article for the acquisition, construction and completion of projects and the issuance of revenue bonds shall be deemed an additional method for acquiring, constructing and completing such projects and providing funds therefor; provided that the City of Modesto may, in its discretion, acquire any properties for off-street vehicular parking facilities and issue general obligation bonds of the City of Modesto therefor, subject, however, to the condition that the City of Modesto shall not, while any revenue bonds authorized by this Article are issued and outstanding, acquire, construct or complete any off-street vehicular parking facilities, other than those specifically described in a resolution of issue pursuant to paragraph (m) of Section 1812 of this Article, which compete with any project operated or maintained through the issuance of revenue bonds by the Council.

Section 1816. Revenue Bonds Excluded from Bonded Indebtedness of City. Revenue bonds issued under this Article shall not be taken into consideration in determining the bonded indebtedness which the City of Modesto is authorized to

incur and shall be excluded from any limitation provided by this Charter or by law on the amount of bonded indebtedness of the City.

The Council of the City of Modesto hereby proposes to and does hereby on its own motion submit to the qualified electors of the City of Modesto at a special municipal Charter amendment election to be held in said City of Modesto on Tuesday, April 12, 1955 (which said election will be consolidated with the General Municipal Election to be held in said City of Modesto on April 12, 1955) the following proposal to amend said Charter by adding thereto said Article XVIII, as follows:

:	:	:
: City of Modesto	:	:
: Charter Amendment	:	:
: Proposal:	Shall the Charter of the City of Modesto be amended by:	YES:
:	adding thereto Article XVIII, comprising Sections 1801-	:
: 1816, both inclusive, to authorize said City to provide for off-street vehi-	:	:
: cular parking facilities and, for the payment of the cost thereof, to issue	:	:
: bonds payable from the revenues of such parking facilities and from other	:	:
: revenues, all as provided in said Article XVIII, the text of which is set	:	:
: forth in Section 3 of Resolution No. 55-60 adopted by the Council of said	NO	:
: City on Wednesday, February 9, 1955, and on file in the office of the City	:	:
: Clerk?	:	:
:	:	:
:	:	:

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

Dated: February 9, 1955.

(Seal)

Rex E. Gailfus
City Clerk of the City of Modesto

Section 4. (a) A special municipal Charter amendment election is hereby called to be held in the City of Modesto, on Tuesday, April 12, 1955, for the purpose of submitting to the qualified electors of said City said proposal set forth in Section 3 of this resolution to amend the Charter of said City as in said proposal and in this resolution provided and as hereby submitted by the Council of the City of Modesto on its own motion.

(b) Said special municipal Charter amendment election hereby called shall be held and conducted, and the votes thereat canvassed and the returns thereof made, and the results thereof ascertained and determined as herein provided, and in all particulars not prescribed in this resolution, said special municipal Charter amendment election shall be held as provided for in the Charter of said City and in all particulars not provided for therein said election shall be held as provided by law for the holding of special municipal elections in the City of Modesto and otherwise in accordance with the Elections Code of the State of California.

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

(d) The polls at the polling places hereinafter designated for said special municipal Charter amendment election shall be opened at 7:00 A. M. (P.S.T.) of said day of election, and shall be kept open continuously thereafter until 7:00 P.M. (P.S.T.) of said day of election, when the polls shall be closed (except as provided in Section 5734 of the Elections Code), and the election officers shall thereupon proceed to canvass the ballots cast thereat.

(e) Said special municipal Charter amendment election shall be and is hereby consolidated with the General Municipal Election to be held in said City of Modesto on the date of said special municipal Charter amendment election hereby called, and the election precincts, polling places and voting booths shall in every case be the same, and there shall be only one set of election officers in each of said precincts; and the precincts, polling places and officers of election for said special municipal Charter amendment election shall be the same as those to be selected and designated by the Council of said City for said General Municipal Election in said City of Modesto by its resolution adopted on Wednesday, March 9, 1955, to which resolution reference is hereby made for a designation of the precincts, polling places and election officers for the special municipal Charter amendment election hereby called.

(f) Only one form of ballot shall be used at said General Municipal Election and said special municipal Charter amendment election hereby consolidated therewith, which, in addition to all other matters required by law to be printed thereon, shall state the proposal set forth in Section 3 hereof.

(g) To vote in favor of said proposal to amend the Charter of the City of Modesto a voter shall stamp a cross (X) in the blank space opposite the word "YES" on the ballot to the right of the proposal, and to vote against said proposal a voter shall stamp a cross (X) in the blank space opposite the word "NO" on the ballot to the right of said proposal. The votes cast for and against said proposed Charter amendment shall be counted separate and apart from all other measures to be submitted at said consolidated general municipal election and special municipal Charter amendment election hereby called, and if a majority of the qualified voters voting on said proposed Charter amendment vote in favor thereof, such Charter amendment shall be deemed ratified.

(h) The returns of said election shall be made out and signed by the election officers and shall be by them deposited with the City Clerk, together with the ballots cast at said election; and this Council shall meet at its usual meeting place and canvass said returns and declare the results of said election on Tuesday, April 19, 1955, at the hour of 8:00 P.M. (P.S.T.).

Section 5. The City Clerk of the City of Modesto is hereby authorized to prepare and sign a Notice of Election, Notice of Measure to be Voted on and Nominees for Public Office, in the form required by law relating to said general municipal election and said special municipal Charter amendment election and all other elections to be consolidated with or held at the same time as said general municipal election and said City Clerk is hereby authorized and directed to publish said Notice twice before the date of said elections in THE MODESTO TRIBUNE, the first of said publications to be not later than the 31st day before the date of said elections, said newspaper being the official newspaper of said City and a newspaper of general circulation printed and published in said City.

Section 6. The City Clerk of the City of Modesto is hereby authorized and directed (1) to cause copies of the text of said proposed charter amendment to be printed in convenient pamphlet form and in type of not less than ten-point and to cause copies thereof to be mailed to each of the qualified electors of said City, and (2) until the day fixed for said special municipal Charter amendment election to advertise weekly in THE MODESTO TRIBUNE, a newspaper of general circulation in said City, a notice that copies of said pamphlet may be had on application therefor. Said notice shall be in substantially the following form:

NOTICE OF AVAILABILITY OF CHARTER AMENDMENT

NOTICE IS HEREBY GIVEN to the qualified electors of the City of Modesto that pamphlet copies of the Amendment, proposed by the Council on its own motion, to the Charter of the City of Modesto by the addition of Article XVIII thereto, relating to off-street parking facilities and the issue of revenue bonds therefor, are on file in the office of the City Clerk, 717 Tenth Street, Modesto, California, and may be had upon application therefor.

Rex E. Gailfus
City Clerk of the City of Modesto

PASSED AND ADOPTED this 9th day of February, 1955, by the following vote, upon motion of Councilman Annan, seconded by Councilman Merrill, viz.:

AYES: Councilmen: Annan, Adams, Heckendorf, Merrill and Mayor Marks

NOES: Councilmen: Mellis.

ABSENT: Councilmen: Arata

Mayor of the City of Modesto, California

Attest:

City Clerk of the City of Modesto,
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 held at the regular meeting place thereof on the 9th day of February, 1955, 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 Annan and read in full, and was thereupon, upon motion of Councilman Annan, seconded by Councilman Merrill, adopted by the following vote:

AYES: Councilmen: Adams, Annan, Heckendorf, Merrill, Mayor Marks

NOES: Councilmen: Mellis

ABSENT: Councilmen: Arata

That I have carefully compared the same with the original minutes of said meeting on file and of record in my office and that said resolution is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes. That said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

WITNESS my hand and the seal of said City of Modesto, this 9th day of February, 1955.

City Clerk of the City of Modesto,
California.

MODESTO CITY COUNCIL
RESOLUTION NO. 55-61

A RESOLUTION ESTABLISHING A NO PARKING ZONE ON THE SOUTHEASTERLY SIDE OF K STREET IN A SPECIFIED PLACE BETWEEN HIGHWAY 99 AND THE SOUTHERN PACIFIC RAILROAD TRACKS.

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 a specified place on the Southeasterly side of K Street between Highway 99 and the Southern Pacific Railroad Tracks 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. It shall be unlawful for the operator of a vehicle to park or stop such vehicle in the following place in the City of Modesto:

Beginning at a point on the southeasterly curb line of K STREET, one hundred eighty (180') feet southwesterly of the intersection of said curb line with the southwesterly curb line of Highway 99 and continuing southwesterly along said curb line a distance of seventeen (17') 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.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of February, 1955, by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman Heckendorf, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Heckendorf, Mellis, Merrill, and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Arata

ATTEST: _____
REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-62

A RESOLUTION APPROVING APPROPRIATION TRANSFER

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

Section 1. The appropriation transfer of \$1650. from the General Reserve Fund to Miscellaneous Promotion Fund for expenses in the All America City Award, is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of February, 1955, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Heckendorf, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Heckendorf, Mellis, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Arata

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-63

A RESOLUTION APPROVING APPROPRIATION TRANSFER

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

FROM: <u>General Reserve</u>	\$3,500.00
TO: <u>Traffic Department-</u> <u>For traffic paint and</u> <u>beads</u>	\$3,500.00

FROM: General Reserve \$3,600.00
TO: Public Works--Sewage Disposal Fund, for chemicals, drug & laboratory supplies expenditures \$3,600.00

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of February, 1955, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Mellis, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Mellis, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Arata and Heckendorf

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-64

A RESOLUTION GRANTING VARIANCE TO L. P. HUDELSON FOR SERVICE STATION BEING CONSTRUCTED BY THE DOUGLAS OIL COMPANY ON THE SOUTHWEST CORNER OF JUDITH LANE AND MCHENRY AVENUE

WHEREAS, L. P. Hudelson has requested a variance from the provisions of Section 7-1.04 of the Modesto Municipal Code as related to street openings for a service station on the southwest corner of Judith Lane and McHenry Avenue, and

WHEREAS, he has requested notification of hearing be waived as provided by Section 1-4.01 of the Modesto Municipal Code and that the request be submitted direct to the Council for its consideration.

NOW, THEREFORE, BE IT RESOLVED that the variance requested by L. P. Hudelson for the Douglas Oil Company service station on the Southwest corner of Judith Lane and McHenry Avenue be approved under the following conditions:

1. That the owner of the property agrees to provide without cost to the City, the additional width of right of way, not to exceed fifty feet from center line of the street
2. That the property owner shall, upon request, remove the present sign which now encroaches upon the area required for the widening of McHenry Avenue
3. That the Property owner shall install city standard curbs and gutters on McHenry Avenue at the curb line as finally determined for this street
4. That the City Council permits a variance to allow two curb cuts, each 36 feet in length, on McHenry Avenue. At the time of installation of city standard curbs and gutters, the owner agrees to deposit regular curb cut replacement fees with the City as provided by Section 7-1.105, of the Modesto Municipal Code.
5. Permission is granted for black topping the area between the present property line and the proposed right of way line on McHenry Avenue with the agreement that the owner will remove this black topping and install concrete sidewalk and driveway approaches in the proper location after the street cross section has been determined.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of February, 1955, by Councilman Annan, 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, Annan, Mellis, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Arata and Heckendorf

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-64A

A RESOLUTION APPOINTING TOM K. BEARD TO THE PERSONNEL COMMISSION

WHEREAS, Section 1102 of the Charter of the City of Modesto requires the City Council to appoint a Personnel Board, and

WHEREAS, the term of Fred Condit, on said Board, expired on January 1, 1955,

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 Board of the City of Modesto for the respective term as indicated:

Tom K. Beard 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 said Personnel Board and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of February, 1955, by Councilman Mellis, 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, Annan, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Arata and Heckendorf

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-65

A RESOLUTION APPOINTING CITY ATTORNEY ALLEN GRIMES AS ACTING CITY MANAGER

BE IT HEREBY RESOLVED by the Council of the City of Modesto that whenever both the City Manager and the Assistant City Manager are absent from the City, City Attorney Allen Grimes shall and he is hereby appointed as Acting City Manager.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of February, 1955, by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman Heckendorf, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Heckendorf, Mellis, and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Arata and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-66

A RESOLUTION ACCEPTING THE RESIGNATION OF JOHN W. BOMBERGER FROM THE MODESTO PLANNING COMMISSION

WHEREAS, John W. Bomberger has served as a member of the Modesto City Planning Commission since January 26, 1949, and,

WHEREAS, Mr. Bomberger has tendered his resignation as member of this Commission, effective February 23, 1955,

NOW, THEREFORE, BE IT RESOLVED that the resignation of John W. Bomberger from the Modesto City Planning Commission be accepted and Mayor Marks be authorized

to write a letter of appreciation to Mr. Bomberger 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 23rd day of February, 1955, by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman Heckendorf, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-67

A RESOLUTION AMENDING RESOLUTION NO. 55-41 TO ELIMINATE ROSEBURG AVENUE AS AN UNRESTRICTED TRAFFIC STREET.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Section 1 of Resolution No. 55-41 is hereby amended to delete that portion which reads as follows:

Roseburg Avenue from the intersection formed by said Roseburg Avenue and Tully Avenue to the intersection formed by said Roseburg Avenue and McHenry Avenue..

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23 day of February, 1955, by Councilman Mellis, 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, Annan, Arata, Heckendorf, Mellis and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-68

A RESOLUTION DESIGNATING A FREIGHT LOADING ZONE ALONG THE NORTHEASTERLY CURB LINE OF SEVENTH STREET IN FRONT OF THE PACIFIC TELETRONIC AND RADIO SUPPLY COMPANY IN THE CITY OF MODESTO.

WHEREAS, Section 31 (b) of Ordinance No. 345-N.S., 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. A freight loading zone is hereby established at the following location:

Beginning at a point on the northeasterly curb line of Seventh Street 199' southeasterly from the intersection of said curb line with the southeasterly curb line of L Street and extending Southeasterly along the Seventh Street curb line a distance of 37'.

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 23 day of February, 1955, by Councilmen Adams, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-69

A RESOLUTION AUTHORIZING THE REMOVAL OF STOP SIGNS LOCATED ON COLLEGE AVENUE WITH ITS INTERSECTION WITH COLDWELL AVENUE IN THE CITY OF MODESTO.

BE IT RESOLVED by the Council of the City of Modesto that the stop signs located on College Avenue at its intersection with Coldwell Avenue be removed.

BE IT FURTHER RESOLVED that that portion of Resolution No. 8223-N.S. adopted by the Council of the City of Modesto on the 22nd day of December, 1948, which established stop signs on College Avenue at its intersection with Coldwell Avenue, is hereby rescinded.

BE IT FURTHER RESOLVED that the Traffic Engineer be, and he is hereby authorized to remove said stop signs.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23 day of February, 1955, by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman Annan was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-70

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE PROOF OF LOSS ON FIRE LOSS AT CITY WAREHOUSE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the City Manager be and he is hereby authorized to execute proof of loss, in the amount of \$1,442.48, on the fire loss at the City warehouse on 10th Street near D Street, which occurred on January 7, 1955.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of February, 1955, 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, Annan, Arata, Heckendorf, Mellis and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-71

A RESOLUTION REQUESTING THAT THE MODESTO PARKING AUTHORITY DO NOT PROCEED WITH ACQUISITION OF THE LANCASTER AND HUMMER PROPERTY

WHEREAS, the Modesto Parking Authority, by its Resolution No. 44, has requested guidance from the Council of the City of Modesto in the proposed purchase of the Lancaster and Hummer property on 11th and 12th Streets, between K and L Streets, for off-street parking purposes.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Council does recognize the need for additional off-street parking facilities north of J Street, but in view of the proposed charter amendment election in April, it does hereby request that the Modesto Parking Authority do not proceed with further acquisition of lots at this time, until after the people have made a decision on the charter amendment at the election

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of February, 1955, by Councilmen Annan, 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, Annan, Arata, Heckendorf, Mellis and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 35-72

A RESOLUTION APPROVING APPROPRIATION TRANSFER

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

FROM:	<u>General Reserve</u>	\$850.00
TO:	<u>Finance Department</u> Provide additional appropriation for balance of fiscal year for extra help-account clerk salary	\$850.00

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of February, 1955, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Heckendorf, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-73

A RESOLUTION APPROVING APPROPRIATION TRANSFER

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

FROM:	<u>General Reserve</u>	\$1,246.57
TO:	<u>Music and Promotion Fund--</u> For payment of Turkey dinners purchased from C. A. Swanson & Sons for all America City Dinner	\$1,246.57

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of February, 1955, by Councilman Annan, 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, Annan, Arata, Mellis, Heckendorf, and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-74

A RESOLUTION APPOINTING EUGENE K. STURGIS TO PREPARE SPECIAL IMPROVEMENT DISTRICT PROCEEDINGS FOR THE CITY OF MODESTO AND AUTHORIZING THE EXECUTION OF AN AGREEMENT THEREFOR.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Eugene K. Sturgis be, and he is hereby appointed as special counsel to supervise all proceedings and to prepare all resolutions, notices and other papers and proceedings for any work and improvement that may be hereinafter authorized by the City Council of the City of Modesto for construction of improvements by special improvement proceedings in "Improvement District No. 3, City of Modesto, County of Stanislaus, State of California", and

BE IT FURTHER RESOLVED that the improvement district for the construction of said improvements, if finally authorized by the Council of the City of Modesto, be known as "Improvement District No. 3, City of Modesto, County of Stanislaus, State of California", and

BE IT FURTHER RESOLVED that the employment of the said Eugene K. Sturgis be made as provided in the attached agreement, and

BE IT FURTHER RESOLVED that the City Manager of the City of Modesto and the City Clerk of the City of Modesto be, and they are hereby authorized to sign and attest the attached agreement employing the said Eugene K. Sturgis as special attorney for and on behalf of the said City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23 day of February, 1955, 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, Annan, Arata, Mellis, Heckendorf, and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-75

A RESOLUTION ACCEPTING GRANT DEED FROM VARIOUS OWNERS (ALLEY IN BLOCK 6138)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Grant Deed dated January 20, 1955, from Edward L. Steele and Elsie E. Steele, husband and wife; O. C. Wright and Annie Wright, husband and wife; Ida B. Ramey; Benjamin J. Sayre and Barbara J. Sayre, husband and wife; Rosemond C. Shipley and Mary I. Shipley, husband and wife; Norman F. Fletcher and Verle M. Fletcher, Husband and wife; Margaret V. Wissner; Russell M. Lawrence and Margaret Lawrence, husband and wife; Christian I. Wolfley and Gladys B. Wolfley, husband and wife; Robert L. Larson, a single man; and Sidney O. Gilbertson, to the City of Modesto, a municipal corporation, be and it is hereby accepted, (alley in Block 6138).

BE IT FURTHER RESOLVED that the City Clerk be authorized to record said Grant Deed with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of February, 1955, 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, Annan, Arata, Heckendorf, Mellis and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-76

A RESOLUTION APPROVING THE PURCHASE OF FIRE HOSE FROM THE AMERICAN RUBBER MANUFACTURING COMPANY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the purchase of 700 feet of fire hose for the sum of \$1643.34, from the American Rubber Manufacturing Company 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 23rd day of February, 1955, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Mellis, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-77

A RESOLUTION AUTHORIZING THE RELEASE OF SURETY BOND TO R. P. BOMBERGER ON CAMPUS TRACT NO. 5

WHEREAS, Robert P. Bomberger, Subdivider of Campus Tract No. 5, has filed with the City of Modesto a surety bond to guarantee the improvements in the aforesaid subdivision, and

WHEREAS, the Director of Public Works has reported that the improvements have been completed in the aforesaid subdivision to his satisfaction, and has recommended the release of the surety bond on the provision that a cash bond of \$200.00 be posted with the City Clerk as surety for the balance of the improvements.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the surety bond filed by Robert P. Bomberger to guarantee the improvements in the Campus Tract No. 5 be released after the payment of \$200.00 to the City Clerk as surety on the balance of the improvements.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of February, 1955, by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman Heckendorf, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-78

A RESOLUTION APPOINTING MARY JOHNSON TO THE BOARD OF LIBRARY TRUSTEES

WHEREAS, Section 1100 of the Charter of the City of Modesto requires the City Council to appoint a Board of Library Trustees, and

WHEREAS, the term of Arthur Puccinelli, on said Board, expired on February 1, 1955,

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 of the City of Modesto for the respective term as indicated:

Mary Johnson 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 said 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 23rd day of February, 1955, 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, Annan, Arata, Heckendorf, Mellis and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-79

A RESOLUTION APPROVING AND AUTHORIZING THE EXECUTION OF AGREEMENT BETWEEN THE CITY OF MODESTO AND ROSE A. CHAPMAN, H. RUSSELL BRIGGS AND MABEL BRIGGS FOR THE FURNISHING OF WATER AND SEWER SERVICE TO THE LA VILLA ROSE ADDITION

BE IT HEREBY RESOLVED by the City Council of the City of Modesto that Ross Miller, as the City Manager of the City of Modesto, and Rex E. Gailfus, as the City Clerk of the City of Modesto, be and they are hereby authorized and directed to execute in the name of and for and on behalf of the City of Modesto that certain agreement dated February 23, 1955, between the City of Modesto, a municipal corporation, and Rose A. Chapman, H. Russell Briggs, and Mabel Briggs, individuals, providing for the city to furnish water and sewer service to the La Villa Rose Addition, on condition of annexation. 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 23rd day of February, 1955, by Councilman Mellis, 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, Annan, Arata, Heckendorf, Mellis, and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-80

A RESOLUTION REQUESTING THE UNITED STATES POST OFFICE DEPARTMENT TO GRANT AN "ALL-AMERICA CITY" CANCELLATION DIE FOR USE BY THE MODESTO, CALIFORNIA, POST OFFICE DEPARTMENT

WHEREAS, the Chamber of Commerce of the City of Modesto has requested the United States Post Office to approve the use of an "All America City" cancellation die, and

WHEREAS, the United States Post Office Department has advised that the use of special slogan cancellations is limited by law to those which advertise either a national event or where the event is of general/^{public} interest and importance, is to endure for a definite period of time, and is not conducted for private gain or profit, and

WHEREAS, the Council finds and determines that the requested special slogan cancellation is to advertise an event which is of general public interest and importance, is to endure for a definite period of time, and is not conducted for private gain or profit,

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Modesto requests the United States Post Office Department to reconsider the matter and grant the use of said special slogan cancellation as requested.

BE IT FURTHER RESOLVED that the City Clerk be and is hereby directed to cause a certified copy of this resolution to be transmitted to Senator William F. Knowland, Senator Thomas H. Kuchel, Congressman Leroy Johnson, and the Chamber of Commerce 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 23rd day of February, 1955, by Councilman Annan, 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, Annan, Arata, Heckendorf, Mellis and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-81

A RESOLUTION DESIGNATING A FREIGHT LOADING ZONE ALONG THE NORTHEASTERLY SIDE OF NINTH STREET BEGINNING AT H STREET AND RUNNING NORTHWESTERLY A DISTANCE OF 55 FEET.

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. A freight loading zone is hereby established at the following location:

Beginning at the intersection of the northeasterly curb line of Ninth Street with the northwesterly curb line of H Street, and continuing northwesterly along the northeasterly curb line of Ninth Street a distance of 55 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.

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. 55-11 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 March, 1955, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Mellis, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis, and Mayor Pro Tempore Merrill

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-82

A RESOLUTION DESIGNATING A FREIGHT LOADING ZONE ALONG THE NORTHEASTERLY SIDE OF NINTH STREET BETWEEN F AND G STREETS IN THE CITY OF MODESTO.

WHEREAS, Section 31 (b) of Ordinance No. 345-N.S., 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. A freight loading zone is hereby established between the hours of 6 o'clock a.m. and 6 o'clock p.m. at the following location:

Beginning at a point on the northeasterly curb line of NINTH STREET, said point being fifty-nine (59') feet northwesterly from the intersection of this curb line with the northwesterly curb line of F Street and continuing northwesterly along the NINTH STREET curb line a distance of twenty-two (22') 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.

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. 54-370 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 March, 1955, by Councilman Heckendorf, who moved its adoption, which motion being duly seconded by councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis and Mayor Pro Tempore Merrill

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-83

A RESOLUTION DESIGNATING A FREIGHT LOADING ZONE ALONG THE NORTHWESTERLY SIDE OF NINTH STREET BETWEEN G AND H STREETS.

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. A freight loading zone is hereby established between the hours of 7 o'clock a. m. and 7 o'clock p.m. at the following location:

Beginning at a point on the northeasterly curb line of NINTH STREET one hundred forty-two (142') feet northwesterly from the intersection of said curb line with the northwesterly curb line of G Street and extending Northwesterly along the NINTH STREET curb line a distance of thirty (30') 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.

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. 54-358 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 March, 1955, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis and Mayor Pro Tempore Merrill
NOES: Councilmen: None
ABSENT: Councilmen: Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-84

A RESOLUTION APPROVING APPROPRIATION TRANSFER

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

FROM: <u>General Reserve</u>	\$1,383.00
TO: <u>Fire Department--Capital Outlay; For purchase of 1250 G.P.M. Pumper</u>	\$1,383.00

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of March, 1955, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis and Mayor Pro Tempore Merrill
NOES: Councilmen: None
ABSENT: Councilmen: Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-85

A RESOLUTION APPROVING APPROPRIATION TRANSFER

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

FROM: <u>General Reserve</u>	\$ 819.00
TO: <u>Personnel Department for services, professional and other</u>	\$ 819.00

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of March, 1955, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Heckendorf, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis, and Mayor Pro Tempore Merrill
NOES: Councilmen: None
ABSENT: Councilmen: Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-86

A RESOLUTION DESIGNATING A FREIGHT LOADING ZONE ALONG THE NORTHWESTERLY SIDE OF SIXTH STREET BETWEEN H AND I STREETS 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. A freight loading zone is hereby established at the following location:

Beginning at a point on the northwesterly curb line of Sixth Street 15 feet northwesterly of the intersection of said curb line with the northeasterly curb line of H Street and continuing northwesterly along the Sixth Street curb line a distance of 75 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 2 day of March, 1955, by Councilman Annan, 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, Annan, Arata, Heckendorf, Mellis and Mayor Pro Tempore Merrill
NOES: Councilmen: None
ABSENT: Councilmen: Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-87

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A SUPPLEMENTAL AGREEMENT WITH SPEARS CONSTRUCTION COMPANY FOR THE REBUILDING OF THE EXISTING BLEACHERS ON THE RIGHT SIDE OF DEL WEBB FIELD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the City Manager be and he is hereby authorized to execute on behalf of and for the City of Modesto, a supplemental agreement with Spears Construction Company for the rebuilding of the remaining bleachers on the right side of the Del Webb Field for the sum of \$1160.00. 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 2 day of March, 1955, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Mellis, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis and Mayor Pro Tempore Merrill
NOES: Councilmen: None
ABSENT: Councilmen: Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-88

A RESOLUTION COMMENDING THE EMPLOYEES OF THE CITY OF MODESTO FOR THEIR SAFETY RECORD

WHEREAS, the State Compensation Insurance Fund has presented to the City of Modesto a check for \$9,366.56, refund on its compensation policy premium for year ending June 30, 1954, and

WHEREAS, the State Fund has attributed the excellent record of the city to the city's safety program which was started in 1952 and to each and every one of the employees of the City of Modesto.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that it does commend the city employees for their excellent safety record which made possible this substantial savings to the city on its compensation premium, and

BE IT FURTHER RESOLVED that commendation be given to those who have participated in the city's safety program since its inception in 1952, and the City Clerk is directed to post copies of this resolution on all the bulletin boards throughout the various departments of the City.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 9th day of March, 1955, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Mellis, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Mellis, Merrill, Heckendorf, and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Arata

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-89

A RESOLUTION ACCEPTING THE BID OF WATER WORKS SUPPLY COMPANY FOR THE FURNISHING OF CAST IRON FITTINGS

WHEREAS, the Council approved the specifications for the furnishing of pipe, valves and fittings at its meeting of January 26, 1955, and authorized the calling for bids at its meeting of February 9, 1955, by the adoption of Resolution No. 55-54, and

WHEREAS, the bids received for the materials were opened at 2:00 P.M. February 28, 1955, in the office of the City Clerk 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 on Items 5 to 23, inclusive, for cast iron fittings, in the amount \$2,309.90 be accepted as it was the lowest bid received.

NOW, THEREFORE, BE IT RESOLVED that the bid of Water Works Supply Company of \$2,309.90 for the above described material, be and it is hereby accepted and the execution of a contract, for the delivery of the material, by the City's designated officials, be authorized.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 9th day of March, 1955, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Heckendorf, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Heckendorf, Mellis, Merrill, and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Arata

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-90

A RESOLUTION ACCEPTING THE BID OF THE REPUBLIC SUPPLY COMPANY OF CALIFORNIA FOR THE FURNISHING OF CAST IRON GATE VALVES

WHEREAS, the Council approved the specification for the furnishing of pipe, valves and fittings at its meeting of January 26, 1955, and authorized the calling for bids at its meeting of February 9, 1955, by the adoption of Resolution No. 55-54, and

WHEREAS, the bids received for the materials were opened at 2:00 P.M. February 28, 1955, in the office of the City Clerk 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 the Republic Supply Company of California on Items 24 to 27, inclusive, for 4", 6", 8", 10" cast iron gate valves in the amount \$2,274.32 be accepted as it was the lowest bid received.

NOW, THEREFORE, BE IT RESOLVED that the bid of the Republic Supply Company of California of \$ 2,274.32 for the above described material, be and it is hereby accepted and the execution of a contract for the delivery of the material by the City's designated officials be authorized.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 9 day of March, 1955, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Heckendorf, Mellis, Merrill, and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Arata

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-91

A RESOLUTION ACCEPTING THE BID OF THE UNITED STATES PIPE & FOUNDRY COMPANY FOR THE FURNISHING OF CAST IRON PIPE

WHEREAS, the Council approved the specifications for the furnishing of pipe, valves and fittings at its meeting of January 26, 1955, and authorized the calling for bids at its meeting of February 9, 1955 by the adoption of Resolution No. 55-54, and

WHEREAS, the bids received for the materials were opened at 2:00 P.M. February 28, 1955, in the office of the City Clerk 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 the United States Pipe & Foundry Company on Items 1 and 2, for 4" and 6" cast iron pipe in the amount \$17,257.90 be accepted as it was the lowest bid received.

NOW THEREFORE, BE IT RESOLVED that the bid of the United States Pipe & Foundry Company of \$17,257.90 for the above described material, be and it is hereby accepted and the execution of a contract for the delivery of the material by the City's designated officials be authorized.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 9 day of March, 1955, by Councilman Mellis, 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, Annan, Arata, Heckendorf, Mellis, Merrill, and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-92

A RESOLUTION ACCEPTING THE BID OF THE CRANE COMPANY FOR THE FURNISHING OF OF ASBESTOS CEMENT PIPE

WHEREAS, the Council approved the specifications for the furnishing of pipe, valves and fittings at its meeting of January 26, 1955, and authorized the calling for bids at its meeting of February 9, 1955, by adoption of Resolution No. 55-54, and

WHEREAS, the bids received for the material were opened at 2:00 P.M. February 28, 1955, in the office of the City Clerk 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 the Crane Company on Items 3a and 4a, for Asbestos Cement Pipe in the amount \$26,065.59 be accepted, as it was the lowest bid received.

NOW, THEREFORE, BE IT RESOLVED that the bid of the Crane Company of \$26, 065.59 for the above described material, be and it is hereby accepted and the execution of a contract for the delivery of the material, by the City's designated officials, be authorized.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 9 day of March, 1955, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote.

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis, Merrill, and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-93

A RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE WHITE TRAFFIC PAINT WITHOUT CALLING FOR SEALED BIDS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the City Manager be and he is hereby authorized to purchase 1000 gallons of white traffic paint to be used on the city streets, without calling for sealed bids as provided in Section 1307 of the City Charter of the City of Modesto.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 9 day of March, 1955, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis, Merrill, and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-94

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR THE CONSTRUCTION OF ADDITIONAL SEWAGE AND INDUSTRIAL WASTES TREATMENT WORKS

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

SECTION 1. The plans and specifications for the construction of sewage and industrial wastes treatment works comprising essentially a clarifier and biofilters, together with appurtenances and miscellaneous construction, copies of which are on file in the office of the Director of Public Works, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized and directed to call for public competitive sealed bids for the work, to be opened in his office, 717 10th Street, in the City of Modesto on Friday, April 1, 1955, at 2:00 o'clock P.M. and is hereby 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 recommendations thereon, to the City Clerk 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 9 day of March, 1955 by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Mellis, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-95

RESOLUTION AND ORDER OF THE COUNCIL OF THE CITY OF MODESTO PROVIDING FOR A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, APRIL 12, 1955, AND DESIGNATING PRECINCTS AND POLLING PLACES AND APPOINTING MEMBERS OF PRECINCT BOARDS FOR SAID GENERAL MUNICIPAL ELECTION

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

Pursuant to the Charter of the City of Modesto, a general municipal election shall be held on Tuesday, April 12, 1955, in the City of Modesto and in Modesto City School District for the election of the following officers:

- (a) One (1) Mayor for the full term of four (4) years.
- (b) Three (3) Councilmen for the full term of four (4) years each.
- (c) One (1) Councilman for the short term of two (2) years.
- (d) Three (3) members of the Board of Education of Modesto City School District, for the full term of four (4) years each.

For the purpose of holding said election, the said City of Modesto and that portion of the Modesto City School District, lying within the corporate limits of the City of Modesto, shall be and the same is hereby precincted and established into 31 election precincts to be known and designated as follows:

Special Consolidated Election Precinct No. 1
Special Consolidated Election Precinct No. 2
Special Consolidated Election Precinct No. 3
Special Consolidated Election Precinct No. 4
Special Consolidated Election Precinct No. 5
Special Consolidated Election Precinct No. 6
Special Consolidated Election Precinct No. 7
Special Consolidated Election Precinct No. 8
Special Consolidated Election Precinct No. 9
Special Consolidated Election Precinct No. 10
Special Consolidated Election Precinct No. 11
Special Consolidated Election Precinct No. 12
Special Consolidated Election Precinct No. 13
Special Consolidated Election Precinct No. 14
Special Consolidated Election Precinct No. 15
Special Consolidated Election Precinct No. 16
Special Consolidated Election Precinct No. 17
Special Consolidated Election Precinct No. 18
Special Consolidated Election Precinct No. 19
Special Consolidated Election Precinct No. 20
Special Election Precinct No. 21
Special Consolidated Election Precinct No. 22
Special Consolidated Election Precinct No. 23
Special Consolidated Election Precinct No. 24
Special Election Precinct No. 25
Special Consolidated Election Precinct No. 26
Special Consolidated Election Precinct No. 27
Special Consolidated Election Precinct No. 28
Special Consolidated Election Precinct No. 29
Special Consolidated Election Precinct No. 30
Special Consolidated Election Precinct No. 31

Said consolidated election precincts and special election precincts have been established by consolidating the General election precincts within the City of Modesto, except as hereinafter noted, as established by the orders or resolutions of the Board of Supervisors of Stanislaus County, California, now in force for general election purposes within the City, which said orders or resolutions now on file and of record in the office of the Clerk of the Board of Supervisors of Stanislaus County, California, are hereby referred to and by such reference made a part hereof for greater certainty and a more particular description of the boundaries thereof in the following manner (said precincts so established by said Board of Supervisors being herein referred to as "General Election Precincts");

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 1 and 2, have been consolidated and established into Special Consolidated Election Precinct No. 1.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 3 and 34, have been consolidated and established into Special Consolidated Election Precinct No. 2.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 4 and 5, have been consolidated and established into Special Consolidated Election Precinct No. 3.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 6 and 7, have been consolidated and established into special Consolidated Election Precinct No. 4.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 8 and 9, have been consolidated and established into Special Consolidated Election Precinct No. 5.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 10, 11, and 36, have been consolidated and established into Special Consolidated Election Precinct No. 6.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 12, 13 and 15, have been consolidated and established into Special Consolidated Election Precinct No. 7.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 14, 16, 17, have been consolidated and established into Special Consolidated Election Precinct No. 8.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 18 and 37, have been consolidated and established into Special Consolidated Election Precinct No. 9.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 19, 20, and 21, have been consolidated and established into Special Consolidated Election Precinct No. 10.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 22 and 23, have been consolidated and established into Special Consolidated Election Precinct No. 11.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 24 and 38, have been consolidated and established into Special Consolidated Election Precinct No. 12.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 25, 26, and 27, have been consolidated and established into Special Consolidated Election Precinct No. 13.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 28 and 29, have been consolidated and established into Special Consolidated Election Precinct No. 14.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 30, 31, 40 and 47, have been consolidated and established into Special Consolidated Election Precinct No. 15.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 35 and 52, have been consolidated and established into Special Consolidated Election Precinct No. 16.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 32 and 33, have been consolidated and established into Special Consolidated Election Precinct No. 17.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 39 and 41, have been consolidated and established into Special Consolidated Election Precinct No. 18.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 42 and 45, have been consolidated and established into Special Consolidated Election Precinct No. 19.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 43 and 44, have been consolidated and established into Special Consolidated Election Precinct No. 20.

Said general election precinct so designated by the said Board of Supervisors as Modesto No. 46, has been established as Special Election Precinct No. 21.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 48 and 50, have been consolidated and established into Special Consolidated Election Precinct No. 22.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 49 and 51, have been consolidated and established into Special Consolidated Election Precinct No. 23.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 53 and 54, have been consolidated and established into Special Consolidated Election Precinct No. 24.

Said general election precinct so designated by the said Board of Supervisors as Modesto No. 55, has been established as Special Election Precinct No. 25.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 66 and 67, have been consolidated and established into Special Consolidated Election Precinct No. 26.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 56 and 57, have been consolidated and established into Special Consolidated Election Precinct No. 27.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 58 and 59, have been consolidated and established into Special Consolidated Election Precinct No. 28.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 60 and 61, have been consolidated and established into Special Consolidated Election Precinct No. 29.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 62 and 63, have been consolidated and established into Special Consolidated Election Precinct No. 30.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 64 and 65, have been consolidated and established into Special Consolidated Election Precinct No. 31.

For the purpose of holding said election (insofar as the election of members of the Board of Education of the Modesto City School District is concerned) the boundaries of the Modesto City School District are as follows, to-wit:

The boundaries of the Modesto City School District shall embrace all of the territory included and embraced within the exterior boundaries of the following elementary school districts of Stanislaus County, California, as established by the orders of the Board of Supervisors of Stanislaus County, and as the same appear upon the minutes of said Board of Supervisors, to-wit:

Salida Union, Stanislaus Union, Sylvan Union, Hart-Ranson Union, Empire Union, Shiloh, Paradise, as well as all the territory heretofore embraced within the exterior boundaries of the Modesto Grammar School District, the Modesto High School District and the Modesto Junior College District.

The territory included within said Modesto City School District, but outside of the corporate limits of the City of Modesto has been, for the purpose of said election, divided and established into twenty-one Special Consolidated Election Precincts, the designation and boundaries of which and the territory within each of

which have been established and defined as follows:

Said general election precincts so designated by the said Board of Supervisors as Alma, Burbank, Huff and Joliff, have been consolidated and established into Special Consolidated Election Precinct No. 32.

Said general election precincts so designated by the said Board of Supervisors as Beard, Benson, Fields, and Ladd, have been consolidated and established into Special Consolidated Election Precinct No. 33.

Said general election precincts so designated by the said Board of Supervisors as Beck, Rose and Kent, have been consolidated and established into Special Consolidated Election Precinct No. 34.

Said general election precincts so designated by the said Board of Supervisors as Carmichael and Wood, have been consolidated and established into Special Consolidated Election Precinct No. 35.

Said general election precincts so designated by the said Board of Supervisors as Lynn, Maze and Pine, have been consolidated and established into Special Consolidated Election Precinct No. 36.

Said general election precincts so designated by the said Board of Supervisors as King, Shaw and Webb, have been consolidated and established into Special Consolidated Election precinct No. 37.

Said general election precincts so designated by the said Board of Supervisors as Coffee, Pike, Sylvan, Vet and Yale, have been consolidated and established into Special Consolidated Election Precinct No. 38.

Said general election precincts so designated by the said Board of Supervisors as Dawn, Ford, High, and Palm, have been consolidated and established into Special Consolidated Election Precinct No. 39.

Said general election precincts so designated by the said Board of Supervisors as Dora, Laurel, Lodge and Paul, have been consolidated and established into Special Consolidated Election Precinct No. 40.

Said general election precincts so designated by the said Board of Supervisors as Dunn, Fair, Foit, and that portion of Fox Precinct in the Modesto City School District, have been consolidated and established into Special Consolidated Election Precinct No. 41.

Said general election precincts so designated by the said Board of Supervisors as Empire, W. Empire, Root, and that portion of Claus precinct in the Modesto City School District, have been consolidated and established into Special Consolidated Election Precinct No. 42.

Said general election precincts so designated by the said Board of Supervisors as Erie, Franklin, Kerr, Robinson, and Wade, have been consolidated and established into Special Consolidated Election Precinct No. 43.

Said general election precincts so designated by the said Board of Supervisors as Nash, Prescott and Wall, have been consolidated and established into Special Consolidated Election Precinct No. 44.

Said general election precincts so designated by the said Board of Supervisors as Inez, Oden, and Spenker, have been consolidated and established into Special Consolidated Election Precinct No. 45.

Said general election precincts so designated by the said Board of Supervisors as Salida, E. Salida, and W. Salida, have been consolidated and established into Special Consolidated Election Precinct No. 46.

Said general election precincts so designated by the said Board of Supervisors as Goodwin and that portion of W. Waterford Precinct in the Modesto City School District, have been consolidated and established into Special Consolidated Election Precinct No. 47.

Said general election precincts so designated by the said Board of Supervisors as Hart and Shiloh, have been consolidated and established into Special Consolidated Election Precinct No. 48.

Said general election precincts so designated by the said Board of Supervisors as McHenry and that portion of W. Riverbank Precinct in the Modesto City School District, have been consolidated and established into Special Consolidated Election Precinct No. 49.

Said general election precincts so designated by the said Board of Supervisors as Page and Judd, have been consolidated and established into Special Consolidated Election Precinct No. 50.

Said general election precinct so designated by the said Board of Supervisors as Paradise, Earl and Fern have been established as Special Consolidated Election Precinct No. 51.

Said general election precincts so designated by the said Board of Supervisors as Caswell and that portion of Westport Precinct in the Modesto City School District, have been consolidated and established into Special Consolidated Election Precinct No. 52.

The following places have been by said City Council fixed and designated as and for the places of holding said election within the said City of Modesto and the following named persons have been designated and appointed to act as officers of election for said election, both for said City of Modesto and said Modesto City School District and will conduct the same, to-wit: Special Consolidated Election Precinct No. 1(1-2)

Polling Place, Wm. Coughlin Residence, 121 Orange Ave.

PRECINCT BOARD

Inspector	Mrs Ada Dallas Carroll	130 College Ave.
Judge	Mrs. Opal Elzea	315 Hackberry Ave.
Clerk	Marguerite Coughlin	121 Orange
Clerk	Mrs. Cynthia Johnson	126 Hackberry Ave.

Special Consolidated Election Precinct No. 2 (3-34)

Polling Place, E.R. Utter Garage, 403 Stoddard Ave.

PRECINCT BOARD

Inspector	Mrs. Florence Long	415 Magnolia Ave.
Judge	Mrs. Elsie B. Utter	403 Stoddard
Clerk	Mrs. Constance Mitchell	814 Geer Ave.
Clerk	Mrs. Gladys A. Cole	809 Geer Ave.

Special Consolidated Election Precinct No. 3 (4-5)

Polling Place, John B. Corgiat Garage, 305 Elmwood Ave.

PRECINCT BOARD

Inspector	Mrs. Bessie M. Case	212 Elmwood Ct.
Judge	Mrs. Ella K. Worthen	110 Poplar
Clerk	Mrs. Emma A. Columbo	215 Park Ave.
Clerk	Miss Anna B. Ross	415 Elmwood Ave.

Special Consolidated Election Precinct No. 4(6-7)

Polling Place, Mrs. Ella Switzer Garage, 114 Modesto Ave.

PRECINCT BOARD

Inspector	Mrs. Mary J. Vaughn	209 Floto St.
Judge	Mrs. Bly Willis	124 Modesto Ave.
Clerk	Mrs. Ruby Leydecker	142 Helen Ave.
Clerk	Mrs. Ruth B. Wilson	330 Semple

Special Consolidated Election Precinct No. 5 (8-9)

Polling Place, Miss Esto Broughton Garage, 115 Downey Ave.

PRECINCT BOARD

Inspector	Mrs. Adele Fletcher	206 High St.
Judge	Mrs. Edith M. Rogers	402 Hedwood
Clerk	Mrs. Hazel C. Amos	242 Semple
Clerk	Mrs. Tye Junker	114 Lee St.

Special Consolidated Election Precinct No. 6 (10-11-36)

Polling Place, Oscar Bridgeman, Residence, 145 Melrose Ave.

PRECINCT BOARD

Inspector	Oscar Bridgeman	145 Melrose
Judge	Mrs. Dorothy Hosking	541 Auburn
Clerk	Mrs. Geneva R. Wilson	237 Bodem
Clerk	Mrs. Marguerite Fulkerth	506 Castle

Special Consolidated Election Precinct No. 7 (12-13-15)

Polling Place, James L. Singleton Garage, 1104-14th St.

PRECINCT BOARD

Inspector	Mrs. Metta B. A. Machek	1027-15th St.
Judge	Miss Myrtle Wootten	1026-14th St.
Clerk	Mrs. Birdie G. Mollenkopf	1104-13th St.
Clerk	Mrs. Clara K. Andre	1405-11th St.

Special Consolidated Election Precinct No. 8 (14-16-17)

Polling Place, Episcopal Church, 1707 Eye Street

PRECINCT BOARD

Inspector	Mrs. Lottie Savercool	714-13th St.
Judge	Mrs. Myra H. Woods	1811 H St.
Clerk	Mrs. Dolores D. Erwin	719-14th St.
Clerk	Miss Lula Hedden	726-14th St.

Special Consolidated Election Precinct No. 9 (18-37)

Polling Place, Fire House on Downey Ave.

PRECINCT BOARD

Inspector	Mrs. Matilda Condit	305 Bonita
Judge	Mrs. Elsie M. Cornell	337 James
Clerk	Mrs. Della L. Brown	135 James St.
Clerk	Mrs. Della W. Gilbert	120 Howard St.

Special Consolidated Election Precinct No. 10 (19-20-21)

Polling Place, Stanislaus Implement and Hardware Co., 526-10th St.

PRECINCT BOARD

Inspector	Mrs. Grace E. Darling	606-12th St.
Judge	Mrs. Jessie H. Bruch	607-12th St.
Clerk	Mrs. Lucie F. Enochs	821½-11th St.
Clerk	Mrs. Soula Johnson	723-10th Apt. 2

Special Consolidated Election Precinct No. 11 (22-23)

Polling Place, Franklin School, Locust & Franklin St.

PRECINCT BOARD

Inspector	Mrs. Alice F. Handley	214 Laurel
Judge	Mrs. Ellen L. Mellen	1012½-6th St.
Clerk	Mrs. Helen F. Vager	217 Linden
Clerk	Mrs. Cecelia M. Cummings	105 Linden

Special Consolidated Election Precinct No. 12 (24-38)

Polling Place, B. Shulman Residence, 117 Maze Blvd.

PRECINCT BOARD

Inspector	Mrs. Anna L. Starr	304 Maze Blvd.
Judge	Mrs. Delores M. Voss	326 Maze Blvd.
Clerk	Mrs. Beatrice A. Hoover	210 Vine St.
Clerk	Mrs. Marie Breshears	204 Spruce

Special Consolidated Election Precinct No. 13 (25-26-27)

Polling Place, Mrs. Helen Low Residence, 319 Eye Street

PRECINCT BOARD

Inspector	Mrs. Effie M. Line	319 Eye St.
Judge	Mrs. Helen Low	319 Eye St.
Clerk	Mrs. Bessie Clark	120 Vine St.
Clerk	Mrs. Della Mae Berry	710½A-3rd St.

Special Consolidated Election Precinct No. 14 (28-29)

Polling Place, Fire House on 2nd St.

PRECINCT BOARD

Inspector	Mrs. Ina L. Houston	506 Sierra Drive
Judge	Mrs. Pauline Shouse	141 Sunset Blvd.
Clerk	Mrs. Gertrude H. Wilhelm	206 Alturas
Clerk	Mrs. Minnie A. Conger	307 Ash

Special Consolidated Election Precinct No. 15 (30-31-40-47)

Polling Place, Mrs. Lina E. Dawley Resident, 410 Colorado Ave.

PRECINCT BOARD

Inspector	Mrs. Isabelle O. Patmore	426 Rosedale
Judge	Mrs. Lina E. Dawley	410 Colorado Ave.
Clerk	Mrs. Edith A. Byers	333 Colorado Ave.
Clerk	Mrs. Katie Lorang	1410 Tuolumne

Special Consolidated Election Precinct No. 16 (35-52)

PRECINCT BOARD

Polling Place, Mrs. Jessie B. Nelson Garage, 529 High St.

PRECINCT BOARD

Inspector	Mrs. Lenore Goodwin	541 High
Judge	Mrs. Jessie B. Nelson	529 High
Clerk	Mrs. Agnes V. Harrison	906 High
Clerk	Mrs. Doris M. Speight	805 Muir Road

Special Consolidated Election Precinct No. 17 (32-33)

Polling Place, Fred L. Hogue Garage, 502 Myrtle Ave.

PRECINCT BOARD

Inspector	Mrs. Irene J. Knudsen	540 Myrtle Ave
Judge	Mrs. Vera S. Chreese	536 Myrtle Ave.
Clerk	Mrs. Mable M. Burge	421 Enslin Ave
Clerk	Mrs. Sarah A. Jessen	417 Hackberry Ave.

Special Consolidated Election Precinct No. 18 (39-41)

Polling Place, Mrs. Albert Sturm Residence, 515-5th Street

PRECINCT BOARD

Inspector	Mrs. Ruby C. Sturm	515-5th Street
Judge	Mrs. Louise Johnson	522-6th Street
Clerk	Mrs. Rose H. Olson	225 Merced Ave
Clerk	Mrs. Katherine S. Berg	130 Mariposa Ave

Special Consolidated Election Precinct No. 19 (42-45)

Polling Place, Mrs. Roberta T. Stimmel, Residence, 821 Coldwell Ave.

PRECINCT BOARD

Inspector	Mr. Nicholas J. Vaccaro	926 Harvard Ave
Judge	Mrs. Bethyl J. Lyng	950 Wellesley Ave
Clerk	Mrs. Geraldine Harris	607 Coldwell Ave
Clerk	Mrs. Mary M. Gill	802 Columbia Way

Special Consolidated Election Precinct No. 20 (43-44)

Polling Place, J. Sayed Garage, 1402 Princeton Ave.

PRECINCT BOARD

Inspector	Mrs. Iva E. Causey	809 Tully Road
Judge	Mrs. Muriel L. Van Dam	637 Tully Road
Clerk	Mrs. Arvada C. Williams	1404 W. Roseburg
Clerk	Mrs. Jackie E. Maloney	1404 Del Mar

Special Election Precinct No. 21 (46)

Polling Place, Mrs. Ethel M. Ouder Kirk 902 Tully Road

Judge Mrs. Drusilla S. Hall 1144 W. Roseburg

Judge

Special Election Precinct No. 21 (46)

Polling Place, Mrs. Ethel M. Ouderkirk Garage, 902 Tully Road

PRECINCT BOARD

Inspector	Mrs. Ethel M. Ouderkirk	902 Tully Road
Judge	Mrs. Drusilla S. Hall	1144 W. Roseburg
Clerk	Mrs. Iva H. Allen	1011 College
Clerk	Mrs. Mildred Boland	1213 Como Park Way

Special Consolidated Election Precinct No. 22 (48-50)

Polling Place, Henry P. Richina Garage, 930 Carolyn Way

PRECINCT BOARD

Inspector	Anton W. Hanneman	901 Sycamore
Judge	Mrs. Muriel S. Richina	930 Carolyn Ave
Clerk	Mrs. Lulu S. Crane	1000 Hackberry
Clerk	Mrs. Mabel L. Kehrer	418 W. Roseberg

Special Consolidated Election Precinct No. 23 (49-51)

Polling Place, Clyde D. Boothe Garage, 1005 Magnolia Ave

PRECINCT BOARD

Inspector	Mrs. Mildred R. Boothe	1005 N. Magnolia
Judge	Mrs. Ivy King	1012 Douglas
Clerk	Mrs. Margaret B. Norquist	1300 Marilyn
Clerk	Mrs. Frances H. Badger	1245 Sycamore St.

Special Consolidated Election Precinct No. 24 (53-54)

Polling Place, E. C. Welch Garage, 620 El Camino Ave.

PRECINCT BOARD

Inspector	Mrs. Dorothy E. Rix	1143 Grantland Ct.
Judge	Mrs. Pansy Neal	1216 Grantland Ct.
Clerk	Mrs. Audrey Morrison	714 Castle
Clerk	Mrs. D. Marian Miller	819 Burke

Special Consolidated Election Precinct No. 25 (55)

Polling Place George R. Katsufakis Garage, 513 Bermuda Way

PRECINCT BOARD

Inspector	Mrs. Meredith L. Snedigar	Rt. 6, Box 1408
Judge	Mrs. Julia M. Keller	501 Balboa Way
Clerk	Mrs. Evelyn Layman	1528 Florida Ave.
Clerk	Mrs. Marie M. Cloward	507 Catalina Way

Special Consolidated Election Precinct No. 26 (66-67)

Polling Place, Mrs. Doris Hagen Garage, 1620 Concord Ave.

PRECINCT BOARD

Inspector	Mrs. Ida B. Ramey	1620 College Ave
Judge	Mrs. Alice P. Jordan	1601 Albany
Clerk	Mrs. Alma E. Woodman	1607 Albany
Clerk	Mrs. Minnie B. Wheeler	1601 Concord

Special Consolidated Election Precinct No. 27 (56-57)

Polling Place, Wilson School, N. Santa Ana & Pequino

Precinct Board

Inspector	Mrs. Phyllis Muirhead	153 Village Road
Judge	Roy L. Holmes	319 N. Santa Ana
Clerk	Mrs. Mabel T. Becker	217 Los Palmas
Clerk	Mrs. Mayme A. Hoffman	316 Bonita

Special Consolidated Election Precinct No. 28 (58-59)

Polling Place, L. L. Perry Garage, 426 N. Santa Cruz Ave.

PRECINCT BOARD

Inspector	Mrs. Charlotte M. Meyer	1223 Encina
Judge	Mrs. Kathaleen M. Bradshaw	1212 Highland Drive
Clerk	Mrs. Diana Keate	213 N. Santa Cruz
Clerk	Mrs. Mary M. Lemos	208 N. Santa Cruz

Special Consolidated Election Precinct No. 29 (60-61)

Polling Place, G. D. Brookin Garage, 428 Covena Ave.

PRECINCT BOARD

Inspector	Mrs. Pauline Lubeck	P.O. Box 1085
Judge	Mrs. Helen A. Bond	345 Camellia Way
Clerk	Mrs. Freda M. Burke	141 Santa Cruz
Clerk	Mrs. Verda Merle Young	145 Covena

Special Consolidated Election Precinct No. 30 (62-63)

Polling Place, Carl L. Phoenix Garage, 239 San Juan Drive

PRECINCT BOARD

Inspector	Mrs. Lois M. Woodbridge	239 San Juan Drive
Judge	Mrs. Blanche R. Atwood	221 San Juan Drive
Clerk	Mrs. Ruby J. Collins	1705 Miller
Clerk	Mrs. Almira Carr	131 N. Conejo

Special Consolidated Election Precinct No. 31 (64-65)

Polling Place, Mrs. Rosaline M. Ross Garage, 2010 Haddon Ave.

PRECINCT BOARD

Inspector	Mrs. Ada M. Leventini	2110 Miller
Judge	Mrs. Rena E. Bradley	2024 Dora St.
Clerk	Mrs. Alta W. Mayes	302 San Juan Drive
Clerk	Mrs. Rosaline M. Ross	2010 Haddon

The following places have been by said City Council fixed and designated as and for the holding of said general school election in that portion of the Modesto City School District, which lies outside of the corporate limits of the City of Modesto, and the following named persons have been so designated to act as officers of election for said election within said territory, to-wit:

Special Consolidated Election Precinct No. 32 (Alma, Burbank-Huff-Joliff)

Polling Place, Burbank School, 1135 Paradise Road.

PRECINCT BOARD

Inspector	Mrs. Leona B. High	1625 Vernon Ave.
Judge	Mrs. Emily A. Duckart	1617 Vernon Ave.
Clerk	Mrs. Eva M. Andrew	1413 Paradise
Clerk	Mrs. Frances I. Brill	1648 Victoria

Special Consolidated Election Precinct No. 33 (Beard-Benson-Fields-Ladd)

Polling Place, Orville Wright School, Cor. Empire Ave. & Monterey Ave.

PRECINCT BOARD

Inspector	Leo G. Hake	326 S. Santa Cruz
Judge	Mrs. Alberta Page	1210 Tenaya
Clerk	Mrs. Mary C. Biddle	331 S. Santa Cruz
Clerk	Mrs. Shirley I. Wallace	808 S. Santa Cruz

Special Consolidated Election Precinct No. 34 (Beck-Rose-Kent)

Polling Place, Stanislaus County Center No. 3, Scenic at Coffee Road.

PRECINCT BOARD

Inspector	Mrs. Beryl J. Ware	1432 Scenic Drive
Judge	Mrs. Myra M. Schrock	1341 Scenic Drive
Clerk	Mrs. Rose C. Mowrey	1518 Scenic Drive
Clerk	Mrs. Inez M. Goodrich	540 Sunnyside

Special Consolidated Election Precinct No. 35 (Carmichael-Wood)

Polling Place, Hart-Ransom School, Dakota Ave. at Shoemake Ave.

PRECINCT BOARD

Inspector	Mrs. Ruth I. Spenker	Rt. 5 Box 993
Judge	Mrs. Catherine La Coste	Rt. 5 Box 614
Clerk	Mrs. Linna L. Silva	Rt. 5 Box 590
Clerk	Mrs. Tannys Blum	Rt. 5 Box 3091

Special Consolidated Election Precinct No. 36 (Lynn-Maze-Pine)

Polling Place, New Franklin School, Cor. Emerald Ave. & Maze Blvd.

Precinct Board

Inspector	Mrs. Edna A. Taylor	607 Spencer Ave.
Judge	Mrs. Tennie D. Amerine	407 Laurel
Clerk	Mrs. Elizabeth Bright	835 California
Clerk	Mrs. Ruth I. Bright	717 Spencer Ave.

Special Consolidated Election Precinct No. 37 (Ring-Shaw-Webb)

Polling Place, Bret Harte School, 903 Bret Harte Place

PRECINCT BOARD

Inspector	Mrs. Ella P. Austin	530 Butte
Judge	Mrs. Ethel L. Jones	1718 Las Vegas
Clerk	Mrs. Ada L. Barber	1711 Eureka St.
Clerk	Mrs. Melba Mitchell	1730 Las Vegas

Special Consolidated Election Precinct No. 38 (Coffee-Pike-Sylvan-Vet-Yale)

Polling Place, John Sutter School, Cor. Orangeburg & Sunrise Ave.

PRECINCT BOARD

Inspector	Fred J. Marshall	Rt. 6 Box 1468
Judge	Chester D. Chambers	P. O. Box 1384
Clerk	Mrs. Gladys Reed	Rt. 6 Box 1429
Clerk	Mrs. Frances W. Freeman	Rt. 6 Box 1471

Special Consolidated Election Precinct No. 39 (Dawn-Ford-High-Palm)

Polling Place, Mrs. Myrl A. Wilkinson Garage, 716 E. Roseburg

PRECINCT BOARD

Inspector	Mrs. Maude F. Fluegler	1212 Fiori
Judge	Mrs. Mildred L. Comer	1229 Sunrise Ave.
Clerk	Mrs. Effie R. Beery	1216 Melrose
Clerk	Mrs. Pattie V. Boyer	1315 Sunrise Ave.

Special Consolidated Election Precinct No. 40 (Dora-Laurel Lodge-Paul)

Polling Place, El Vista School, 450 El Vista at Roble

PRECINCT BOARD

Inspector	Mrs. Ada H. Stevens	Rt. 7 Box 445
Judge	Mrs. Ruth L. Alway	Rt. 7 Box 452
Clerk	Mrs. Adele C. Prouty	2018 Glendale
Clerk	Mrs. Clara E. Althoff	Rt. 7 Box 770

Special Consolidated Election Precinct No. 41 (Dunn-Fair-Foit-#Fox)

Polling Place; Tuolumne School; Sonora Ave. at Herndon Road

PRECINCT BOARD

Inspector	Fred Weber	902 Acacia
Judge	Mrs. Ethel M. Bell	923 Acacia
Clerk	Mrs. Viola M. Bratz	919 Acacia
Clerk	Mrs. Gladys McBratney	1010 Bewley

Special Consolidated Election Precinct No. 42 (#Claus-Empire-W. Empire-Root)

Polling Place, Empire Union School, 1st Street, Empire.

PRECINCT BOARD

Inspector	Mrs. Hazel E. Wingerd	P.O. Box 615 Empire
Judge	Mrs. Grace L. Reager	P.O. Box 37 Empire
Clerk	Mrs. Oma R. Fike	P.O. Box 674 Empire
Clerk	Mrs. A. Ruth Elsberry	Rt. 1 Box 780 Modesto

Special Consolidated Election Precinct No. 43 (Erie-Franklin-Kerr-Robertson-Wade)

Polling Place, Housing Authority Admin. Bldg. 1701 Robertson Road

PRECINCT BOARD

Inspector	Mrs. Ida L. Tillman	1112 Avalon
Judge	Mrs. Lillian B. Hicks	1116 Avalon
Clerk	Mrs. Myrtle R. Watkins	1111 Avalon
Clerk	Mrs. Ona B. Simi	1314 South Ave.

Special Consolidated Election Precinct No. 44 (Nash-Prescott-Wall)

Polling Place, Stanislaus School, Rt. 2 Box 969A, Modesto

PRECINCT BOARD

Inspector	Robert W. Ichord	Rt. 2 Box A-11
Judge	Mrs. Velma E. Winn	Rt. 3 Box 519
Clerk	Mrs. Olive M. Carolus	Rt. 3 Box 525
Clerk	Mrs. Ruby J. Zeigler	Rt. 6 Box 1557

Special Consolidated Election Precinct No. 45 (Inez-Oden-Spenker)

Polling Place, Mrs. Marie J. Nunes Garage, 435 Empire Ave. Modesto

PRECINCT BOARD

Inspector	Mrs. Iva P. Forrest	417 S. Conejo
Judge	Mrs. Laura I. Eckerdt	616 Thrasher
Clerk	Mrs. Hattie J. Kearney	435 Empire Ave.
Clerk	Mrs. Myrtle B. Hughes	409 S. Conejo

Special Consolidated Election Precinct No. 46 (Salida-E. Salida-W. Salida)

Polling Place, Women's Club House on Park Street, Salida

PRECINCT BOARD

Inspector	Mrs. Lois L. Sims	P. O. Box 153, Salida
Judge	Mrs. Edna M. Craig	P. O. Box 1155, Salida
Clerk	Mrs. Edith F. Henderson	P. O. Box 344, Salida
Clerk	Mrs. Claire Locey	P. O. Box 213, Salida

Special Consolidated Election Precinct No. 47 (Goodwin-*W. Waterford)

Polling Place, J. A. Emerson Garage, Yosemite Blvd., 3rd House E. of Bent Rd.

PRECINCT BOARD

Inspector	Mrs. Ulilla A. Johansen	Rt. 1 Box 955 Modesto
Judge	Mrs. Jessie L. Emerson	Rt. 1 Box 881 Modesto
Clerk	Mrs. Hedy M. Harding	Star Route Box 7 Modesto
Clerk	Mrs. Dorothy F. Ferguson	Rt. 1 Box 1814 Modesto

Special Consolidated Election Precinct No. 48 (Hart-Shiloh)

Polling Place, Shiloh School House, Paradise Rd. near Hart Rd.

PRECINCT BOARD

Inspector	Mrs. Mary G. Forni	Rt. 3 Box 749
Judge	Mrs. Nancy M. Meikle	Rt. 8 Box 959
Clerk	Mrs. Mildred L. Posthumus	Rt. 8 Box 905
Clerk	Mrs. Adeline M. James	Rt. 8 Box 1004A

Special Consolidated Election Precinct No. 49 (McHenry-*W. Riverbank)

Polling Place, Mae Giovanetti Garage, Coffee Rd. near Claribel Rd.

PRECINCT BOARD

Inspector	Mrs. Esther W. Burchell	Rt. 6 Box 1500
Judge	Mrs. Gladys DeWees	Rt. 6 Box 1493B
Clerk	Mrs. Katherine L. Kline	Rt. 2 Box 793
Clerk	Mrs. May B. Bond	Rt. 6 Box 1496

Special Consolidated Election Precinct No. 50 (Page-Judd)

Polling Place, Shackelford School House, Cor. Crows Landing Rd. & School Ave.

PRECINCT BOARD

Inspector	Mrs. Marian E. Rose	312 El Paso Ave.
Judge	Mrs. Mattie Jones	131 Rio Grande Ave.
Clerk	Mrs. Alta E. Peacock	309 Glacier
Clerk	Mrs. Wilma Seaman	209 Rio Grande Ave.

Special Consolidated Election Precinct No. 51 (Paradise-Earl-Fern)

Polling Place, Paradise School House, Pauline Ave. at California Ave.

PRECINCT BOARD

Inspector	Mr. Cecil Lynch	Rt. 8 Box 1055
Judge	Mrs. Alta M. Siegman	Rt. 8 Box 1068
Clerk	Mrs. Joey F. Sharp	Rt. 8 Box 851
Clerk	Mrs. Ethel M. Smith	Rt. 8 Box 1134

Special Consolidated Election Precinct No. 52 (Caswell-*Westport)

Polling Place, Fairview School House, Whitmore Ave., Ceres

PRECINCT BOARD

Inspector	Mrs. Wilda A. Lee	Rt. 4 Box 2486
Judge	Mrs. Mae McKibbin	Rt. 4 Box 2115
Clerk	Mrs. Edna W. Miller	Rt. 4 Box 269
Clerk	Mrs. Jennie Whitmire	Rt. 4 Box 2455

* Only portion of precinct is located in the Modesto/School District

PASSED AND ADOPTED this 9th day of March, 1955 by the following
vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

HARRY MARKS
Mayor of the City of Modesto
California

Attest: Rex E. Gailfus, City Clerk

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 an adjourned regular meeting of the Council of said City duly and regularly held at the regular meeting place thereof on the 9th day of March, 1955, 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 Annan, adopted by the following vote:

AYES: Councilmen: Annan, Adams, Arata, Heckendorf, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

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 duly entered of record in Book 12 of Resolutions at pages 416 to 430, inclusive, and said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

WITNESS my hand and the seal of said City of Modesto, this 9 day of March, 1955.

REX E. GAILFUS
City Clerk of the City of Modesto, California

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 55-96

A RESOLUTION ACCEPTING CERTIFICATION OF NAMES
FOR THE APRIL 12, 1955, ELECTION

WHEREAS, the City Clerk of the City of Modesto has certified to the City Council that the following individuals have properly qualified to be placed on the ballot in the forthcoming municipal election to be held April 12, 1955, for the offices of Mayor, Councilman, and Member of the Board of Education,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that at the election to be held in the City of Modesto and in the Modesto City School District on April 12, 1955, there shall appear upon the ballot as candidates for the various offices as indicated, the following named persons:

For Mayor (One to be elected for the full term
of four years)

Harry Marks

For Councilman (Three to be elected, each to serve
for a full four year term)

- Lyndall O. Merrill
- Henry E. Anderson
- Clarence L. Baker
- Herbert G. Florcken
- Paul Gann
- Philip E. (Phil) Humphreys
- Sidney E. Losher
- John Morgan
- Lawrence R. Robinson Jr.
- Raymond S. Shearn
- Leo Shoob

For Councilman (One to be elected for the short term of two years)

Don D. Hammond
George F. Langley
Joseph A. Sequeira
Arvin A. Woods

For Member of Board of Education (Three to be elected for the full term of four years each)

Catherine E. Everett
Jack Wherry
T. K. Beard
Clarkson B. Bradford Jr.
Joseph R. Byrne
A. C. (Al) Dandy
William B. Hughes
Watson L. Johns
Leslie M. Juette
C. D. (Don) Oliver
Cecil G. Plummer
Robert H. Smith
Oliver Burdean Thompson

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto on the 9th day of March, 1955, by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman Heckendorf, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Heckendorf, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Arata

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-97

A RESOLUTION APPROVING THE FINAL MAP OF THE
CAMPUS HEIGHTS TRACT OF THE CITY OF MODESTO

WHEREAS, Joe Nunes, Jr., Kathryn Nunes, Arthur J. Wylie, and Florence E. Wylie are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 8.47 acres known as Campus Heights Tract, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 6th day of July, 1954, 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 Campus Heights Tract meets all 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 Campus Heights Tract be approved and 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, and he is hereby authorized to certify the map of said tract on behalf of the City of Modesto after the fees in the amount of \$589.10, 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 \$21,600.

BE IT FURTHER RESOLVED that the City Manager and the City Clerk be, and they are hereby authorized to execute and attest, respectively, an agreement with subdividers as required by Section 4-4.604 (c) of the Modesto Municipal Code.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 9 day of March, 1955, 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, Annan, Heckendorf, Mellis, Merrill, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Arata

ATTEST: REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 55-98

A RESOLUTION ACCEPTING CONSTRUCTION OF SANITARY SEWER LATERALS IN
THE NORTH CENTRAL ADDITION FROM CONTRACTOR, VINCENT RODRIGUES

WHEREAS, the Director of Public Works has filed a report with the Council of the City of Modesto, that the construction of sanitary sewer laterals have been completed in the North Central Addition by the contractor, Vincent Rodrigues, in accordance with the contract agreement dated October 6, 1954, with the exception of certain soft spots in the pavement on Roseburg and Mensinger Avenues, and

WHEREAS, the said contractor had deposited with the City Clerk, a check in the amount of \$200.00 as insurance that these deficiencies would be corrected, and

WHEREAS, the Director of Public Works has recommended that the contractor be assessed liquidated damages for two days at \$50.00 per day as this project could have been completed sometime ago, and

WHEREAS, the Director of Public Works has recommended that the project be accepted as complete by the Council at this time, and Notice of Completion filed with the County Recorder and payments as due be approved.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the construction of sanitary sewer laterals in the North Central Addition be accepted from Vincent Rodrigues; that Notice of Completion be filed with the Recorder of Stanislaus County; that payment of amounts due, as provided in the contract, be authorized; and assessment of liquidated damages for two days at \$50.00 per day as provided in the contract, be authorized, as recommended by the Director of Public Works.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 9 day of March, 1955, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Heckendorf, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Heckendorf, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Arata

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-99

A RESOLUTION ACCEPTING CONSTRUCTION OF COLLEGE AVENUE CROSSING
OF MODESTO IRRIGATION DISTRICT LATERAL NO. 3 FROM CONTRACTOR,
STANDARD MATERIALS, INC.

WHEREAS, the Director of Public Works has filed, by report, that the construction of the College Avenue Crossing of the Modesto Irrigation District Lateral No. 3, has been completed by the Standard Materials, Inc., in accordance with the contract agreement dated January 12, 1955, and

WHEREAS, the Director of Public Works has recommended the acceptance of the project, the filing of Notice of Completion and the payment of amounts due as provided by the contract,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the construction of the College Avenue Crossing of the Modesto Irrigation District Lateral No. 3, be and it is hereby accepted; that the City Clerk be directed to file Notice of Completion with the Recorder of Stanislaus County, and that payment of amounts due, as provided by the contract, be authorized.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 9 day of March, 1955, by Councilman Heckendorf, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Heckendorf, Mellis and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Arata and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-100

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. 9433-N.S.

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 City 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. That upon application and the securing of a permit from the City Council or from such person as the Council may designate, banners and decorations over and above the streets may be displayed for the following occasions and by the following groups:

United Crusade
California Relays
Fourth of July Celebration
Christmas Celebration
Fryer Festival

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. Resolution No. 9433-N.S. is hereby rescinded.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 9 day of March, 1955, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Mellis, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Heckendorf, Mellis and Mayor Marks

NOES: Councilmen: None

(SEAL) ABSENT: Councilmen: Arata and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-101

A RESOLUTION PROCLAIMING CALIFORNIA FRYER FESTIVAL WEEK

WHEREAS, California is one of the leading poultry producing and processing states in the nation, and

WHEREAS, the raising of poultry during 1954 produced the second highest agricultural income in Stanislaus County, and

WHEREAS, there are a great many poultry producers and a large number of poultry processing plants in this County, and

WHEREAS, the income from the production of poultry in Stanislaus County during 1954 amounted to approximately Seven Million (\$7,000,000) Dollars, and

WHEREAS, the processing of poultry in Stanislaus County during 1954 was a multi-million dollar operation, and

WHEREAS, poultry producing and processing is a growing industry which contributes to the wealth and prosperity of this County, and

WHEREAS, Saturday, June 18, 1955, has been fixed as the day for the Second Annual California Fryer Festival, and

WHEREAS, many visitors from other states in the union and from the State of California are expected to attend said event, and

WHEREAS, the Annual California Fryer Festival has become an event of community wide interest and importance,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the week of June 12 through June 18, 1955, is hereby proclaimed as California Fryer Festival Week, and the public is invited to attend the festival on Saturday, June 18, 1955, at Legion Park between the hours of 3:00 p.m. and 7:00 p.m.

BE IT FURTHER RESOLVED that the City Clerk be, and he is hereby directed to transmit copies of this resolution to the California Fryer Festival Committee, Assemblyman Ralph M. Brown, Senator Hugh P. Donnelly, and all local newspapers and radio stations for their information and use.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 9th day of March, 1955, by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman Heckendorf, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Heckendorf, Mellis, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Arata and Merrill

ATTEST: REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 55-102

A RESOLUTION APPOINTING PETER JANOPAUL 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, John W. Bomberger, on said Commission, resigned on February 23, 1955,

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:

Peter Janopaul for a term expiring January 1, 1957

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 9th day of March, 1955, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Heckendorf, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Annan, Adams, Heckendorf, Mellis and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Arata and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-103

A RESOLUTION AUTHORIZING THE TRAFFIC ENGINEER TO COMMENCE OPERATION OF THE AUTOMATIC TRAFFIC SIGNALS INSTALLED AT THE INTERSECTION OF FOURTEENTH AND H STREETS IN THE CITY OF MODESTO

BE IT RESOLVED by the Council of the City of Modesto that the Traffic Engineer be, and he is hereby authorized to commence the operation of the automatic traffic signals at the intersection of Fourteenth Street and H Street in the City of Modesto upon the completion of their installation.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 9 day of March, 1955, by Councilman Heckendorf, who moved its adoption, which motion being duly seconded by Councilman Mellis, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Annan, Adams, Heckendorf, Mellis, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Arata and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-104

A RESOLUTION APPROVING APPROPRIATION TRANSFER

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

FROM: Unallocated Capital Improvement Fund	\$5,000 00
TO: Traffic Department For purchase of traffic controllers and signal heads	\$5,000 00
FROM: Capital Improvement Fund (Allocated for park sites)	\$15,000 00
TO: Traffic Department For purchase of traffic controllers and signal heads	\$15,000 00

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of March, 1955, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, and failed of adoption upon roll call by the following vote:

AYES: Councilmen: Arata and Merrill

NOES: Councilmen: Adams, Annan, Heckendorf, Mellis and Mayor Marks

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-105

A RESOLUTION RECOMMENDING THE ADOPTION OF ASSEMBLY BILL NO. 3443 BEFORE STATE LEGISLATURE CONCERNING THE PROTECTION OF STRIPED BASS

WHEREAS, every year during the latter part of March and throughout April, reports from striped bass anglers indicate a large number of dead stripped bass seen in Grizzly and Honker Bays and adjacent areas, and

WHEREAS, it is reported that close observation shows net marks plainly visible on the dead bass, and

WHEREAS, the destroyer of the bass is conclusively proven to be the commercial shad netters, as shown in reports of the department of fish and game, and

WHEREAS, it is the opinion of the City Council that some protection should be given to these striped bass for the benefit of the State of California and the many fisherman of the state,

NOW, THEREFORE, it is hereby recommended by the City Council that Assembly Bill No. 3443, which will prohibit netting in Grizzly Bay and Honker Bay, to protect the striped bass of the state, be adopted.

BE IT FURTHER RESOLVED that the City Clerk forward a copy of this resolution to Assemblyman S. C. Masterson, Richmond, California, and to Assemblyman Ralph M. Brown and Senator Hugh P. Donnelly.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of March, 1955, 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, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-106

A RESOLUTION ACCEPTING THE CONSTRUCTION OF TRAFFIC SIGNALS AND STREET LIGHTING AT 14th AND H STREETS FROM CONTRACTOR, INDUSTRIAL ELECTRICAL COMPANY

WHEREAS, the Director of Public Works has filed a report with the Council of the City of Modesto, that the construction of traffic signals and street lighting at 14th and H Streets has been completed by the contractor, Industrial Electrical Company, in accordance with the contract agreement dated January 5, 1955, and

WHEREAS, the Director of Public Works has recommended the acceptance of the project, the filing of Notice of Completion, and the payment of amounts due, as provided by the contract,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the construction of traffic signals and street lighting at 14th and H Streets, be and it is hereby accepted from contractor, Industrial Electrical Company, that the City Clerk be directed to file Notice of Completion with the Recorder of Stanislaus County, and that payment of amounts due, as provided by the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of March, 1955, by Councilman Heckendorf, 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, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-107

A RESOLUTION ACCEPTING DEED FROM JOE NUNES, JR. AND KATHRYN NUNES FOR THE WIDENING OF COLLEGE AVENUE BETWEEN ROSEBURG AND ULRICH AVENUES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Grant Deed from Joe Nunes, Jr. and Kathryn Nunes, husband and wife, on a portion of the Southwest quarter of the Northwest quarter of Section 20, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, and further described in said Grant Deed to be used in the widening of College Avenue, between Roseburg Avenue and Ulrich Avenue, be accepted and the City Clerk be hereby directed to record said Grant Deed with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of March, 1955, by Councilman Annan, 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, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-108

A RESOLUTION APPROVING APPROPRIATION TRANSFER

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

FROM:	<u>General Reserve</u>	\$3,085 00
TO:	<u>Planning Department</u> <u>Capital Outlay, Aerial Mapping</u>	\$3,085 00

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of March, 1955, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-109

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO, COUNTY OF STANISLAUS, AND FAIRCHILD AERIAL SURVEYS INC. FOR THE AERIAL PHOTOGRAPHING OF THE MODESTO AREA

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement dated March 15, 1955, between the City of Modesto, County of Stanislaus, and Fairchild Aerial Surveys, Inc., relating to the aerial photographing of the Modesto area, be and it is hereby approved. Reference is hereby made to a copy of said

agreement on file in the office of the City Clerk for further particulars.

BE IT FURTHER RESOLVED that Ross Miller, as City Manager, and Rex E. Gailfus, as City Clerk, of the City of Modesto, be and they are hereby authorized to execute in the name, of and for, and on behalf of the City of Modesto, said agreement.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of March, 1955, by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman Heckendorf, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-110

A RESOLUTION APPROVING AGREEMENT WITH MILTON T. PFLUEGER FOR ARCHITECTURAL SERVICES FOR THE CITY HALL

BE IT HEREBY RESOLVED by the City Council of the City of Modesto that the Agreement between the City of Modesto and Milton T. Pflueger for his architectural services for the City Hall be and it is hereby approved as submitted with the two words "landscape architectural" added to Subsection (c) of Section 2, Page 2, of said Agreement.

BE IT FURTHER RESOLVED that Ross Miller, as City Manager, and Rex E. Gailfus, as City Clerk, of the City of Modesto, be and they are hereby authorized and directed to execute in the name of and for and on behalf of the City of Modesto, said agreement. 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 16th day of March, 1955, by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman Heckendorf, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Heckendorf, Mellis, Merrill and Mayor Marks

NOES: Councilmen: Annan

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

RESOLUTION NO. 55-111

This number was not used.

MODESTO CITY COUNCIL
RESOLUTION NO. 55-112

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 LA VILLA ROSE TRACT.

WHEREAS, 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 17, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being a portion of Lot 8 of the Fresno Tract according to the map filed March 14, 1903, in Volume 1, Page 76, Stanislaus County Records and more particularly described as follows:

Commencing at the interior quarter section corner of said Section 17, said corner being also the Northwesterly corner of Lot 9 of said Fresno Tract; thence along the East-West quarter section line and the Northerly line of said Fresno Tract, said line also being the center line of Bowen Avenue as shown on the map of the La Villa Serena Tract as filed March 11, 1953, in Volume 17 of Maps, page 70, Stanislaus County Records, South 88° 53' East, 858.46 feet to the Northeasterly corner of said La Villa Serena Tract and the Northeasterly corner of the existing city limits and the true point of beginning of this description; thence along the Easterly line of said La Villa Serena Tract and the Southerly projection thereof, said line being the existing city limits, South 00° 48' East, 1614.63 feet, to a point on the Southerly line of the Modesto Irrigation District Lateral Number 3, as shown on the map of said Fresno Tract; thence along said Southerly line of Lateral Number 3 and existing city limits, North 89° 27' East, 430.00 feet to the extension produced Southerly of the Westerly line of Sycamore Avenue as described in the deed recorded in Volume 1243, Page 269, Stanislaus County Records; thence along said Westerly line of Sycamore Avenue, said line being parallel to and 30 feet at right angles from the Easterly line of said Lot 8, North 00° 48' West, to the Northerly line of said Lot 8, and center line of said Bowen Avenue; thence along said Northerly line of Lot 8 and center line of Bowen Avenue, North 88° 53' West, 430.00 feet to the true point of beginning of this description.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of March, 1955, by Councilman Mellis, 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, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-113

A RESOLUTION GRANTING VARIANCE TO TIDE WATER ASSOCIATED COMPANY FOR A SERVICE STATION AT LA LOMA, BURNEY, AND RUE DE YO

WHEREAS, the Tide Water Associated Company has requested a variance from the provisions of Section 7-104 of the Modesto Municipal Code as related to street openings for a service station at La Loma, Burney, and Rue de Yoe, and

WHEREAS, they have requested notification of hearing be waived as provided by Section 1-4.01 of the Modesto Municipal Code and that the request be submitted direct to the Council for its consideration.

NOW, THEREFORE, BE IT RESOLVED that the variance requested by the Tide Water Associated Company for a service station at La Loma, Burney, and Rue De Yoe be approved under the following conditions:

1. That the company be granted a variance for two 36 foot curb cuts on La Loma Avenue

2. That the company construct curb and gutter and sidewalk on La Loma with the curb line to be located 25 feet from the center line of the street. Since the right-of-way at this point is 60 feet in width, this would mean that the face of the curb would be located 5 feet from the property line.
3. That the company pave an additional 5 feet for sidewalk purposes.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of March, 1955, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Heckendorf, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis, Merrill, and Mayor Marks
 Noes: Councilmen: None
 Absent: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
 RESOLUTION NO. 55-114

A RESOLUTION EXTENDING SYMPATHY TO THE FAMILY OF THE LATE "FRITZ" S. HARRISON AND TO THE COUNCIL OF THE CITY OF PATTERSON

WHEREAS "Fritz" S. Harrison, and outstanding and honored citizen of the City of Patterson, has been called by death, and

WHEREAS during long years of public office, he has faithfully served his city and fellow citizens, and has contributed substantially to the inter-city spirit of cooperation which has been developed in this area.

NOW THEREFORE BE IT RESOLVED by the Council of the City of Modesto, that it does by these presents take formal notice of the loss to the City of Patterson, its citizens, and to the entire community and area, of an outstanding man, a conscientious worker and a faithful friend, and

BE IT FURTHER RESOLVED that this Council does further extend to his family the deep sympathy of its members and directs that a copy of this resolution be sent to the family of the late "Fritz" S. Harrison and to the Council of the City of Patterson.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of March, 1955 by Councilman Heckendorf, 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, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks
 Noes: Councilmen: None
 Absent: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
 RESOLUTION NO. 55-115

A RESOLUTION IN COMMEMORATION OF THE LATE JUDGE B.C. HAWKINS AND EXTENDING SYMPATHY TO HIS FAMILY

WHEREAS, the late Judge B. C. Hawkins, an outstanding and honored citizen of the City of Modesto, has been called by death, and

WHEREAS, during long years of public office as Police Judge of the City of Modesto, as Justice of the Peace of the Modesto Township, and as Judge of the Superior Court in and for the County of Stanislaus, he served his city and fellow citizens faithfully and well in administering justice with equity and fairness, and

WHEREAS, the late Judge B. C. Hawkins has contributed greatly to the general welfare and advancement of this community, both as a public official and as a private citizen,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby take formal notice of the loss to the City of Modesto and its citizens and to the entire community and area of an outstanding man and a faithful and loyal public servant, and

BE IT FURTHER RESOLVED that this Council does extend to the family of the late Judge B. C. Hawkins the deep sympathy of its members and directs the City Clerk to send them a copy of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of March, 1955 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, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks
NOES: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-116

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION OF THE
LA VILLA ROSE 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 ROSE A. CHAPMAN, H. RUSSELL BRIGGS, and MABEL BRIGGS on February 15, 1955, 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 LA VILLA ROSE ADDITION, situated in the County of Stanislaus, State of California, and contiguous to the City of Modesto, described as follows:

All that certain real property situated in the State of California, County of Stanislaus, Section 17, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being a portion of Lot 8 of the Fresno Tract according to the map filed March 14, 1903, in Volume 1, Page 76, Stanislaus County Records and more particularly described as follows:

Commencing at the interior quarter section corner of said Section 17, said corner being also the Northwesterly corner of Lot 9 of said Fresno Tract; thence along the East-West quarter section line and the Northerly line of said Fresno Tract, said line also being the center line of Bowen Avenue as shown on the map of the La Villa Serena Tract as filed March 11, 1953 in Volume 17 of Maps, Page 70, Stanislaus County Records, South 88° 53' East, 858.46 feet, to the Northeasterly corner of said La Villa Serena Tract and the Northeasterly corner of the existing city limits and the true point of beginning of this description; thence along the Easterly line of said La Villa Serena Tract and the Southerly projection thereof, said line being the existing city limits, South 00° 48' East, 1614.63 feet, to a point on the Southerly line of the Modesto Irrigation District Lateral Number 3, as shown on the map of said Fresno Tract; thence along said Southerly line of Lateral Number 3 and existing city limits, North 89° 27' East, 430.00 feet to the extension produced Southerly of the Westerly line of Sycamore Avenue as described in the deed recorded in Volume 1243, Page 269, Stanislaus County Records; thence along said Westerly line of Sycamore Avenue, said line being parallel to and 30 feet at right angles from the Easterly line of said Lot 8, North 00° 48' West, to the Northerly line of said Lot 8, and center line of said Bowen Avenue; thence along said Northerly line of Lot 8 and center line of Bowen Avenue, North 88° 53' West, 430.00 feet to the true point of beginning of this description.

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 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 April, 1955, at the hour of 8:00 p.m. of said day, in the Council Chambers of 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 effected 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 Tribune, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto, and shall also cause a copy of this resolution to be published in the Turlock Daily Journal, being a newspaper of general circulation published outside 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 23rd day of March, 1955, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Heckendorf, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-117

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND STANISLAUS COUNTY ATHLETIC ASSOCIATION FOR THE REASSIGNMENT OF ITS INTEREST IN THE DEL WEBB FIELD TO THE MODESTO COMMUNITY ATHLETIC ASSOCIATION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that that certain agreement dated March 23, 1955, by and between the City of Modesto, a municipal corporation of the State of California, and the Stanislaus County Athletic Association, a corporation, relating to the reassignment of the interest of the Association in the Del Webb Field to the Modesto Community Athletic Association, a corporation, be and it is hereby approved. Reference is hereby made to a copy of said agreement on file in the office of the City Clerk in the City of Modesto for further particulars.

BE IT FURTHER RESOLVED that the City Manager and the City Clerk be, and they are hereby authorized to execute and attest, respectively, said agreement on behalf of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of March, 1955, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Heckendorf, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-118

A RESOLUTION APPROVING AND AUTHORIZING EXECUTION OF SUPPLEMENTAL AGREEMENT WITH SPEARS CONSTRUCTION COMPANY FOR ADDITIONAL CONCESSION AREA AT DEL WEBB FIELD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the supplemental agreement, dated March 23, 1955, between the City of Modesto, a municipal corporation of the State of California, and Spears Construction Company, relating to the construction of additional concession space at Del Webb Field for the sum of \$1,550 00 be approved and,

BE IT FURTHER RESOLVED that the City Manager and the City Clerk be, and they are hereby authorized to execute and attest respectively, said agreement on behalf of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of March, 1955, 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, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-119

A RESOLUTION ACCEPTING THE RESIGNATION OF PETER JANOPAUL FROM THE MODESTO CITY PLANNING COMMISSION AND RESCINDING RESOLUTION NO. 55-102

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the resignation of Peter Janopaul from the Modesto City Planning Commission be and it is hereby accepted, and

BE IT FURTHER RESOLVED that Resolution No. 55-102, adopted by the Council on March 9, appointing Peter Janopaul a member of the Modesto City Planning Commission 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 23rd day of March, 1955, 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, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-120

A RESOLUTION GRANTING PERMIT TO THE MODESTO OPTIMIST CLUB TO USE THE DEL WEBB FIELD ON APRIL 13, 1955

WHEREAS, the Modesto Optimist Club has requested permission to use the Del Webb Field on April 13, 1955, for the showing of the Ruddy Brothers Circus, and

WHEREAS, the said club has requested the City to waive all license fees since it is a non-profit organization and funds derived from the show are to be used in the club's program devoted to furthering boys' activities, and

NOW, THEREFORE, BE IT RESOLVED that permission be granted to the Modesto Optimist Club to use the Del Webb Field on April 13, 1955, to show the Ruddy Brothers Circus, under the supervision of the Director of Parks and Recreation, and

BE IT FURTHER RESOLVED that the license fees required by the City of Modesto be waived.

BE IT FURTHER RESOLVED that the Modesto Optimist Club submit written evidence to the City Clerk that the City will be held harmless from and against any and all costs, damages, and liabilities arising out of the erection and maintenance of said circus.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of March, 1955, by Councilman Mellis, 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, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-121

A RESOLUTION APPROVING SPECIFICATIONS AND AUTHORIZING CALLING
FOR BIDS FOR THE FURNISHING OF STREET LIGHTING MATERIALS

BE IT HEREBY RESOLVED that the specifications for the furnishing of street lighting materials, to be used in the new subdivisions, be and they are hereby approved, and

BE IT FURTHER RESOLVED that calling for bids for the above described construction be and it is hereby authorized in accordance with the procedure contained in Section 1307 of the City Charter, said bids to be opened at 2:00 P.M., April 11, 1955.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of March, 1955, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Heckendorf, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-122

A RESOLUTION APPOINTING EUGENE K. STURGIS TO PREPARE SPECIAL
IMPROVEMENT DISTRICT PROCEEDINGS FOR THE CITY OF MODESTO AND
AUTHORIZING THE EXECUTION OF AN AGREEMENT THEREFOR.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Eugene K. Sturgis be, and he is hereby appointed as special counsel to supervise all proceedings and to prepare all resolutions, notices and other papers and proceedings for any work and improvement that may be hereinafter authorized by the City Council of the City of Modesto for the construction of street lighting improvements in a portion of the downtown area by special improvement proceedings in "Improvement District No. 4, City of Modesto, County of Stanislaus, State of California", and

BE IT FURTHER RESOLVED that the improvement district for the construction of said improvements, if finally authorized by the Council of the City of Modesto, be known as "Improvement District No. 4, City of Modesto, County of Stanislaus, State of California", and

BE IT FURTHER RESOLVED that the employment of the said Eugene K. Sturgis be made as provided in the attached agreement, and

BE IT FURTHER RESOLVED that the City Manager of the City of Modesto and the City Clerk of the City of Modesto be, and they are hereby authorized to sign and attest the attached agreement employing the said Eugene K. Sturgis as special attorney for and on behalf of the said City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of March, 1955, by Mayor Marks, who moved its adoption, which motion being duly seconded by Councilman Mellis, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-123

A RESOLUTION APPROVING AGREEMENT WITH LAWRENCE ADAMS FOR
ENGINEERING SERVICES FOR SEWAGE PUMPING STATION

BE IT HEREBY RESOLVED that the agreement between the City of Modesto and Lawrence Adams for engineering services for sewage pumping station south of Dry Creek (Thousand Oaks 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 23rd day of March, 1955, 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, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CityClerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-124

A RESOLUTION ESTABLISHING A TWO HOUR PARKING ZONE ON BOTH SIDES
OF ELEVENTH STREET BETWEEN M STREET AND NEEDHAM AVENUE IN THE
CITY OF MODESTO

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, and

WHEREAS, the best interests of the citizens of said City require that parking on both sides of ELEVENTH STREET between M Street and Needham Avenue in the City of Modesto 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 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:

On both sides of ELEVENTH STREET between M Street and Needham Avenue in the City of Modesto.

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 23rd day of March, 1955, by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman Heckendorf, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-125

A RESOLUTION AUTHORIZING THE REMOVAL OF STOP SIGNS LOCATED ON
STODDARD AVENUE WITH ITS INTERSECTION WITH MAGNOLIA AVENUE IN
THE CITY OF MODESTO.

BE IT RESOLVED by the Council of the City of Modesto that the stop signs located on STODDARD AVENUE at its intersection with Magnolia Avenue be removed.

BE IT FURTHER RESOLVED that that portion of Resolution No. 6276-N.S. adopted by the Council of the City of Modesto on the 23rd day of August, 1954, which established stop signs on Stoddard Avenue at its intersection with Magnolia Avenue, is hereby rescinded.

BE IT FURTHER RESOLVED that the Traffic Engineer be, and he is hereby authorized to remove said stop signs.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of March, 1955, 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, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-126

A RESOLUTION APPROVING APPROPRIATION TRANSFER

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

FROM:	General Reserve Fund	\$275.00
TO:	Miscellaneous Unclassified Fund - For the purchase of dividers and assembling of Municipal Code	\$275.00

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of March, 1955, 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, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-127

A RESOLUTION ACCEPTING NORWEGIAN AVENUE TRUNK SEWER FROM
CONTRACTOR KEVRY CONSTRUCTION COMPANY

WHEREAS, a report has been filed by the Director of Public Works that the construction of a trunk sewer on Norwegian Avenue has been completed by Contractor, Kevry Construction Company, in accordance with the contract agreement dated November 17, 1954.

NOW, THEREFORE, BE IT RESOLVED that the construction of a trunk sewer on Norwegian Avenue be accepted from said contractor Kevry Construction Company, and that Notice of Completion be filed with the County Recorder and payment, as provided in the agreement, be authorized to said contractor.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of March, 1955, 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, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-128

A RESOLUTION APPROVING AGREEMENT WITH STATE FOR HANDIE-TALKIE
RADIO FOR OFFICE OF CIVIL DEFENSE FIRE PUMPER

BE IT HEREBY RESOLVED that the Agreement between the City of Modesto and the State Office of Civil Defense for the assignment and use of a handie-talkie radio for the Office of Civil Defense Fire Pumper assigned to the City, 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 23rd day of March, 1955, by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman Heckendorf, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-129

A RESOLUTION GRANTING VARIANCE TO TIDEWATER ASSOCIATED OIL
COMPANY FOR CURB CUT FOR ITS SERVICE STATION UNDER SONSTRUCTION
AT NEEDHAM AVENUE AND J STREET

WHEREAS, the Tidewater Associated Oil Company has filed a request with the City of Modesto for variance to Section 7-1.104 (c) of the Modesto Municipal Code regulating the installation of curb cuts for its service station No. 340 now under construction at Needham and J Streets, in the City of Modesto, and

WHEREAS, the Director of Public Works has recommended that variance be granted upon the condition that the company agrees to deposit the fee of \$78.00 covering twenty-six (26') feet of new curb cut in addition to the regular inspection fee provided in the Code.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request for a curb cut variance filed by the Tidewater Associated Oil Company for its service station No. 340 being constructed on Needham Avenue and J Street be approved under the conditions recommended by the Director of Public Works.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 30th day of March, 1955, 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, Annan, Arata, Heckendorf, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Mellis

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-130

A RESOLUTION APPROVING SPECIFICATIONS AND AUTHORIZING CALLING
FOR BIDS FOR SEWER LATERALS IN GRANGER-FREMONT ADDITIONS

BE IT HEREBY RESOLVED that the plans and specifications for the construction of sanitary sewer laterals in the Fremont-Granger Additions, be, and they are hereby approved, and

BE IT FURTHER RESOLVED that calling for bids for above described construction be and it is hereby authorized in accordance with the procedure contained in Section 1307 of the City Charter, said bids to be opened at 3:00 P.M., April 11, 1955.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 30th day of March, 1955, 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, Annan, Arata, Heckendorf, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Mellis

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-131

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$5,000 FROM THE
BUDGET UNALLOCATED \$28,000 SUM IN THE 1954-55 CAPITAL IMPROVEMENT
FUND BUDGET

BE IT HEREBY RESOLVED by the Council of the City of Modesto that it hereby approves an appropriation transfer of \$5,000 from the Unallocated Fund of \$28,000 in the 1954-55 Capital Improvement Fund budget to be used for the architectural services of William F. Bell and other incidental expenses relating to the 18 hole golf course.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 30th day of March, 1955, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Heckendorf, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Mellis

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-191-A

A RESOLUTION ADOPTING A POLICY FOR PARTICIPATION BY THE CITY OF
MODESTO IN A PROGRAM FOR PAVING OF CITY STREETS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that it does hereby adopt a policy of encouraging sidewalk construction by making the city's 20%

participation to paving of streets costs contingent upon the provision of sidewalk construction.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 30th day of March, 1955, by Councilman Annan, 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, Annan, Arata, Heckendorf, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Mellis

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-132

A RESOLUTION APPROVING APPROPRIATION TRANSFER

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

FROM: Unallocated portion of the Capital Improvement Fund	\$11,750 00
TO: Parks and Recreation Department - Reconstruction of the Ball Park	\$11,750 00

The foregoing resolution was introduced at a regular adjourned meeting of the Council of the City of Modesto held on the 30th day of March, 1955, by Councilman Annan, 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, Annan, Arata, Heckendorf, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Mellis

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-133

A RESOLUTION ESTABLISHING INDUSTRIAL SEWER CHARGES FOR BARIUM PRODUCTS, LTD.

WHEREAS, Section 5-6.206 (1) of the Modesto Municipal Code authorizes the City Council to fix charges for the use of the City's Industrial waste system by industrial users outside the City ~~by industrial users outside the City~~ by agreement or resolution, and

WHEREAS, the select Sewer Committee of the Council, after consultation with representatives of Barium Products, Ltd., has submitted its report and recommendation,

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

1. The charge to Barium Products, Ltd. for the use of the City's industrial waste system for the disposal of industrial wastes is hereby established as 2.5 times the rate established for the industrial users, inside City, as provided by the provisions of Chapter 6, Title V of the Modesto Municipal Code as they now exist or may hereafter be amended.

2. The industrial sewer charge established by this resolution shall be effective retroactively on and after March 1, 1955.

3. The City Clerk is hereby directed to transmit a certified copy of this resolution to Barium Products, Ltd.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 30th day of March, 1955, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Heckendorf, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 55-134

A RESOLUTION AUTHORIZING AN APPLICATION BY THE CITY OF MODESTO TO THE STATE BOARD OF PUBLIC HEALTH RELATING TO THE FURNISHING OF DOMESTIC WATER SERVICES

BE IT RESOLVED by the Council of the City of Modesto that pursuant and subject to all of the terms, conditions and provisions of Division 5, Part I, Chapter 7, Sections 4010 to 4035 of the California Health and Safety Code and all amendments thereto, relating to domestic water supplies, application by this City be made to the State Board of Public Health, for a permit to operate and maintain existing water wells, pumps, storage tanks and mains within the City of Modesto and the immediate vicinity thereof; to make normal improvements thereto and extensions thereof in accordance with good practice and the State of California Health and Safety Code.

BE IT FURTHER RESOLVED that the City Manager of said City be and is hereby authorized and directed to cause the necessary data to be prepared, and investigations to be made, and in the name of said City to sign and file such application with the said State Board of Public Health.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 30th day of March, 1955, 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, Annan, Arata, Heckendorf, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Mellis

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-135

A RESOLUTION DESIGNATING A FREIGHT LOADING ZONE ALONG THE NORTHWESTERLY SIDE OF SIXTH STREET BETWEEN H AND I STREETS IN THE CITY OF MODESTO AND RESCINDING RESOLUTION NO. 55-86

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. A freight loading zone is hereby established at the following location:

Beginning at a point on the northwesterly curb line of SIXTH STREET 15 feet northwesterly of the intersection of said curb line with the northeasterly curb line of H Street and continuing northwesterly along the SIXTH STREET curb line a distance of 29 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.

SECTION 3. Resolution No. 55-86 is hereby rescinded.

The foregoing resolution was introduced at a regular adjourned meeting of the Council of the City of Modesto held on the 30th day of March, 1955, 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, Annan, Arata, Heckendorf, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Mellis

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-136

A RESOLUTION ESTABLISHING A NO PARKING ZONE ON THE NORTHEASTERLY CURB LINE OF NINTH STREET IN A SPECIFIED PLACE BETWEEN E STREET AND F STREET.

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 a specified place on the Northeasterly curb line of NINTH STREET between E Street and F 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. It shall be unlawful for the operator of a vehicle to park or stop such vehicle in the following place in the City of Modesto:

Beginning at a point on the northeasterly curb line of NINTH STREET, one hundred fifty-six (156') feet southeasterly from the southeasterly curb line of F Street and continuing southeasterly along the NINTH STREET curb line a distance of forty (40') 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.

The foregoing resolution was introduced at a regular adjourned meeting of the Council of the City of Modesto held on the 30th day of March,

1955, by Councilman Annan, 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, Annan, Arata, Heckendorf, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Mellis

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-137

A RESOLUTION APPROVING AGREEMENT WITH C. D. NATTINGER, C.P.A.,
FOR AUDITING THE CITY RECORDS FOR A TERM OF THREE YEARS

BE IT HEREBY RESOLVED that the Agreement between the City of Modesto and C. D. Nattinger, C.P.A., for the auditing of the City records for a period of three years (fiscal years ending June 30, 1955, June 30, 1956, and June 30, 1957) 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 30th day of March, 1955, by Councilman Heckendorf, 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, Annan, Arata, Heckendorf, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Mellis

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-138

A RESOLUTION DECLARING THE INTENTION OF THE COUNCIL OF THE CITY OF MODESTO TO INITIATE ON ITS OWN MOTION PROCEEDINGS TO ANNEX CERTAIN UNINHABITED TERRITORY, HEREINAFTER DESCRIBED AND DESIGNATED AS THE DRYDEN-DURAND ADDITION TO THE CITY OF MODESTO; AND AUTHORIZING AND DIRECTING THE CITY CLERK TO FILE SUCH PROPOSAL WITH, AND SUBMIT SUCH PROPOSAL TO THE BOUNDARY COMMISSION OF THE COUNTY OF STANISLAUS, STATE OF CALIFORNIA, FOR A REPORT THEREON AS REQUIRED BY LAW.

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

SECTION 1. That the Council of the City of Modesto, for the reasons hereinafter mentioned, desires, intends and proposes to initiate on its own motion, as soon as it can legally do so, proceedings to annex to the City of Modesto all of the territory hereinafter described, as uninhabited territory, under and by virtue and in accordance and in compliance with the provisions of the Annexation of Uninhabited Territory Act of 1939 as set forth in Section 35300 to 35325, inclusive, of the Government Code of the State of California.

SECTION 2. That the said Council's reasons for proposing to initiate said annexation proceedings as aforesaid are as follows: That the annexation of the hereinafter described territory will contribute to the orderly growth of the city and provide the proper land use in conformity with the overall zoning plan of said city.

SECTION 3. That said territory, which said Council proposes to annex as aforesaid, is hereby described and identified as the "Dryden-Durand Addition", and said territory includes, consists of, and is further described as all that real property situate in the County of Stanislaus, State of California, described as follows:

All that certain real property situate in the State of California, County of Stanislaus, Section 5 and 8, Township 4 South, Range 9 East, Mount Diablo Base and Meridian, and more particularly described as follows:

Commencing at the Northwestern corner of Lot 3 of the Rouse Colony as shown on the map filed in Volume 5 of Maps, at Page 24, Stanislaus County Records, said point being on the existing corporate city limit and the true point of beginning of this description; thence along the Northern line of said Lot 3, said line being also the Southern line of the California Homes Tract as filed in Volume 14 of Maps, at Page 21, Stanislaus County Records, South 89° 56' 30" East, 658.69 feet to the center line of a 40 foot county road known as Colorado Avenue as shown on said map of the Rouse Colony; thence along the Northern line of Lot 2 of said Rouse Colony, South 89° 57' 45" East, 20.00 feet, to the Eastern side of said Colorado Avenue; thence South 57° 12' 25" East, 89.46 feet; thence North 51° 07' 05" East, 432.50 feet; thence North 35° 28' 35" East, 524.98 feet; thence North 52° 23' 20" East, 569.45 feet; thence North 19° 47' 00" East, 215.98 feet; North 84° 13' 00" West, 169.00 feet; thence North 14° 47' 00" East, 123.00 feet; thence North 89° 45' 00" West, 123.89 feet; thence North 00° 15' 00" East, 264.22 feet; thence South 89° 45' 00" East, 325.00 feet, to the North and South quarter section line of said Section 5, said line being also the center line of a 40 foot road known as Sunset Avenue as shown on the Map of the Durand Tract as filed in Volume 16 of Maps, at Page 19, Stanislaus County Records; thence along said section line, South 00° 15' 00" West, 26.80 feet to its intersection with the extension of the Southeastern line of Neece Drive as shown on said map of the Durand Tract; thence along said Southeastern line and extension of Neece Drive, North 30° 46' 30" East, 220.51 feet; thence South 00° 15' 00" West, 231.12 feet; thence South 63° 02' 00" East, 72.77 feet; thence North 77° 48' 25" East, 999.22 feet, to a point on the Eastern line of Lot B of said Durand Tract and existing corporate City limit line, said point being South 00° 48' 00" East, 940.81 feet from the Northeastern corner of Lot A of said Durand Tract; thence along said existing corporate City limit line, Southerly and Westerly following the right bank of the Tuolumne River to the Southwestern corner of Lot 3 of the said Rouse Colony; thence along the Western line of said Lot 3 and existing corporate city limit, North 00° 12' 30" West, 1398.28 feet to the true point of beginning of this description, containing 109.964 acres.

SECTION 4. That the City Clerk of the City of Modesto is hereby authorized and directed to file with, and submit to the Boundary Commission of the County of Stanislaus, State of California, on behalf of the Council of the City of Modesto, and in accordance with, and for a report thereon by said Commission in accordance with the provisions of Section 35002 of the Government Code of the State of California, the said proposal of the Council of the City of Modesto to initiate on its own motion said proceedings to annex the hereinabove described uninhabited territory to the City of Modesto.

The foregoing resolution was introduced at a regular adjourned meeting of the Council of the City of Modesto on the 30th day of March, 1955, 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, Annan, Arata, Heckendorf, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Mellis

ATTEST: REX E. GAILFUS, CityClerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-139

A RESOLUTION ACCEPTING GRANT DEEDS AND RIGHT-OF-WAY AGREEMENT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Grant Deeds from Charles N. Taylor and Cecelia M. Taylor, and Carl E. Heerman and Sally J. Heerman, covering a portion of Lot 1 of the Weil Colony, and Right-of-Way Agreement from Florence L. Brown, covering the East 10 feet of the South 63.91 feet of the North 255.64 feet of Lot 1 of Mensinger Colony, be and they are hereby accepted.

BE IT FURTHER RESOLVED that the City Clerk of the City of Modesto is hereby authorized to record said Right-of-Way Agreement and Grant Deeds with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular adjourned meeting of the Council of the City of Modesto held on the 30th day of March, 1955, 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, Annan, Arata, Heckendorf, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Mellis

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-140

A RESOLUTION ACCEPTING GRANT DEED FROM C. E. PIERCEALL AND ROSE PIERCEALL FOR WIDENING OF ROSEBURG AVENUE BETWEEN TULLY AND COLLEGE AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Grant Deed, dated May 6, 1954, from C. E. Pierceall and Rose Pierceall and two Consents to Easement from the Northwestern Mutual Life Insurance Company, covering a portion of the Northwest quarter of Section 20, in Township 3 South, Range 9 East, M.D.B.&M., is hereby accepted (widening of Roseberg between Tully and College Avenue).

BE IT FURTHER RESOLVED that the City Clerk of the City of Modesto be and he is hereby authorized to record said Grant Deed and Consents of Easement with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular adjourned meeting of the Council of the City of Modesto held on the 30th day of March, 1955, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Annan, Arata, Heckendorf, Merrill, and Mayor Marks

Noes: Councilmen: None

ABSENT: Councilmen: Mellis

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-141

RESOLUTION ACCEPTING THE BID OF NORTH BAY CONSTRUCTION COMPANY FOR THE CONSTRUCTION OF INDUSTRIAL WASTE TREATMENT WORKS

WHEREAS, Resolution No. 55-94, adopted by the Council of the City of Modesto on March 9, 1955, approved the plans and specifications for the construction

of Industrial Waste Treatment Works and authorized the calling for bids, and

WHEREAS, the bids received for the said construction were opened at 2:00 P.M., April 1, 1955, in the office of the City Clerk 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 \$448,200 00, submitted by the North Bay Construction Company, be accepted, as the lowest responsible bid received.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the bid of \$448,200 00, submitted by North Bay Construction Company, for the construction of Industrial Waste Treatment Works, be and it is hereby accepted as the lowest responsible bid, as recommended by the Director of Public Works, and the execution of a contract, for the completion of the work, by the City's designated officials, is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of April, 1955, by Councilmen Mellis, 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, Annan, Arata, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Heckendorf

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-142

This resolution not used.

MODESTO CITY COUNCIL
RESOLUTION NO. 55-143

A RESOLUTION DECLARING THE INTENTION OF THE CITY OF MODESTO TO SELL CERTAIN REAL PROPERTY BELONGING TO THE CITY AND RESCINDING RESOLUTION NO. 55-21.

WHEREAS, the following described real property, situated in the City of Modesto, County of Stanislaus, State of California, to-wit:

All that certain real property situated in the County of Stanislaus, State of California, being a portion of Section 17, Township 3 South, Range 9 East, M.D.B.&M., and indicated as a park in Block 6715, College Village No. 2, and more particularly described as follows:

Beginning at the Northwest corner of the park in Block 6715 as shown on the map of College Village No. 2 as recorded in Volume 17 of Maps at page 58, Stanislaus County Records; thence along the North line of said park North 89° 27' East 341.88'; thence South 45° 39' 30" East 14.18'; thence along the East line of said park South 0° 48' East, 319.98'; thence along the South line of the park, said line also being the North line of Dartmouth Avenue, South 89° 27' West, 322.60'; thence on a tangent curve to the right having a radius of 40', central angle of 107° 02' 30"; tangent of 54.10'; and a length of 74.73'; thence on a tangent curve to the left having a radius of 193.18' central angle of 17° 17'; tangent of 29.36'; and a length of 58.27'; thence along the West line of the park, said West line also being the East line of Wildwood Drive, North 0° 47' 30" West 220.83' to the point of beginning containing 2.67 acres.

is the property of the City of Modesto, and

WHEREAS, said real property will not, at the time of delivery of title or possession, be needed for city purposes, and

WHEREAS, the City Council intends, and hereby declares its intention to sell and convey for cash, all its right, title and interest in and to said real property hereinabove described,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it will, on the 27th day of April, 1955, in the Council Chamber of the McHenry Public Library, 14th and I Streets, Modesto, California, in public meeting, at the hour of 8:00 p.m., receive and consider sealed proposals to purchase said hereinabove described parcel of real property, and

BE IT FURTHER RESOLVED that a preliminary report concerning the title to said real property shall be placed by the Clerk of this City on file in the office of the City Clerk of the City of Modesto, 717 Tenth Street, Modesto, California, for the inspection of prospective bidders, and

BE IT FURTHER RESOLVED that the City of Modesto will furnish to the successful bidder at the City's expense a deed to said property with the stamps required by the United States Documentary Stamp Tax affixed thereto, together with a policy of title insurance in the form and subject to the conditions and exceptions as shown by the said preliminary report of title on file with the City Clerk; the City and the purchaser must equally pay all escrow fees and the purchaser must pay the recording fees and any other expense, and

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

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

BE IT FURTHER RESOLVED THAT THE City Clerk be, and he is hereby directed to cause a copy of this Resolution to be published in full at least once not less than fifteen (15) days before the date of said meeting in the Modesto Tribune, the official newspaper of the City of Modesto, and

BE IT FURTHER RESOLVED that said bids, whether written or oral, must be accompanied by cash or a cashier's check or a certified check, certified to by some responsible bank or banker, and made payable to the City of Modesto in an amount equal to at least ten (10%) per cent of the amount bid to be retained by said City as agreed and liquidated damages should the party whose bid is accepted by the City Council fail to deposit with the City Clerk the amount of his bid within five (5) days after written notice of the acceptance of said bid shall be given.

BE IT FURTHER RESOLVED that, if sold, a deed to the real property hereinbefore described will be placed in escrow for delivery upon receipt by it of the purchase price of said property and payment by the successful bidder of the fees hereinbefore provided to be paid for by the successful bidder, and

BE IT FURTHER RESOLVED that Resolution No. 55-21, adopted by the Council of

the City of Modesto on the 19th day of January, 1955, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of April, 1955, by Councilman Mellis, 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, Annan, Arata, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Heckendorf

ATTEST: REX E. GAILFUS, City Clerk

Modesto City Council
RESOLUTION NO. 55-144

A RESOLUTION APPROVING THE AGREEMENT BETWEEN THE CITY OF MODESTO AND THE STATE OF CALIFORNIA FOR THE INSTALLATION OF ILLUMINATED SIGNALS AT 9th AND B STREETS

BE IT HEREBY RESOLVED by the Council of the City of Modesto, County of Stanislaus, State of California, that an agreement between the City of Modesto and the State of California, Department of Public Works, Division of Highways, for the installation of three 14" railroad type illuminated "NO RIGHT TURN" signals at the intersection of Route 4 and B Street (9th and B) in the city of Modesto (road X-Sta-4-Mod.), be and it is hereby approved.

BE IT FURTHER RESOLVED THAT Harry Marks, Mayor, and Rex E. Gailfus, City Clerk, of the City of Modesto, 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 April, 1955, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Mellis, Merrill, and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Heckendorf

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-145

A RESOLUTION ACCEPTING CONSTRUCTION OF STORM DRAIN IN 8th STREET FROM CONTRACTOR TED SWINFORD

WHEREAS, a report has been filed by the Director of Public Works that the construction of a storm drain in 8th Street has been completed by Contractor Ted Swinford in accordance with the contract agreement dated December 15, 1954.

NOW, THEREFORE, BE IT RESOLVED that the construction of a storm drain in 8th Street be accepted from said Contractor Ted Swinford, and that Notice of Completion be filed with the County Recorder and payment as provided in the Agreement be authorized to said Contractor.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of April, 1955, 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, Annan, Arata, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Heckendorf

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-146

A RESOLUTION APPROVING APPROPRIATION TRANSFER

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

FROM: General Reserve Fund \$700.00
TO: Public Works Department
Electrical Division \$700.00
Capital Outlay; for railroad
signals at 9th and B Streets

(Work to be done by the Public Works Department, the State of California to reimburse the City 50% of cost after completion, in accordance with the agreement with the State of California)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of April, 1955, 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, Annan, Arata, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Heckendorf

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-147

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 WEST-GLEN 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, 18, 19, and 20, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, and more particularly described as follows:

Commencing at a point on the corporate limits of the City of Modesto, said point being on the center line of Orangeburg Avenue and 20 feet Easterly of the section line common to Sections 19 and 20; thence along a line 20 feet at right angles Easterly of and parallel to said section line common to Sections 19 and 20, said line also being the existing corporate limits of the City of Modesto, Northerly to the intersection thereof with the Easterly extension of the Southerly line of Fremont Park Subdivision as shown on the map filed in Volume 18 of Maps at Page 13, Stanislaus County Records, said point being the true point of beginning of this description; thence along said Easterly extension of the Southerly line of Fremont Park Subdivision, Westerly to the South-easterly corner of said Fremont Park Subdivision; thence continuing along said Southerly line of Fremont Park Subdivision, Westerly 180.00 feet; thence along a line parallel to said section line common to Sections 19 and 20, Southerly 60.00 feet to the Easterly extension of the Northerly line of the Wilen Tract No. 2 as filed in Volume 14 of Maps at Page 43, Stanislaus County Records; thence along said Easterly extension of the Northerly line of Wilen

Tract No. 2 to the intersection thereof with the Easterly line of said Wilen Tract No. 2; thence continuing along said Northerly line of Wilen Tract No. 2, Westerly to a point at the intersection thereof with the Easterly line of Tebbutt Avenue as shown on the maps of said Wilen Tract No. 2, and the Davis Tract as filed in Volume 17 of Maps at Page 18, Stanislaus County Records; thence along said Easterly line of Tebbutt Avenue Northerly to a point at the intersection thereof with the Northerly line of said Davis Tract, said point also being the Southerly line of said Fremont Park Subdivision; thence along the Southerly line of said Fremont Park Subdivision Westerly to a point at the intersection thereof with the Easterly line of Kearney Avenue as shown on map of said Fremont Park Subdivision, said point being 30.00 feet at right angles Easterly of the North-South quarter quarter section line of the Northeast quarter of Section 19; said quarter quarter section line also being the Easterly line of the Wilen Tract as shown on the map filed in Volume 14 of Maps at Page 32, Stanislaus County Records; thence along said Easterly line of said Kearney Avenue Northerly to the intersection thereof with the Northerly line of said Fremont Park Subdivision; thence continuing along a line 30 feet at right angles Easterly of and parallel to said North-South quarter quarter section line Northerly to a point at the intersection thereof with the Easterly extension of the Northerly line of said Wilen Tract; thence along said Easterly extension of the Northerly line of Wilen Tract, Westerly to said quarter quarter section line; thence along said quarter quarter section line Northerly to the intersection thereof with the section line common to Sections 18 and 19; thence along the North-Southquarter quarter section line of the Southeast quarter of Section 18, Northerly 717.42 feet; thence South 89° 17' 30" East 1339.19 feet to the existing corporate city limit line, said line being 20 feet at right angles Easterly of and parallel to the section line common to Sections 17 and 18; thence along the existing corporate city limit line and ~~along the existing corporate city limit line and~~ said parallel line South 0° 34' West 717.68 feet to a point which is on the section line common to Sections 17 and 20, and 20 feet Easterly of the Section corner common to Sections 17, 18, 19, and 20; thence continuing along said corporate city limit line Southerly to the Easterly extension of the Southerly line of Fremont Park Subdivision and the true point of beginning.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6 day of April, 1955, by Councilman Mellis, 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, Annan, Arata, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Heckendorf

ATTEST: REX E. GAILFUS, CityClerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-148

A RESOLUTION APPROVING AN AMENDMENT TO THE AGREEMENT WITH SPEARS CONSTRUCTION COMPANY RELATING TO DEL WEBB FIELD.

WHEREAS, the City Council of the City of Modesto adopted Resolution No. 55-29 on the 19th day of January, 1955, approving plans and specifications for the construction of the municipal ball park grandstand and bleachers (Del Webb Field); and

WHEREAS, bids were submitted on the same on the 1st day of February, 1955; and

WHEREAS, the City Council found and declared the bid of SPEARS CONSTRUCTION COMPANY to be the lowest responsible bid by Resolution No. 55-45 on the 2nd day of February, 1955; and

WHEREAS, Spears Construction Company entered into an agreement with the City of Modesto to complete said work in conformance with the plans, specifications and

agreement; and

WHEREAS, it has since been determined that an extension to the existing screen in front of the grandstand is necessary to properly protect the spectators in witnessing a ball game; and

WHEREAS, this work was not included in the agreement; and

WHEREAS, Spears Construction Company has submitted a price to do the same in conformity with the specifications, plans and agreements on a force account basis, the maximum sum of which would be One Thousand Nine Hundred Fifty and no/100ths (\$1,950.00) Dollars; and

WHEREAS, it has been determined that this is a fair and reasonable offer and that the work should be done at this time; and

WHEREAS, the Council finds and determines the contemplated work to be of urgent necessity for the preservation of life, health and property by reason of the fact that there is a limited time available to complete the work before the baseball season commences April 15, 1955,

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

1. That the work described above be let without formally advertising bids for/pursuant to Section 1307 of the City Charter inasmuch as the work is urgently needed for the preservation of life, health and property.

2. That the City enter into an agreement with the Spears Construction Company for the doing of said work in accordance with the terms and conditions contained in that certain agreement, a copy of which is on file in the Office of the City Clerk, and that the City Manager and the City Clerk be, and they are hereby authorized to execute said agreement for and on behalf of the City.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of April, 1955, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Heckendorf

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-149

A RESOLUTION APPROVING AGREEMENT WITH ROBERT P. AND MURIEL F. BOMBERGER FOR FURNISHING SEWER AND WATER SERVICES TO WESTWOOD MANOR SUBDIVISION

BE IT HEREBY RESOLVED that the agreement between the City of Modesto and Robert P. and Muriel F. Bomberger for furnishing sewer and water services to Westwood Manor 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 6th day of April, 1955, 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, Annan, Arata, Mellis, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Heckendorf

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-150

A RESOLUTION ACCEPTING DEED FROM LANCE AND CAROL ELLIS FOR
ALLEY PURPOSES IN CAROLAND MANOR NO. 1 AND NO. 2 ADDITIONS

BE IT HEREBY RESOLVED BY the Council of the City of Modesto that the Grant Deed from Lance and Carol Ellis, husband and wife, on a portion of Lot 5 in Block 6710 of the Caroland Manor No. 1, a portion of Lots 1 to 7, inc., in Block 6709 of Caroland Manor No. 1, and a portion of Lots 1 to 12, incl., in Block 6705 of Caroland Manor No. 2, and further described in said Grant Deed, to be used for alley purposes, be accepted and the City Clerk be hereby directed to record said Grant Deed with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of April, 1955, by Councilman Annan, 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, Annan, Arata, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Heckendorf

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-151

A RESOLUTION ACCEPTING DEED FROM JOHN B. BEARD AND HELEN B.
BEARD FOR ALLEY PURPOSES IN BLOCK 2057 OF THE WILSON SCHOOL
TRACT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Grant Deed from John B. Beard and Helen B. Beard, husband and wife, on a portion of Lot 1 in Block 2057 of the Wilson School Tract, and further described in said Grant Deed, to be used for alley purposes, be accepted and the City Clerk is hereby directed to record said Grant Deed with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of April, 1955 by Councilman Mellis, 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: Councilman: Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

NOES: Councilman: None

ABSENT: Councilman: Heckendorf

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-152

A RESOLUTION ACCEPTING DEED FROM GRACE EVANGELICAL LUTHERN CONGREGATION
UNALTERED AUGSBURG CONFESSION FOR ALLEY PURPOSES IN THE WEIL COLONY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Grant Deed from Grace Evangelical Luthern Congregation Unaltered Augsburg Confession, on a portion of Lot 20 in Block ~~6067A~~ of the Weil Colony, and further described in said Grant Deed, to be used for alley purposes, be accepted and the City Clerk be hereby directed to record said Grant Deed with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of April, 1955, 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, Annan, Arata, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Heckendorf

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-153

A RESOLUTION ACCEPTING THE BID OF A. P. RASMUSSEN FOR THE CONSTRUCTION OF SANITARY SEWER LATERALS IN THE FREMONT-GRANGER ADDITION

WHEREAS, Resolution No. 55-130, adopted by the Council of the City of Modesto on March 30, 1955, approved the plans and specifications for the construction of sanitary sewer laterals in the Fremont-Granger Addition, and authorized the calling for bids, and

WHEREAS, the bids received for the said construction were opened at 3:00 P. M., April 11, 1955, in the office of the City Clerk 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 \$27,425.85, submitted by A. P. Rasmussen, be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of A. P. Rasmussen of \$27,425.85 for the construction of sanitary sewer laterals in the Fremont-Granger Addition, be and it is hereby accepted as the lowest responsible bid and the execution of a contract for the completion of the construction by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of April, 1955, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Heckendorf, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Heckendorf, Arata, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-154

A RESOLUTION ACCEPTING THE BID OF TAPER TUBE POLE COMPANY ON STREET LIGHTING STANDARDS

WHEREAS, Resolution No. 55-121, adopted by the Council on March 23, 1955, approved the specifications for the furnishing of street lighting materials and authorized the calling for bids, and

WHEREAS, the bids received for the said materials were opened at 2:00 P. M., April 11, 1955, 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 \$2314.93, submitted by the Taper Tube Pole Company of San Francisco, on the street lighting standards be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Taper Tube Pole Company on the street lighting standards be, and it is hereby accepted as the lowest responsible bid and the execution of a contract for the furnishing of this material by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of April, 1955, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Heckendorf, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis, Merrill, and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-155

A RESOLUTION ACCEPTING THE BID OF WILLE ELECTRIC COMPANY
ON STREET LIGHT LUMINAIRES

WHEREAS, Resolution No. 55-121, adopted by the Council on March 23, 1955, approved the specifications for the furnishing of street lighting materials and authorized the calling for bids, and

WHEREAS, the bids received for the said materials were opened at 2:00 P.M., April 11, 1955, 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 \$986.00, submitted by Wille Electric Company, on the street light luminaires be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Wille Electric Company on street light luminaires be, and it is hereby accepted as the lowest responsible bid and the execution of a contract for the furnishing of this material by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of April, 1955, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: NONE

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-156

A RESOLUTION ACCEPTING THE BID OF INDUSTRIAL ELECTRICAL
COMPANY FOR STREET LIGHTING CABLE

WHEREAS, Resolution No. 55-121, adopted by the Council on March 23, 1955, approved the specifications for the furnishing of street lighting materials and authorized the calling for bids, and

WHEREAS, the bids received for the said materials were opened at 2:00 P.M., April 11, 1955, 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 bids of \$2,289.69, submitted by the Industrial Electrical Company, on street lighting cable be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Industrial Electrical Company on the street lighting cable, be and it is hereby accepted as the lowest responsible bid and the execution of a contract for the furnishing of this material by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of April, 1955, by Councilman Annan, 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, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-157

A RESOLUTION ACCEPTING THE CONSTRUCTION OF 12TH STREET
INDUSTRIAL WASTE LINE FROM CONTRACTOR, VINCENT RODRIGUES
by

WHEREAS, a report has been filed/the Director of Public Works that the construction of 12th Street Industrial Waste Line has been completed by contractor, Vincent Rodrigues, in accordance with the contract agreement dated February 2, 1955,

NOW, THEREFORE, BE IT RESOLVED that the construction of 12th Street Industrial Waste Line be accepted from said contractor, that Notion of Completion be filed with the County Recorder, and that payment of amounts due as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of April, 1955, by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman Heckendorf, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-158

A RESOLUTION APPROVING CHANGE OF ELECTRICAL SUBCONTRACTOR
ON SEWAGE AND INDUSTRIAL WASTE TREATMENT WORKS

WHEREAS, the North Bay Construction Company, general contractors for the Sewage and Industrial Waste Treatment Works has filed a written request to substitute the Industrial Electrical Company of Modesto as the electrical subcontractor for Fred Esselink, contractor of Sebastopol, and

WHEREAS, the specifications for this project provides that "the subletting of the whole or any part of the contract may be made only upon the formal approval of the City Council upon written request of the contractor".

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the written request of the North Bay Construction Company, general contractor for the Sewage and Industrial Waste Treatment Works, to substitute the name of the Industrial Electrical Company as the electrical subcontractor for the name of Fred Esselink, 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 13th day of April, 1955, 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, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, CityClerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-159

A RESOLUTION APPROVING APPROPRIATION TRANSFER

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

FROM:	General Reserve Fund	\$87 00
TO:	Service Division, Public Works Department--For the purchase of an Asplundh Brush Chipper	\$87 00

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of April, 1955, 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, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

***RESOLUTION No. 55-159A

MODESTO CITY COUNCIL
RESOLUTION NO. 55-160

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND WILBUR TWINING FOR A FAMILY CAMP AT PINECREST CHALET

BE IT HEREBY RESOLVED THAT THE Agreement dated April 13, 1955, between the City of Modesto and Wilbur Twining for the operation of a summer camp at Pinecrest Chalet for Modesto community families, be approved, and

BE IT FURTHER RESOLVED that execution of said agreement by the City's designated officials 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 13th day of April, 1955, by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman Mellis, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-159A

A RESOLUTION APPROVING THE PURCHASE OF AN ASPLUNDH BRUSH CHIPPING MACHINE

BE IT HEREBY RESOLVED by the Council of the City of Modesto, that the purchase of an Asplundh Brush Chipping Machine and appurtenances from Ralph E. Bishop for the purchase price of \$3,037 00 be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of an agreement, for the purchase of this equipment, by the City's designated officials be, and it is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of April, 1955, 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, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-161

A RESOLUTION DESIGNATING CERTAIN CITY PROPERTY AS WHITMORE 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:

Commencing at the interior quarter corner of Section 17, Township 3 South, Range 9 East, Mount Diablo Base & Meridian, said point being the Northeast corner of Lot 12, Fresno Tract, recorded in Volume 1 of Maps, at page 76, Stanislaus County Records; thence North 88° 53' West along the North line of Lot 12 a distance of 667.05 feet; thence North 0° 47' 30" West 20.00 feet to the true point of beginning of this description; thence North 0° 47' 30" West 378.00 feet; thence North 88° 53' West 611.54 feet; thence South 0° 46' 30" East 378.00 feet; thence South 88° 53' East 611.64 feet to the true point of beginning, containing 5.307 Acres,

which was acquired by the City of Modesto for use as a City Park, is hereby designated as Whitmore Park.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of April, 1955, by Councilman Heckendorf, who moved its adoption, which motion being duly seconded by Councilman Mellis, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-162

A RESOLUTION APPROVING REDUCTION IN CASH BOND FILED BY THE WOLVERINE BUILDING SERVICE ON THE PACIFICA TRACT

WHEREAS, the Director of Public Works has reported that the sanitary sewers installed in the Pacifica Tract are acceptable to the City; and

WHEREAS, the Director of Public Works has recommended that the request of the Wolverine Building Service for the reduction of its cash bond of \$20,300 00 to \$15,300 00 be approved.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that the reduction of \$5,000 00 of the cash bond of \$20,300 00 filed with the City of Modesto by the Wolverine Building Service to guarantee the improvements of the Pacifica Tract, be and it is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of April, 1955, 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, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: NONE

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-163

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND BEARD LAND INVESTMENT COMPANY RELATING TO THE TRANSFER OF OWNERSHIP, MAINTENANCE, AND OPERATION OF STREET LIGHTS ON YOSEMITE BOULEVARD

BE IT HEREBY RESOLVED that the Agreement dated April 13, 1955, between the City of Modesto and Beard Land Investment Company relating to the transfer of ownership, maintenance, and operation of street lights on Yosemite Boulevard, between Phoenix and Parry Avenues, be approved, and

BE IT FURTHER RESOLVED that execution of said agreement by the City's designated officials 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 13th day of April, 1955, by Councilman Annan, 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, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-164

A RESOLUTION ACCEPTING GRANT DEED FROM VITO LOCONTE AND ROSA LOCONTE FOR WIDENING OF ROSEBURG

BE IT HEREBY RESOLVED by the Council of the City of Modesto, that the Grant Deed be and it is hereby accepted from Vito Loconte and Rosa Loconte on the following described property:

The North 10 feet of the following:

All that portion of the Northeast quarter of the Southeast quarter of Section 20, Township 3 South, Range 9 East, M. D. B. & M., bounded and particularly described as follows:

BEGINNING at a point South 0° 58' West 20 feet and North 88° 47' West 20 feet from the quarter section corner to Sections 20 and 21, above township and range; running thence North 88° 47' West, a distance of 235 feet as the place of beginning of the property hereby described; thence continuing North 88° 47' West 130 feet; thence South 0° 56' West, 162.84 feet; thence South 88° 47' East, 130 feet; thence North 0° 56' East 162.84 feet; more or less, to the point of beginning.

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized to record said Grant Deed with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of April, 1955, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Council Heckendorf, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL

RESOLUTION NO. 55-165

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JOHN AND BERNICE QUARESMA FOR THE FURNISHING OF WATER AND SEWER SERVICES TO THE GLENWOOD PARK SUBDIVISION

BE IT HEREBY RESOLVED that the Agreement dated April 13, 1955, between the City of Modesto and John and Bernice Quaresma for the furnishing of water and sewer services to the Glenwood Park Subdivision, be approved, and

BE IT FURTHER RESOLVED that execution of said agreement by the City's designated officials, 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 13th day of April, 1955, by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman Heckendorf, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-166

A RESOLUTION REAFFIRMING THE POSITION OF THE COUNCIL OF THE CITY OF MODESTO ON THE UNIFORM LOCAL SALES AND USE TAX PROGRAM.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that it does hereby reaffirm its position on the Uniform local sales and use tax program, and

BE IT FURTHER RESOLVED that the City Manager of the City of Modesto is hereby directed to send telegrams to the State Senators and Assemblymen, representing this district, reaffirming the position of the Council.

The foregoing resolution was introduced at a ^{regular} meeting of the Council of the City of Modesto held on the 13th day of April, 1955, by Councilman Mellis, 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, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-167

RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO DECLARING CANVASS OF RETURNS AND RESULT OF GENERAL MUNICIPAL ELECTION AND OF SPECIAL MUNICIPAL CHARTER AMENDMENT ELECTION CONSOLIDATED THEREWITH, HELD ON APRIL 12, 1955.

WHEREAS, the Council of the City of Modesto duly called and ordered held in said City and in Modesto City School District, on Tuesday, the 12th day of April, 1955, a general municipal election to elect municipal officers and members of the Board of Education and duly consolidated with said general municipal election a special

municipal Charter amendment election for the purpose of submitting to the qualified electors of said City the Charter amendment proposal hereinafter specified; and

WHEREAS, said consolidated general municipal election and special municipal Charter amendment election was held on Tuesday, April 12, 1955, in accordance with law and the proceedings of said Council, and the votes thereat received and canvassed, and the returns thereof ascertained, determined and declared in all respects as required by law;

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

1. That the City Clerk of the City of Modesto be, and is hereby, instructed to enter this resolution on the minutes of this Council as a statement of the result of said election.

2. That the whole number of votes cast at said consolidated election was 8271 votes.

(a) That the total number of votes cast for municipal offices at said election in said City was 6108.

(b) That the total number of votes cast outside of the city limits of said City in said School District was 2163.

(c) That the total number of votes cast on said Charter amendment proposal at said election in said City was 5714.

3. That the names of the persons voted for and the respective offices to be filled, for which the ballots were cast, and the number of votes given in each precinct and by absentee voters to each of said persons were as follows:

CANDIDATES

FOR COUNCILMAN (Full Term)

Special
Consolidated
Election
Precinct No.

Special Consolidated Election Precinct No.	Harry Marks	Scattering	Lyndall O. Merrill	Henry E. Anderson	Clarence L. Baker	Herbert G. Florcken	Paul Gann	Philip E.(Phil) Humphreys	Sidney E. Loshier	John Morgan	Lawrence R. Robinson, Jr.	Raymond S. Shearn	Leo Shoob	Scattering
1.	128	2	89	43	18	52	30	43	51	20	80	30	45	
2.	174	5	149	82	14	60	30	50	91	12	118	46	52	
3.	170	1	140	55	20	75	21	73	82	8	130	37	59	
4.	159	4	122	71	28	54	32	64	70	11	101	34	52	
5.	88	1	80	38	12	38	44	20	49	7	56	18	26	
6.	145		131	61	24	40	51	45	64	12	98	27	37	
7.	104	2	73	50	18	31	25	34	35	13	77	13	41	
8.	104	9	90	45	19	31	37	41	40	11	82	20	42	
9.	148	1	119	64	21	48	60	32	51	7	80	64	38	
10.	92	1	85	45	24	28	34	27	48	16	39	17	38	
11.	105	5	87	42	23	33	45	30	51	15	39	27	44	
12.	79	1	71	39	20	27	20	10	37	8	44	17	38	
13.	133	5	125	78	38	38	53	22	63	16	61	30	34	
14.	86	333	91	53	27	28	39	15	44	11	51	16	24	
15.	142	9	148	70	26	48	54	36	63	17	96	22	38	
16.	197	3	145	75	31	57	36	70	84	21	125	46	42	
17.	173	1	124	73	14	69	25	53	71	13	126	49	67	
18.	98	13	114	77	25	29	37	33	74	15	45	16	19	
19.	258	10	170	85	22	92	37	93	86	12	181	50	102	
20.	208	0	116	53	10	57	72	92	63	9	137	56	83	
21.	159	2	94	54	4	50	27	76	48	9	106	44	72	
22.	112		93	51	11	50	22	37	44	13	94	46	40	
23.	174	1	124	63	8	54	37	74	66	6	107	39	58	
24.	151	7	100	74	12	48	34	73	44	9	116	38	53	

Special Consolidated Election Precinct No.

FOR COUNCILMAN (Full Term)

CANDIDATES

	Harry Marks	Scattering	Lyndall O. Merrill	Henry E. Anderson	Clarence L. Baker	Herbert G. Florcken	Paul Gann	Philip E. (Phil) Humphreys	Sidney E. Losher	John Morgan	Lawrence R. Robinson, Jr.	Raymond S. Shearn	Leo Shoob	Scattering
25.	151	7	100	74	12	48	34	73	44	9	116	38	53	
25.	125		74	35	14	22	30	42	28	18	76	29	45	
26.	164	3	106	58	24	49	73	48	54	17	97	59	39	1
27.	138	2	106	51	14	33	67	52	42	11	82	33	31	
28.	168	2	121	67	14	45	55	97	43	5	119	20	46	
29.	117		75	28	8	43	42	51	33	17	73	36	38	
30.	117	2	77	34	10	34	55	45	38	11	84	27	33	
31.	120	4	90	34	14	36	55	37	31	11	73	38	36	

FOR COUNCILMAN (Short Term)

FOR COUNCILMAN - (SHORT TERM) Continued

NO.	Don D. Hammond	George F. Langley	Joseph A. Sequeira	Alvin A. Woods
1.	84	27	14	32
2.	151	25	8	33
3.	139	16	12	55
4.	120	9	15	57
5.	58	16	14	22
6.	92	25	19	38
7.	71	12	13	26
8.	73	17	9	39
9.	91	20	19	36
10.	71	13	23	18
11.	67	18	18	34
12.	57	7	12	21
13.	86	26	29	42
14.	63	19	9	26
15.	133	14	7	44

NO.	Don Hammond	George F. Langley	Joseph A. Sequeira	Alvin A. Woods
16.	154	9	16	41
17.	138	19	17	36
18.	112	14	13	22
19.	207	21	19	42
20.	188	16	13	31
21.	146	5	9	25
22.	111	10	5	17
23.	137	12	6	35
24.	112	32	7	40
25.	71	10	10	32
26.	124	34	12	32
27.	98	24	12	26
28.	114	19	9	42
29.	66	24	6	49
30.	77	19	11	34
31.	72	24	13	36

BOARD OF EDUCATION

Special Consolidated Precinct No.	Catherine E. Everett	Jack Wherry	T. K. Beard	Clarkson B. Bradford	Joseph R. Byrne	A.C. (Al) Dandy	William B. Hughes	Watson L. Johns	Leslie M. Justte	C.D.(Don) Oliver	Cecil G. Plummer	Robert H. Smith	Oliver Burdean Thompson	Scattering.
1.	109	71	73	47	9	21	9	51	12	16	85	13	5	
2.	108	97	114	100	7	30	13	46	14	21	124	19	6	
3.	87	73	110	82	8	49	5	51	8	24	139	22	11	
4.	120	75	81	86	18	43	6	42	8	19	109	18	5	
5.	66	47	44	41	8	18	10	28	6	18	76	11	4	
6.	105	83	68	59	16	31	10	27	15	18	133	20	5	4
7.	73	63	64	57	8	10	5	14	8	18	53	10	8	
8.	69	61	68	60	10	23	7	28	12	12	61	20	7	
9.	104	75	88	63	19	29	8	33	20	19	90	23	8	
10.	70	47	74	46	27	12	9	25	15	14	60	9	2	
11.	82	61	59	26	10	29	17	39	16	20	52	9	12	
12.	74	48	31	30	13	16	6	22	19	12	38	13	7	
13.	125	87	71	40	13	33	15	32	22	12	57	17	16	4
14.	80	56	48	28	10	32	8	25	8	15	57	9	9	
15.	116	90	64	65	9	26	20	47	22	14	104	22	12	
16.	96	90	89	91	30	44	9	61	16	23	131	11	2	
17.	117	78	94	112	11	36	8	53	10	18	110	30	7	
18.	105	75	51	29	9	30	9	35	12	12	91	6	10	
19.	167	72	111	150	13	67	10	67	13	54	159	22	4	
20.	137	81	74	74	14	48	25	53	14	95	107	13	7	
21.	125	49	61	87	3	35	13	37	10	63	82	13	4	
22.	67	53	63	66	10	27	11	31	10	26	93	23	0	1
23.	108	72	61	81	7	34	1	35	12	18	94	32	8	
24.	89	64	54	55	8	51	8	35	16	16	138	40	7	

CANDIDATES - Continued

BOARD OF EDUCATION

Special Consolidated Precinct No.	Catherine E. Everett	Jack Wherry	T. K. Beard	Clarkson B. Bradford	Joseph R. Byrne	A.C. (Al) Dandy	William B. Hughes	Watson L. Johns	Leslie M. Juette	C.D.(Don) Oliver	Cecil G. Plummer	Robert H. Smith	Oliver Burdean Thompson	Scattering
25.	86	32	44	29	7	27	15	33	18	47	38	16	4	
26.	101	65	85	63	17	40	13	50	13	65	90	18	4	
27.	94	72	84	59	8	35	5	28	12	15	85	17	3	
28.	87	89	82	69	7	53	18	40	8	25	101	16	2	
29.	83	54	65	37	5	47	9	32	14	15	61	15	6	
30.	78	49	62	41	15	36	20	34	14	12	67	12	3	
31.	92	79	48	42	12	22	8	36	24	17	49	7	8	

CHARTER AMENDMENT

Special Consolidated Precinct No.	YES	NO.
1.	88	76
2.	126	108
3.	135	95
4.	128	80
5.	64	63
6.	84	120
7.	75	61
8.	82	70
9.	104	90
10.	64	59
11.	66	76
12.	48	60
13.	67	120
14.	41	89
15.	82	122
16.	104	110
17.	105	123
18.	56	104
19.	180	128
20.	137	114
21.	130	57
22.	67	94
23.	85	125
24.	116	88
25.	68	61
26.	82	129
27.	79	93
28.	100	97
29.	73	75
30.	56	96
31.	55	100

<u>CANDIDATES</u>	<u>INSIDE ABSENTEE BALLOTS</u>	<u>OUTSIDE ABSENTEE BALLOTS</u>	<u>TOTAL VOTE</u>
Harry Marks	42		4378
Scattering			99
Lyndall O. Merrill	33		3362
Henry E. Anderson	17		1765
Clarence L. Baker	4		571
Herbert G. Florcken	16		1415
Paul Gann	8		1287
Philip E. (Phil) Humphreys	11		1526
Sidney E. Losher	19		1707
John Morgan	1		372
Lawrence R. Robinson, Jr.	29		2822
Raymond S. Shearn	1		1045
Leo Shook	13		1425
Scattering	1		1
Don D. Hammond	30		3313
George F. Langley	4		560
Joseph A. Sequeira	5		404
Alvin A. Woods	12		1075
Catherine E. Everett	23	5	4270
Jack Wherry	14	5	2933
T. K. Beard	28	1	2945
Clarkson B. Bradford Jr.	20	1	2605
Joseph R. Byrne	7		509
A. C. (Al) Dandy	7	1	1429
William B. Hughes			428
Watson L. Johns	12	2	1715
Leslie M. Juette		1	630
C. D. (Don) Oliver	3		1032
Cecil G. Plummer	30	2	3646
Robert H. Smith	7	1	681
Oliver Burdean Thompson	1		277
Scattering			9

4. That at said general municipal election the following named persons received the largest number of votes for the following offices, respectively, and were, therefore, duly elected to the respective office for which they were respectively candidates, and each of said persons having received the largest number of votes cast for any person for such office is hereby declared to be fully and regularly elected to such office, respectively, for the term commencing April 20, 1955, and the City Clerk is hereby directed to issue a Certificate of Election to each of said persons, certifying his election to the office appearing after his name, and to administer to each of said persons the oath of office prescribed by the Constitution and laws of the State of California and the Charter of said City, to wit:

HARRY MARKS

MAYOR
for four year term

LYNDALL O. MERRILL

COUNCILMAN
for four year term

HENRY E. ANDERSON

COUNCILMAN
for four year term

LAWRENCE R. ROBINSON, JR.	COUNCILMAN for four year term
DON D. HAMMOND	COUNCILMAN for two year term
CATHERINE E. EVERETT	MEMBER OF BOARD OF EDUCATION for four year term
T. K. BEARD	MEMBER OF BOARD OF EDUCATION for four year term
CECIL G. PLUMMER	MEMBER OF BOARD OF EDUCATION for four year term

5. That at said election the following Charter amendment proposal was submitted to the electors of said City and that the number of votes given in said City for and against said proposal, exclusive of absentee votes, was as follows:

	<u>Total Vote "YES"</u>	<u>Total Vote "NO"</u>
City of Modesto Charter Amendment Proposal: Shall the Charter of the City of Modesto be amended by adding thereto Article XVIII, comprising Sections 1801-1816, both inclusive, to authorize said City to provide for off-street vehicular parking facilities and, for the payment of the cost thereof, to issue bonds payable from the revenues of such parking facilities and from other revenues, all as provided in said Article XVIII, the text of which is set forth in Section 3 of Resolution No. 55-60 adopted by the Council of said City on Wednesday, February 9, 1955, and on file in the office of the City Clerk?	2747	2913

6. That the number of votes cast in each precinct for and against said Charter amendment proposal was as follows:

<u>Precinct</u>	<u>Charter Amendment Proposal</u>	
	<u>YES</u>	<u>NO</u>
1	88	76
2	126	108
3	135	95
4	128	80
5	64	63
6	84	120
7	75	61
8	82	70
9	104	90
10	64	59
11	66	76
12	48	60
13	67	120
14	41	89
15	82	122
16	104	140
17	105	123
18	56	104
19	180	128
20	137	114
21	130	57
22	67	94
23	85	125

<u>Precinct</u>	<u>Charter Amendment Proposal</u>	
	<u>YES</u>	<u>NO</u>
24	116	88
25	68	61
26	82	129
27	79	93
28	100	97
29	73	75
30	56	96
<u>31</u>	<u>55</u>	<u>100</u>
TOTAL	2747	2913

7. That all absent voters' ballots have been duly received and canvassed in time, form and manner as required by law, and the result of the absentee vote for and against said Charter amendment proposal is as follows:

ABSENTEE VOTE

Absentee applications filed 66
 Ballots returned (total vote cast) 65
 Votes rejected (ineligible) 2
 Spoiled ballots
 Ballots counted (regular) 63

<u>Absentee Votes "Yes"</u>	<u>Absentee Votes "No"</u>	<u>Total Absentee Votes</u>
37	17	54

8. That the total number of votes cast at said election for and against said Charter amendment proposal submitted thereat, including the foregoing absentee votes, was as follows:

<u>Total Vote For</u>	<u>Total Vote Against</u>
2784	2930

9. That less than a majority of all of the votes cast at said consolidated special municipal Charter amendment election on said Charter amendment proposal were in favor of said proposal, and that said proposal was rejected.

PASSED AND ADOPTED this 19th day of April, 1955, by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

HARRY MARKS (Signed)
 Mayor of the City of Modesto, California

CLERK'S CERTIFICATE

I, REX E. GAILFUS, City Clerk of the CITY OF MODESTO, California, DO HEREBY CERTIFY that the foregoing resolution is a full, true and correct copy of a resolution duly adopted at a special meeting of the Council of said City duly and regularly held at the regular meeting place thereof on the 19th day of April, 1955, 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 Mellis and read in full, and was thereupon, upon motion of Councilman Mellis, seconded by Councilman Heckendorf, adopted by the following vote:

AYES: Councilmen: Adams, Annan, Arata, Heckendorf, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

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 19th day of April, 1955.

REX E. GAILFUS (Signed)
City Clerk of the City of Modesto,
California.

MODESTO CITY COUNCIL
RESOLUTION NO. 55-168

A RESOLUTION APPOINTING MERRILL L. ADAMS AS VICE-PRESIDENT OF THE
COUNCIL OF THE CITY OF MODESTO

WHEREAS, Section 603 of the Charter of the City of Modesto provides that the Council shall elect one of its members to be Vice-President during the temporary absence or disability of the Mayor to act as Mayor Pro-Tempore.

NOW, THEREFORE, BE IT RESOLVED that Councilman Merrill L. Adams be and he is hereby named Vice-President, at will, of the Council of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April, 1955 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-169

A RESOLUTION RELATING TO THE ADMINISTRATION AND OPERATION
OF THE POLICE DEPARTMENT OF THE CITY OF MODESTO.

WHEREAS, the Personnel Commission of the City of Modesto at a meeting held on April 12, 1955 considered certain matters relating to the administration and operation of the Police Department of the City of Modesto, and

WHEREAS, said Personnel Commission found and determined that in order to retain the personnel presently employed in the Police Department and to secure the employment of additional personnel as required, adequate incentives relating to employment must be offered, and

WHEREAS, said Personnel Commission, by unanimous action at said meeting, approved the recommendations of the City Manager and Personnel Officer and recommended that the following proposals be made effective as soon as possible:

1. That the City furnish certain standard items of equipment to police department personnel required to use such equipment;
2. Where necessary and justified, the City Manager recruit prospective police officers at above the starting step of the compensation range and make individual adjustments within the range for existing personnel; and
3. That the present age limit of 21 to 34½ for eligibility for employment as a police officer be extended in the case of applicants who are currently under the State Retirement System;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it be established as policy of the City that the City purchase and issue as City equipment the following standard items of equipment to Police Department personnel who are required to use such equipment;

- (a) Revolver
- (b) Holster
- (c) Gun Belt
- (d) Hand Cuff Cases
- (e) Cartridge Cases

and

BE IT FURTHER RESOLVED that any resolutions or portions of resolutions in conflict herewith be rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20 day of April, 1955, 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: Councilmen: Adams, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: ANNE M. COLLINS, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-170

RESOLUTION DECLARING THAT PROCEEDINGS HAVE BEEN INITIATED BY THE COUNCIL OF THE CITY OF MODESTO TO ANNEX TO SAID CITY CERTAIN UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED THE "DRYDEN-DURAND ADDITION", AND GIVING NOTICE OF SUCH PROPOSED ANNEXATION.

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

1. That, pursuant to the provisions of the "Annexation of Uninhabited Territory Act of 1939," proceedings have been initiated by the Council of the City of Modesto, on its own motion, to annex to the City of Modesto all that uninhabited territory situate in the County of Stanislaus, State of California, hereby designated as the "Dryden-Durand Addition" and described as follows:

All that certain real property situate in the State of California, County of Stanislaus, Section 5 and 8, Township 4 South, Range 9 East, Mount Diablo Base and Meridian, and more particularly described as follows:

Commencing at the Northwestern corner of Lot 3 of the Rouse Colony as shown on the map filed in Volume 5 of Maps, at Page 24, Stanislaus County Records, said point being on the existing corporate city limit and the true point of beginning of this description; thence along the Northern line of said Lot 3, said line being also the Southern line of the California Homes Tract as filed in Volume 14 of Maps, at Page 21, Stanislaus County Records, South 89° 56' 30" East, 658.69 feet to the center line of a 40 foot county road known as Colorado Avenue as shown on said map of the Rouse Colony; thence along the Northern line of Lot 2 of said Rouse Colony, South 89° 57' 45" East, 20.00 feet, to the Eastern side of said Colorado Avenue; thence South 57° 12' 25" East, 89.46 feet; thence North 51° 07' 05" East, 432.50 feet; thence North 35° 28' 35" East, 524.98 feet; thence North 52° 23' 20" East, 569.45 feet; thence North 19° 47' 00" East, 215.98 feet; North 84° 13' 00" West, 169.00 feet; thence North 14° 47' 00" East, 123.00 feet; thence North 89° 45' 00" West, 123.89 feet; thence North 00° 15' 00" East, 264.22 feet; thence South 89° 45' 00" East, 325.00 feet; to the North and South quarter section line of said Section 5, said line being also the center line of a 40 foot road known as Sunset Avenue as shown on the map of the Durand Tract as filed in Volume 16 of Maps, at Page 19, Stanislaus County Records; thence along said section line, South 00° 15' 00" West, 26.80 feet to its intersection with the extension of the Southeastern line of Neece Drive as shown on said map of the Durand Tract; thence along said Southeastern line and extension of Neece Drive, North 30° 46' 30" East, 220.51 feet; thence South 00° 15' 00" West, 231.12 feet; thence South 63° 02' 00" East, 72.77 feet; thence North 77° 48' 25" East, 999.22 feet, to a point on the Eastern line of Lot B of said Durand Tract and existing corporate City limit line, said point being South 00° 48' 00" East, 940.81 feet from the Northeastern corner of Lot A of said Durand Tract; thence along said existing corporate City limit line, Southerly and Westerly following the right bank of the Tuolumne River to the Southwestern corner of Lot 3 of the said Rouse Colony; thence along the Western line of said Lot 3 and existing corporate city limit, north 00° 12' 30" West, 1398.28 feet to the true point of beginning of this description, containing 109.964 acres.

2. That the said Council of the City of Modesto desires to annex said uninhabited territory to the City of Modesto for the following reasons: Said territory is contiguous to the City of Modesto, and its proposed annexation will contribute and facilitate the orderly growth and development of both the City of Modesto and the territory proposed to be annexed; and will provide and facilitate proper over-all planning and zoning of lands, and subdivision of lands in said City and said uninhabited territory, in a manner most conducive to the welfare of said City and said uninhabited territory; and the County Boundary Commission of Stanislaus County, California, did in session duly assembled on April 12, 1955, approve the proposed annexation boundaries of said "Dryden-Durand Addition" as above described, and as submitted to said Commission by the Council of the City of Modesto prior to the initiation of said annexation proceedings.

3. That May 25, 1955, at the hour of 8:00 o'clock p.m. of said day, in the Council Chambers in the McHenry Public Library in the City of Modesto, County of Stanislaus, California, is hereby fixed as the time and place when and where any person owning real property within the uninhabited territory above described and proposed to be annexed to the City of Modesto and having any objections to the proposed annexation may appear before the Council of the City of Modesto and show cause why such uninhabited territory should not be so annexed to said City of Modesto. Such protest must be in writing, may be filed at any time before the hour set for hearing objections to the proposed annexation, and shall state the name or names of the owner or owners of property affected and the description and area of such property in general terms.

4. The City Clerk of the City of Modesto is hereby authorized and directed to cause a copy of this resolution to be published at least twice, but not oftener than once a week, in the Modesto Tribune, a newspaper of general circulation published in said City of Modesto, the city to which it is proposed to annex the aforesaid territory, and also in the Turlock Daily Journal, a newspaper of general circulation published outside the City of Modesto, but in the County of Stanislaus, California, the county in which is located the territory proposed to be annexed to the City of Modesto, said publication to be complete at least twenty (20) days prior to the date set for hearing.

And the said City Clerk is further authorized and directed to 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 in the last equalized county assessment roll available on the date the above said proceedings were initiated, at the addresses shown on said assessment roll or known to said Clerk, and to any person who has filed his name and address and the designation of the lands in which he has an interest, either legal or equitable, with said Clerk, such notice to be given not less than twenty (20) days before the first public hearing on the proposed annexation;

And, in the event any land within the territory proposed to be annexed is owned by a County, the said City Clerk is directed to cause written notice of such proposed annexation to be mailed to the Board of Supervisors of such county, such notice to be given not less than twenty (20) days before the first public hearing on the proposed annexation;

And, in the event there is, upon the land proposed to be annexed, a structural improvement owned, being acquired or leased by a county fire protection district, the said Clerk is directed to cause written notice of such proposed annexation to be mailed to the governing body of such district, such notice to be sent not less than ten (10) days before the first public hearing on the proposed annexation;

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto on the 20 day of April, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: ANNE M. COLLINS, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-171

A RESOLUTION AUTHORIZING PAYMENT TO THE ELECTION OFFICIALS OF THE GENERAL MUNICIPAL ELECTION HELD ON APRIL 12, 1955, AND PAYMENT FOR THE RENTAL OF POLLING PLACES.

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

SECTION 1. A payment of \$8.00 is hereby authorized to each election official who served at the general municipal election held in the City of Modesto and the Modesto City School District on April 12, 1955.

SECTION 2. That a payment of \$5.00 is hereby authorized for the rental of polling places at said election.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 20th day of April, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: ANNE M. COLLINS, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-172

A RESOLUTION ACCEPTING RIGHT OF WAY AGREEMENT FROM LAWRENCE W. CHAFFEE, JR. AND FLORENCE BRUNNER CHAFFEE FOR CARVER ROAD SEWER LINE

BE IT HEREBY RESOLVED by the Council of the City of Modesto, that the Right of Way Agreement be and it is hereby accepted from Lawrence W. Chaffee, Jr. and Florence Brunner Chaffee on the following described property:

The Southwesterly 15 feet of Lots 1 to 5 inclusive in Block 906 of Haney Tract, as per Map filed September 27, 1941 in Vol. 14 of Maps, page 18, Stanislaus County Records.

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized to record said Grant Deed with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: ANNE M. COLLINS, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-173

A RESOLUTION ACCEPTING RIGHT OF WAY AGREEMENT FROM ANER E.
ANDERSON AND HALLIE V. ANDERSON FOR CARVER ROAD SEWER LINE

BE IT HEREBY RESOLVED by the Council of the City of Modesto, that the Right of Way Agreement be and it is hereby accepted from Aner E. Anderson and Hallie V. Anderson on the following described property:

The Southwesterly 15 feet of Lots 6 to 13 inclusive in Block 906 of Haney Tract, as per Map filed September 27, 1941, in Vol. 14 of Maps, page 18, Stanislaus County Records.

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized to record said Right of Way Agreement 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 20th day of April, 1955, 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: Councilmen: Adams, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: ANNE M. COLLINS, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-174

A RESOLUTION ACCEPTING RIGHT OF WAY AGREEMENT FROM LOLA
R. MILLER FOR CARVER ROAD SEWER LINE

BE IT HEREBY RESOLVED by the Council of the City of Modesto, that the Right of Way Agreement be and it is hereby accepted from Lola R. Miller on the following described property:

The Southwesterly 15 feet of Block 907 of Haney Tract as per Map filed September 27, 1941, in Vol. 14 of Maps, page 18, Stanislaus County Records.

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized to record said Right of Way Agreement 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 20th day of April, 1955, 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, Robinson, and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST ANNE M. COLLINS, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-175

A RESOLUTION RESCINDING RESOLUTION NO. 55-116 SETTING DATE
OF HEARING ON PROPOSED ANNEXATION OF LA VILLA ROSE ADDITION

WHEREAS, the City Manager has reported that the description of the La Villa Rose Addition, proposed to be annexed to the City of Modesto by Resolution No. 55-116, is in error,

NOW, THEREFORE, BE IT HEREBY RESOLVED that Resolution No. 55-116 entitled, "A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION OF THE LA VILLA ROSE ADDITION TO THE CITY OF MODESTO AND FIXING THE TIME AND PLACE FOR HEARING OBJECTIONS TO THE PROPOSED ANNEXATION", 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 20th day of April, 1955, 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: Councilman: Adams, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
NOES: Councilman: NONE
ABSENT: Councilman: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-176

A RESOLUTION AUTHORIZING THE REMOVAL OF STOP SIGNS LOCATED ON CALIFORNIA AVENUE WITH ITS INTERSECTION WITH MADISON STREET IN THE CITY OF MODESTO

BE IT RESOLVED by the Council of the City of Modesto that the stop signs located on California Avenue at its intersection with Madison Street be removed.

BE IT FURTHER RESOLVED that that portion of Resolution No. 9341-N.S. adopted by the Council of the City of Modesto on the 7th day of March, 1951, which established stop signs on California Avenue with its intersection with Madison Street, is hereby rescinded.

BE IT FURTHER RESOLVED that the Traffic Engineer be, and he is hereby authorized to remove said stop signs.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April, 1955, 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, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: ANNE M. COLLINS, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-177

A RESOLUTION DESIGNATING A PASSENGER LOADING ZONE ON COLLEGE AVENUE 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. A passenger loading zone is hereby established at the following location:

Beginning at a point on the westerly curb line of COLLEGE AVENUE seventy-three (73') feet south of the intersection of said curb line with the southerly curb line of Orangeburg Avenue and continuing southerly along the College Avenue curb line a distance of twenty-two (22') 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 20th day of April, 1955, 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: Councilmen: Adams, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: ANNE M. COLLINS, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-178

A RESOLUTION APPROVING THE RENEWAL OF THE LEASE WITH W. G. DUNLAP
FOR THE RENTAL OF AIRPORT HANGAR AT THE MODESTO MUNICIPAL AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the renewal of the lease with W. G. Dunlap for the rental of a hanger at the Modesto Municipal Airport for a period of one year, beginning May 1, 1955, at a monthly rental of \$100 00, be and it is hereby approved.

BE IT FURTHER RESOLVED that Ross Miller, as City Manager and Rex E. Gailfus, as City Clerk, of the City of Modesto, be authorized to execute said renewal agreement on behalf of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson, and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-179

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
A. P. RASMUSSEN, CONTRACTOR, WM. F. BECKETT, SR. AND WM. F. BECKETT,
JR., JOHN AND BERNICE QUARESMA, AND ROBERT P. AND MURIEL F. BOMBERGER,
SUBDIVIDERS, FOR THE FURNISHING OF SERVICES TO THE WEST GLEN ADDITION

BE IT HEREBY RESOLVED that the Agreement dated April 20, 1955, between the City of Modesto and A. P. Rasmussen, Contractor, William F. Beckett, Sr. and William F. Beckett, Jr., John and Bernice Quaresma, and Robert P. and Muriel F. Bomberger, subdividers, providing for the employment of a contractor by subdividers to construct 1,002.8 feet of 10 inch and 8 inch sewer on Kearney Avenue between an existing sanitary trunk sewer located at the intersection of Orangeburg and Kearney, up to a point on the center line of Glenwood Drive; providing for the placing in escrow by subdividers of separate checks payable to contractor in amounts as set forth in the agreement, and providing for the payment by the City of \$1200.00 to the contractor as its contribution to the cost of the project, and

BE IT FURTHER RESOLVED that execution of said agreement by the City's designated officials 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 April, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-180

A RESOLUTION ACCEPTING GRANT DEED FROM PAUL KOELZER AND BERNIECE FLORA KOELZER FOR ALLEY BETWEEN BLAIR AND HELEN AVENUES.

BE IT HEREBY RESOLVED by the Council of the City of Modesto, that the Grant Deed be and it is hereby accepted from Paul Koelzer and Berniece Flora Koelzer on the following described property:

All that portion of Lot 2 of APRICOT COLONY, as per map filed August 13, 1912 in Vol. 7 of Maps, page 5, Stanislaus County Records, described as:

Beginning at the Northwest corner of said Lot 2, thence South and along to the West line of said Lot, a distance of 106.92 feet, to a point on the North line of Blair Avenue, as said Avenue was conveyed to the City of Modesto, by Deed recorded March 16, 1950, as Instrument No. 6102; thence East and along the North line of Blair Avenue, a distance of 5.43 feet to a point; thence in a Northerly direction to a point on the North line of said Lot 2, which point is 5.56 feet East of the Northwest corner of said Lot 2; thence West along the Northwest corner ~~of said~~ line of said Lot, 5.56 feet to the point of beginning.

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized to record said Grant Deed with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson, and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: ANNE M. COLLINS, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION No. 55-181

A RESOLUTION AUTHORIZING THE CITY MANAGER TO REIMBURSE PAUL AND BERNICE KOELZER FOR THE COST OF MOVING A FENCE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the City Manager be authorized to reimburse Paul and Bernice Koelzer the sum of \$50 00 for the cost of moving their fence from the property which they have deeded to the City of Modesto for alley purposes (Between Blair and Helen Avenues).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson, and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen; None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-182

RESOLUTION DECLARING THAT PROCEEDINGS HAVE BEEN INITIATED BY THE COUNCIL OF THE CITY OF MODESTO TO ANNEX TO SAID CITY CERTAIN UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED THE "DRYDEN-DURAND ADDITION", AND GIVING NOTICE OF SUCH PROPOSED ANNEXATION, AND RESCINDING RESOLUTION NO. 55-170.

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

1. That, pursuant to the provisions of the "Annexation of Uninhabited

territory Act of 1939," proceedings have been initiated by the Council of the City of Modesto, on its own motion, to annex to the City of Modesto all that uninhabited territory situate in the County of Stanislaus, State of California, hereby designated as the "Dryden-Durand Addition" and described as follows:

All that certain real property situate in the State of California, County of Stanislaus, Section 5 and 8, Township 4 South, Range 9 East, Mount Diablo Base and Meridian, and more particularly described as follows:

Commencing at the Northwestern corner of Lot 3 of the Rouse Colony as shown on the map filed in Volume 5 of Maps, at Page 24, Stanislaus County Records, said point being on the existing corporate city limit and the true point of beginning of this description; thence along the Northern line of said Lot 3, said line being also the Southern line of the California Homes Tract as filed in Volume 14 of Maps, at Page 21, Stanislaus County Records, South 89° 56' 30" East, 658.69 feet to the center line of a 40 foot county road known as Colorado Avenue as shown on said map of the Rouse Colony; thence along the Northern line of Lot 2 of said Rouse Colony, South 89° 57' 45" East, 20.00 feet, to the Eastern side of said Colorado Avenue; thence South 57° 12' 25" East, 89.46 feet; thence North 51° 07' 05" East, 432.50 feet; thence North 35° 28' 35" East, 524.98 feet; thence North 52° 23' 20" East, 569.45 feet; thence North 19° 47' 00" East, 215.98 feet; North 84° 13' 00" West, 169.00 feet; thence North 14° 47' 00" East, 123.00 feet; thence North 89° 45' 00" West, 123.89 feet; thence North 00° 15' 00" East, 264.22 feet; thence South 89° 45' 00" East, 325.00 feet, to the North and South quarter section line of said Section 5, said line being also the center line of a 40 foot road known as Sunset Avenue as shown on the map of the Durand Tract as filed in Volume 16 of Maps, at Page 19 Stanislaus County Records; thence along said section line, South 00° 15' 00" West, 26.80 feet to its intersection with the extension of the Southeastern line of Neece Drive as shown on said map of the Durand Tract; thence along said Southeastern line and extension of Neece Drive, North 30° 46' 30" East, 220.51 feet; thence South 00° 15' 00" West, 231.12 feet; thence South 63° 02' 00" East, 72.77 feet; thence North 77° 48' 25" East, 999.22 feet, to a point on the Eastern line of Lot B of said Durand Tract and existing corporate City Limit line, said point being South 00° 48' 00" East, 940.81 feet from the Northeastern corner of Lot A of said Durand Tract; thence along said existing corporate City limit line, Southerly and Westerly following the right bank of the Tuolumne River to the Southwestern corner of Lot 3 of the said Rouse Colony; thence along the Western line of said Lot 3 and existing corporate city limit, North 00° 12' 30" West, 1398.28 feet to the true point of beginning of this description; containing 109.964 acres.

2. That the said Council of the City of Modesto desires to annex said uninhabited territory to the City of Modesto for the following reasons: Said territory is contiguous to the City of Modesto, and its proposed annexation will contribute and facilitate the orderly growth and development of both the City of Modesto and the territory proposed to be annexed; and will provide and facilitate proper over-all planning and zoning of lands, and subdivision of lands in said City and said uninhabited territory, in a manner most conducive to the welfare of said City and said uninhabited territory; and the County Boundary Commission of Stanislaus County, California, did in session duly assembled on April 12, 1955, approve the proposed annexation boundaries of said "Dryden-Durand Addition" as above described, and as submitted to said Commission by the Council of the City of Modesto prior to the initiation of said annexation proceedings.

3. That June 8, 1955, at the hour of 8:00 o'clock p.m. of said day, in the Council Chambers in the McHenry Public Library in the City of Modesto, County of Stanislaus, California, is hereby fixed as the time and place when and where any person owning

real property within the uninhabited territory above described and proposed to be annexed to the City of Modesto and having any objections to the proposed annexation may appear before the Council of the City of Modesto and show cause why such uninhabited territory should not be so annexed to said City of Modesto. Such protest must be in writing, may be filed at any time before the hour set for hearing objections to the proposed annexation, and shall state the name or names of the owner or owners of property affected and the description and area of such property in general terms.

4. The City Clerk of the City of Modesto is hereby authorized and directed to cause a copy of this resolution to be published at least twice, but no oftener than once a week, in the Modesto Tribune, a newspaper of general circulation published in said City of Modesto, the city to which it is proposed to annex the aforesaid territory, and also in the Turlock Daily Journal, a newspaper of general circulation published outside the City of Modesto, but in the County of Stanislaus, California, the county in which is located the territory proposed to be annexed to the City of Modesto, said publication to be complete at least twenty (20) days prior to the date set for hearing.

And the said City Clerk is further authorized and directed to 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 in the last equalized county assessment roll available on the date the above said proceedings were initiated, at the addresses shown on said assessment roll or known to said Clerk, and to any person who has filed his name and address and the designation of the lands in which he has an interest, either legal or equitable, with said Clerk, such notice to be given not less than twenty (20) days before the first public hearing on the proposed annexation;

And, in the event any land within the territory proposed to be annexed is owned by a county, the said City Clerk is directed to cause written notice of such proposed annexation to be mailed to the Board of Supervisors of such county, such notice to be given not less than twenty (20) days before the first public hearing on the proposed annexation;

And, in the event there is, upon the land proposed to be annexed, a structural improvement owned, being acquired or leased by a county fire protection district, the said Clerk is directed to cause written notice of such proposed annexation to be mailed to the governing body of such district, such notice to be sent not less than ten (10) days before the first public hearing on the proposed annexation;

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

5. Resolution No. 55-170 entitled "RESOLUTION DECLARING THAT PROCEEDINGS HAVE BEEN INITIATED BY THE COUNCIL OF THE CITY OF MODESTO TO ANNEX TO SAID CITY CERTAIN UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED THE "DRYDEN-DURAND ADDITION", AND GIVING NOTICE OF SUCH PROPOSED ANNEXATION" adopted by the Council of the City of Modesto on the 20th day of April, 1955, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto on the 27 day of April, 1955, 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: Councilmen: Adams, Anderson, Hammond, Robinson, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Merrill and Arata

ATTEST: ANNE M. COLLINS, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-183

A RESOLUTION APPROVING APPROPRIATION TRANSFER.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the following appropriation transfer of funds be and it is hereby approved:

CAPITAL IMPROVEMENT FUND

FROM:	Unallocated Reserve	\$11, 250 00
	Park Site Acquisition	11, 526 50
	Park Development	<u>15, 000 00</u>
TO:	Municipal Airport Development	37, 776 50
		\$37, 776 50

(To make funds available for acquisition of additional lands for extension of airport runway and approach areas, in order to qualify for Federal participation in Airport funds. Equal funds to be matched by Stanislaus County appropriations.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of April, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson, and Mayor Marks
NOES; Councilmen: None
ABSENT: Councilmen: None

ATTEST: ANNE M. COLLINS, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-184

A RESOLUTION RELATING TO THE DEVELOPMENT AND EXPANSION
OF THE MODESTO MUNICIPAL AIRPORT

WHEREAS, the City of Modesto now owns and operates an airport in Stanislaus County, located in an area bounded on the north by Tenaya Drive, on the south by the Tuolumne River, on the west by Conejo Avenue, and on the east by Snowden Avenue, heretofore known as the Modesto Municipal Airport; and

WHEREAS, the City of Modesto and the County of Stanislaus each recognize the need for the further development of said airport by providing for a longer runway and approach protection, taxi strips and runway and boundary lighting, in order to furnish facilities adequate for commercial passenger and freight operation; and

WHEREAS, the Civil Aeronautics Administration, Department of Commerce, United States of America, has notified the City of Modesto and the County of Stanislaus that Federal funds are presently available in the amount of \$89,447.00 to assist in land acquisition estimated to cost \$165,000 00 for runway and approach protection at said airport, provided that the City and/or County will make available and deposit \$75,553 00 for use in defraying the costs of the project; and

WHEREAS, Sections 50470 through 50478, both inclusive, of the Government Code of the State of California authorize cities to acquire property by purchase, condemnation, lease, or otherwise for the construction and completion of improvements necessary and convenient for the maintenance of an airport, including the power to erect and maintain air navigation facilities of such number and character and in such places as may be necessary or convenient; and

WHEREAS, this Council does hereby determine it to be in the City's interest that the Modesto Municipal Airport be improved by the acquisition of additional land and the construction of new runway and other air navigation facilities adequate for commercial passenger and freight operation;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the sum of \$37,776 50 shall be appropriated for the purposes of acquiring additional land adjacent to the Modesto Municipal Airport for new runway and approach protection, taxi strips, and runway and boundary lighting; and

BE IT FURTHER RESOLVED that said funds are to be used on an equal matching basis with the County of Stanislaus, and that the title to all land so acquired and the improvements thereon which are so jointly purchased or financed shall be owned jointly in equal shares by the City of Modesto and the County of Stanislaus; and

BE IT FURTHER RESOLVED that the land so jointly owned shall not be used for other than the purposes set forth herein except by mutual agreement between the City and the County, and that any revenue from the rental of such jointly owned land for any other purpose shall be shared equally; and

BE IT FURTHER RESOLVED that the City of Modesto declares its intention to participate with the County of Stanislaus in the future, on an equal basis in budgeting, appropriating, and expending funds for necessary land acquisition at said airport and for the construction of runway and taxi strips and runway and boundary lighting adequate for commercial passenger and freight operation.

BE IT FURTHER RESOLVED that the City of Modesto shall continue to have and exercise full responsibility and liability for the maintenance, operation, and control of the Modesto Municipal Airport.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27 day of April, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: ANNE M. COLLINS, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-185

A RESOLUTION AUTHORIZING THE CITY MANAGER OF THE CITY OF MODESTO TO SIGN AND SUBMIT PROJECT APPLICATION TO THE CIVIL AERONAUTICS ADMINISTRATION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the City Manager be authorized, on behalf of the City of Modesto, to sign and submit a project application to the Civil Aeronautics Administration for federal aid in the acquisition of land for approach protection at the Modesto Municipal Airport.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of April, 1955 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: ANNE M. COLLINS, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-186

A RESOLUTION AUTHORIZING THE PURCHASE OF RADIO EQUIPMENT FOR
THE POLICE DEPARTMENT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the purchase of radio equipment from the Motorola Company for the Police Department in the sum of \$8,244 53 on the terms and conditions outlined in the memorandum to City Manager Miller from Chief of Police Neel, dated April 26, 1955, be and it is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of April, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson, and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: ANNE M. COLLINS, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-187

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF FUNDS FOR THE
PURCHASING OF F.M. RADIO EQUIPMENT FOR THE POLICE DEPARTMENT

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

FROM:	General Reserve	\$1, 265
TO:	Police Department - Capital Improvement, F. M. Radio Equipment	\$1, 265

to provide F.M. Radio Equipment for 3 additional units which will be needed during the 1955-56 fiscal year in order to take advantage of prices presently available to City of Modesto in accordance with letter from Police Chief Neel, April 26, 1955

This provides for equipment for present fleet to be purchased from present appropriations in Police Department budgets

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of April, 1955 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: Councilmen: Adams, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: ANNE M. COLLINS, ACTING CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 55-188

A RESOLUTION APPROVING THE FINAL MAP OF THE WESTLAND MANOR
NO. 1 TRACT OF THE CITY OF MODESTO

WHEREAS, Stanislaus County Title Company is possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 11.26 acres known as Westland Manor No. 1 tract, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 8th day of March, 1955, 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 Westland Manor No. 1 tract meets all 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 the said final map of Westland Manor No. 1 tract be approved and 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, and he is hereby authorized to certify the map of said tract on behalf of the City of Modesto after the fees in the amount of Eight Hundred Forty-Seven and 60/100ths (\$847.60) 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-Four Thousand and no/100ths (\$24,000.00) Dollars.

BE IT FURTHER RESOLVED that the City Manager and the City Clerk be, and they are hereby 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 27 day of April, 1955, 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, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Merrill

ATTEST: ANNE M. COLLINS, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-189

A RESOLUTION APPROVING APPROPRIATION TRANSFER

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the following appropriation transfer of funds be and it is hereby approved:

FROM:	General Reserve	\$7,870 00
TO:	Public Works, Sewer Division Sanitary Sewer Lateral Extensions	\$7,870 00

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27 day of April, 1955, by Councilman Anderson, 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, Anderson, Hammond, Robinson, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Merrill and Arata

ATTEST: ANNE M. COLLINS, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-190

A RESOLUTION ACCEPTING RIGHT OF WAY AGREEMENT FROM ANTHONY G.F. LUNDQUIST AND AUGUSTA LUNDQUEST FOR UTILITY PURPOSES

BE IT HEREBY RESOLVED by the Council of the City of Modesto, that the Right of Way Agreement be and it is hereby accepted from Anthony G.F. Lundquist and Augusta Lundquist on the following described property:

The most easterly 10 feet by right angle measurements of Lot 6 of the Fresno Tract, according to map filed March 14, 1903, in Volume 1 of Maps, page 76, in the office of the County Recorder of Stanislaus County.

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized to record said Right of Way Agreement 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 27th day of April, 1955, 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, Anderson, Hammond, Robinson, and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Arata and Merrill

ATTEST: ANNE M. COLLINS, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-191

A RESOLUTION ACCEPTING GRANT DEED FROM LEE GEORGE HAAS FOR UTILITY PURPOSES

BE IT HEREBY RESOLVED by the Council of the City of Modesto, that the Grant Deed be and it is hereby accepted from Lee George Haas on the following described property:

The East 30 feet of Lot 7, measured at right angles to the East line of said Lot, of the Fresno Tract, according to the Map thereof, filed in the office of the County Recorder of Stanislaus County, California on March 14, 1903, in Vol. 1 of Maps at page 76

EXCEPTING THEREFROM the South 551.10 feet thereof.

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized to record said Grant Deed with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of April, 1955, 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, Anderson, Hammond, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Arata and Merrill

ATTEST: ANNE M. COLLINS, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-192

A RESOLUTION ACCEPTING RIGHT OF WAY DEED FROM ANTHONY G.F. LUNDQUIST AND AUGUSTA LUNDQUIST FOR UTILITY PURPOSES

BE IT HEREBY RESOLVED by the Council of the City of Modesto, that the Right of Way Deed be and it is hereby accepted from Anthony G.F. Lundquist and Augusta Lundquist on the following described property:

The easterly 30', measured at right angles, of the south 551.1' of Lot 7, Fresno Tract, recorded March 14, 1903 in Volume 1 of Maps at page 76, Stanislaus County Records.

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized to record said Right of Way Deed with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of April, 1955, by Councilman Anderson, 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, Anderson, Hammond, Robinson, and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Arata and Merrill

ATTEST: ANNE M. COLLINS, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-193

A RESOLUTION AUTHORIZING WAIVER OF PENALTY CHARGES ASSESSED AS A RESULT OF DELINQUENT LICENSE FEE PAYMENTS UNDER THE MODESTO MUNICIPAL CODE

WHEREAS, Troy Bunch, dba Bunch Brothers Upholstery Shop, 1221 H Street has requested a waiver of penalty charges in the sum of \$8.63 applicable to delinquent license fee payments and imposed as a result of the deficiency determination by the Tax Collector, and

WHEREAS, the City Council finds and determines that failure of taxpayer to pay all taxes due on time was not intentional or by reason of carelessness, and

WHEREAS, said request for a waiver was filed in writing by taxpayer with the Collector within thirty (30) days from the date of the mailing of written notice to taxpayer of said deficiency determination, and

WHEREAS, under such circumstances, the Council is authorized by the provisions of Section 6-1.126 of the Modesto Municipal Code to waive such penalty charges,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that penalty charges in the sum of \$8.63 assessed against Bunch Brothers Upholstery Shop are hereby waived

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of April, 1955, 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, Hammond, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Arata and Merrill

ATTEST: ANNE M. COLLINS, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-194

A RESOLUTION AUTHORIZING THE INSTITUTION OF CONDEMNATION PROCEEDINGS TO ACQUIRE AN EASEMENT ACROSS A CERTAIN PARCEL OF REAL PROPERTY IN CONNECTION WITH THE CONSTRUCTION AND USE OF THE LA LOMA AREA TRUNK SEWER

RESOLVED by the Council of the City of Modesto that it finds and determines and hereby declares that:

The public interest, convenience and necessity require the acquisition of a perpetual easement across a certain parcel of real property for the purpose of constructing, laying, maintaining and operating sewer pipes therein and thereupon, together with structures, appurtenances and connections, with the right of ingress thereto and egress therefrom;

The use of all of said parcel of property for the construction and operation of a public sewer line is a public use authorized by law;

The proposed public sewer line is planned and located in a manner which will be most compatible with the greatest public good and the least private injury; and

BE IT FURTHER RESOLVED that the City Attorney of the City of Modesto be and he is hereby authorized and directed to commence and maintain in the name of the City

of Modesto such actions and proceedings of eminent domain in the Superior Court of the State of California, in and for the County of Stanislaus, as are necessary for the purpose of condemning and acquiring said easement over, upon and through the hereinafter described parcel of real property for the purposes and uses aforesaid.

BE IT FURTHER RESOLVED that the City Attorney be and he is hereby authorized to make application to said Court for an order fixing the amount of such security in the way of money deposit as such Court may direct, and for an order permitting the City of Modesto to take immediate possession and use of said real property, or an easement therein, for the purposes and uses aforesaid.

BE IT FURTHER RESOLVED that the City Manager and City Auditor be and they are hereby authorized and directed to make such deposits of such security out of proper funds under the control of the City in such amounts as so fixed and determined, and in such manner as said Court in which such condemnation proceedings are pending may direct.

The parcel of real property herein above referred to, the condemnation of which is hereby authorized for the purpose aforesaid, is situated in the County of Stanislaus, State of California, and is more particularly described as follows:

That portion of the North half of Section 33, Township 3 South, Range 9 East, M.D.B.&M., lying within a strip of land 15 feet in width the center line of which is described as follows, to-wit:

COMMENCING at the Southwest corner of the East half of the Northeast quarter of said Section 33; running thence South 89° 41' West a distance of 585 feet to a point on the Westerly line of Fairbanks Avenue; thence North 7° 06' West along the Westerly line of said Fairbanks Avenue, a distance of 30.31 feet to the point of beginning of said line; thence from said point of beginning running North 89° 42' 40" West a distance of 1169.91 feet; thence North 77° 47' 30" West a distance of 77.49 feet and South 87° 17' 30" West a distance of 75 feet, more or less, to the center line of Beard Brook and being the termination of said line.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27 day of April, 1955, 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, Anderson, Hammond, Robinson, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Arata and Merrill

ATTEST: ANNE M. COLLINS, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-195

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING ON THE PROPOSED ZONING ORDINANCE FOR THE CITY OF MODESTO

WHEREAS, the Modesto City Planning Commission at its special meeting held on the 26th day of April, 1955, adopted Resolution No. 200 recommending that the proposed Zoning Ordinance for the City of Modesto, including both text and map, be approved and forwarded to the Council of the City of Modesto with the recommendation that said ordinance and map be adopted, and

WHEREAS, Section 19 of City of Modesto Ordinance No. 700-N.S. entitled "Modesto City Zoning Ordinance", as amended, requires that not less than one public hearing by the Council of the City of Modesto be held before said Council shall act upon the recommendation of the Modesto City Planning Commission;

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

1. That Tuesday, May 17, 1955, at 7:30 o'clock p.m. in the Council Chamber located in the McHenry Library Building, 14th and I Streets, Modesto, be set as the time and place for a public hearing when all persons interested in said proposed Zoning Ordinance for the City of Modesto will be given an opportunity to be heard.

2. That the City Clerk be, and he is hereby authorized and directed to cause a notice of said hearing to be published at least once in The Modesto Tribune, the official newspaper of the City of Modesto, said publication to be completed at least ten (10) days prior to the date set for hearing.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of April, 1955, 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, Anderson, Hammond, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Merrill and Arata

ATTEST: ANNE M. COLLINS, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-196

A RESOLUTION EXPRESSING CONDOLENCE TO CITY CLERK REX E. GAILFUS ON THE SUDDEN AND UNTIMELY DEATH OF HIS WIFE, ALVANEICE

BE IT HEREBY RESOLVED BY THE COUNCIL OF THE CITY OF MODESTO that by this resolution it does hereby express condolence to City Clerk Rex E. Gailfus on the sudden and untimely death of his wife, Alvaneice who departed this life on April 23, 1955.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of April, 1955 by Mayor Marks 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: Councilman: Adams, Anderson, Hammond, Robinson, and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Arata and Merrill

ATTEST: ANNE M. COLLINS, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-197

A RESOLUTION APPROVING APPROPRIATION TRANSFER

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

FROM: General Reserve Fund \$1475 00

TO: Miscellaneous Unclassified \$1475 00
Election Services

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of May, 1955, 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: Councilmen: Adams, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-198

A RESOLUTION ACCEPTING RIGHT OF WAY AGREEMENT FROM RICHARD E.
LYNG FOR UTILITY PURPOSES

BE IT HEREBY RESOLVED BY THE Council of the City of Modesto, that the Right of Way Agreement be and it is hereby accepted from Richard E. Lyng on the following described property:

The Southwesterly 15 feet of the following described land:

All that portion of the Southwest quarter of the Southeast quarter of Section 19, Township 3 South, Range 9 East, M.D.B. & M.

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized to record said Right of Way Agreement 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 4th day of May, 1955, 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, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-199

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION OF THE "WEST-GLEN"
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 William F. Beckett, Jr., William F. Beckett, Sr., Mrs. Hazel C. Mahoney, S. Resendes, Maurice Zelda, Daniel Zelda, David Cope Hartley and Anita Hartley on March 8, 1955, 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 "West-Glen" 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, 18, 19, and 20, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, and more particularly described as follows:

Commencing at a point on the corporate limits of the City of Modesto, said point being on the center line of Orangeburg Avenue and 20 feet Easterly of the Section line common to Sections 19 and 20; thence along a line 20 feet at right angles Easterly of and parallel to said section line common to Sections 19 and 20, said line also being the existing corporate limits of the City of Modesto, Northerly to the intersection thereof with the Easterly extension of the Southerly line of Fremont Park Subdivision as shown on the map filed in Volume 18 of Maps at Page 13, Stanislaus County Records, said point being the true point of beginning of this description; thence along said Easterly extension of the Southerly line of Fremont Park Subdivision, Westerly to the Southeasterly corner of said Fremont Park Subdivision; thence continuing along said Southerly line of Fremont Park Subdivision, Westerly 180.00 feet; thence along a line parallel to said section line common to Sections 19 and 20, Southerly 60.00 feet to the Easterly extension of the Northerly line of the Wilen Tract No. 2 as filed in Volume 14 of Maps at Page 43, Stanislaus County Records; thence along said Easterly extension of the Northerly line of Wilen Tract No. 2 to the intersection thereof with the Easterly line of said Wilen Tract No. 2; thence continuing along said Northerly line of Wilen Tract No. 2, Westerly to a point at the intersection thereof with the Easterly line of Tebbutt Avenue as shown on the maps of said

Wilén Tract No. 2, and the Davis Tract as filed in Volume 17 of Maps at Page 18, Stanislaus County Records; thence along said Easterly line of Tebbutt Avenue Northerly to a point at the intersection thereof with the Northerly line of said Davis Tract, said line also being the Southerly line of said Fremont Park Subdivision; thence along the Southerly line of said Fremont Park Subdivision Westerly to a point at the intersection thereof with the Easterly line of Kearney Avenue as shown on map of said Fremont Park Subdivision, said point being 30.00 feet at right angles Easterly of the North-South quarter section line of the Northeast quarter of Section 19; said quarter section line also being the Easterly line of the Wilén Tract as shown on the map filed in Volume 14 of Maps at Page 32, Stanislaus County Records; thence along said Easterly line of said Kearney Avenue Northerly to the intersection thereof with the Northerly line of said Fremont Park Subdivision; thence continuing along a line 30 feet at right angles Easterly of and parallel to said North-South quarter section line Northerly to a point at the intersection thereof with the Easterly extension of the Northerly line of said Wilén Tract; thence along said Easterly extension of the Northerly line of Wilén Tract, Westerly to said quarter section line; thence along said quarter section line Northerly to the intersection thereof with the section line common to Sections 18 and 19; thence along the North-South quarter section line of the Southeast quarter of Section 18, Northerly 717.42 feet; thence South 89° 17' 30" East 1339.19 feet to the existing corporate city limit line, said line being 20 feet at right angles Easterly of and parallel to the section line common to Sections 17 and 18; thence along the existing corporate city limit line and said parallel line South 0° 34' West 717.68 feet to a point which is on the section line common to Sections 17 and 20, and 20 feet Easterly of the section corner common to Sections 17, 18, 19, and 20; thence continuing along said corporate city limit line Southerly to the Easterly extension of the Southerly line of Fremont Park Subdivision and the true point of beginning.

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 15th day of June, 1955, 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 Tribune, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto, and shall also cause a copy of this resolution to be published in the Turlock Daily Journal, being a newspaper of general circulation published outside 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 4th day of May, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-200

A RESOLUTION APPROVING APPROPRIATION TRANSFER

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

FROM:	General Reserve Fund	\$1934 00
TO:	Police Department Special Police Equipment	\$1934 00

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of May, 1955, 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: Councilmen: Adams, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-201

A RESOLUTION ESTABLISHING A NO PARKING ZONE ON THE SOUTHWESTERLY CURB LINE OF SEVENTH STREET AT ITS INTERSECTION WITH L STREET IN THE CITY OF MODESTO

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 on the southwesterly curb line of SEVENTH STREET at its intersection with L 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. It shall be unlawful for the operator of a vehicle to park or stop such vehicle in the following place in the City of Modesto:

Beginning at a point on the southwesterly curb line of SEVENTH STREET at its intersection with the southeasterly curb line of L Street and continuing a distance of thirty (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.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4 day of May, 1955, 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: Councilmen: Adams, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, CityClerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-202

A RESOLUTION ESTABLISHING A NO PARKING ZONE ON THE NORTHEASTERLY CURB LINE ON NINTH STREET BETWEEN J AND K STREETS IN THE CITY OF MODESTO

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 on NINTH STREET between J and K Streets 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. It shall be unlawful for the operator of a vehicle to park or stop such vehicle in the following place in the City of Modesto:

Beginning at a point on the northeasterly curb line on NINTH STREET, ninety-six (96) feet northwesterly from the intersection of said curb line with the northwesterly curb line of J Street and continuing northwesterly along said curb line a distance of twelve (12) 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.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4 day of May, 1955, 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: Councilman: Adams, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilman: None

ABSENT: Councilman: None

ATTEST: REX E. GAILFUS, CityClerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-203

A RESOLUTION ESTABLISHING STOP SIGNS ON CERTAIN STREETS
IN THE CITY OF MODESTO

WHEREAS, under and by virtue of provisions of Ordinance No. 558-N.S. of the City of Modesto; the City Council of said City has the power when and if the general welfare and safety of the citizens of the City of Modesto so require it, to erect boulevard stop signs at or adjacent to any intersection within the City of Modesto, and

WHEREAS, it appears to said City Council that the general welfare of the citizens of Modesto require that boulevard stop signs be erected and maintained at intersections herein designated and that at said intersections all of the provisions of Ordinance No. 558-N.S. of City of Modesto entitled: "AN ORDINANCE AMENDING SECTION 23 OF ORDINANCE NO. 345-N.S. OF THE CITY OF MODESTO AS HEREAFTER AMENDED," shall be enforced and said stop signs shall be erected prohibiting drivers of vehicles from passing said boulevard stop signs without first stopping vehicles so operated by said operator.

NOW THEREFORE BE IT RESOLVED and ordered by said City Council that at the places hereinafter designated, the Traffic Engineer shall erect or cause to be erected and maintained, boulevard stop signs and that said Ordinance No. 558-N.S. heretofore referred to shall be enforced at said intersections:

On the Northwest and Southeast corners of EIGHTH STREET
and SIXTH STREET, stopping traffic entering EYE STREET.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4 day of May, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-204

A RESOLUTION APPOINTING HENRY G. ANDERSON 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, the term of Herbert Ramont, on said Commission, expired on January 1, 1955,

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:

Henry G. Anderson 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 4th day of May, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-205

A RESOLUTION APPOINTING JAMES E. O'KEEFE A MEMBER OF
THE MODESTO CITY PLANNING COMMISSION

WHEREAS, Section 11/ of the Charter of the City of Modesto requires the City Council to appoint members to the Modesto City Planning Commission, and

WHEREAS, John W. Bomberger, on said Commission, resigned on February 23, 1955,

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:

James E. O'Keefe for a term expiring January 1, 1957

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 4th day of May, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-206

A RESOLUTION APPOINTING HERBERT G. FLORCKEN TO THE
BOARD OF LIBRARY TRUSTEES

WHEREAS, Section 1110 of the Charter of the City of Modesto requires the City Council to appoint a Board of Library Trustees, and

WHEREAS, the term of William H. Murray, on said Board, expired February 1, 1955,

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 of the City of Modesto for the respective term as indicated:

Herbert G. Florcken 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 said 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 4th day of May, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-206A

A RESOLUTION AUTHORIZING APPROPRIATION TRANSFER OF \$750
FROM THE GENERAL RESERVE TO THE CITY ATTORNEY'S BUDGET.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that an appropriation transfer of \$750 be authorized from the General Reserve to the City Attorney's budget, to be used for legal assistance as and when needed, on a hourly contractual basis, and

BE IT FURTHER RESOLVED that the City Attorney be and he is hereby authorized to hire such assistance.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of May, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-207

A RESOLUTION AUTHORIZING EXECUTION OF RIGHT OF WAY AGREEMENT
WITH LEWIS E. McCLELLAN AND NONALILA McCLELLAN FOR UTILITY
PURPOSES (CARVER ROAD TRUNK SEWER)

BE IT HEREBY RESOLVED by the Council of the City of Modesto, that the execution of a Right of Way Agreement by the City's designated officials with Lewis E. McClellan and Nona Lila McClellan on the following described property, be authorized:

The Southwesterly 15 feet of the following described land:

All that certain portion of the Southwest quarter of Section 19, Township 3 South, Range 9 East, M.D.B. & M.

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized to record said Right of Way Agreement with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of May, 1955, 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: Councilmen: Adams, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-208

A RESOLUTION AUTHORIZING EXECUTION OF RIGHT OF WAY AGREEMENT WITH ARSHAVIR H. FRANKIAN FOR UTILITY PURPOSES (CARVER TRUNK SEWER)

BE IT HEREBY RESOLVED by the Council of the City of Modesto, that the execution of a Right of Way Agreement by the City's designated officials with Arshavir H. Frankian on the following described property, be authorized:

The Southwesterly 15 feet of the following described land:

All that portion of the Southeast quarter of the Southwest quarter of Section 19, Township 3 South, Range 9 East, M.D.B. & M., according to United States Government Township Plats.

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized to record said Right of Way Agreement with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of May, 1955, 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: Councilmen: Adams, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-209

A RESOLUTION APPROVING THE PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR THE CONSTRUCTION OF CARVER ROAD SANITARY TRUNK SEWER

BE IT HEREBY RESOLVED that the plans and specifications for the construction of Carver Road Sanitary Trunk Sewer, be and they are hereby approved, and

BE IT FURTHER RESOLVED that the calling for bids for the above described construction be and it is hereby authorized in accordance with the procedure contained in Section 1307 of the City Charter, said bids to be opened at 2:00 P.M., May 31, 1955.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of May, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-210

A RESOLUTION GRANTING PERMIT TO ~~STANISLAUS FOOD PRODUCTS COMPANY~~ TO CONSTRUCT A RAISED LOADING PLATFORM WITH CONCRETE RAMP AT THE SOUTH CORNER OF BLOCK 78, 12TH AND C STREETS AND TO CONSTRUCT TWO CONCRETE LANES ACROSS 12TH STREET

WHEREAS, the Stanislaus Food Products Company has filed a request for permission to construct a raised loading platform with concrete ramp running up to the floor level of its warehouse located on the south corner of Block 78, 12th and C Streets, and to construct two concrete lanes, 10' in width, across 12th Street, and

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

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that a temporary permit be granted to the Stanislaus Food Products Company to construct a raised loading platform and ramp on 12th Street at the south corner of Block 78 and to construct two 10' concrete lanes across 12th Street, all in accordance with drawings prepared by the Department of Public Works, under date May 11, 1955, on file in this office, on the following conditions:

1. That the Company agree to indemnify and hold the city harmless against any damage to property and persons resulting from the construction and use of this ramp;
2. That the permit can be revoked by the Council on a 60 day notice;
3. That the ramp be removed by the company when no longer needed;
4. That the two 10' concrete lanes across 12th Street conform to lines, grades, and cross sections of this street.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of May, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-211

A RESOLUTION APPROVING AGREEMENT WITH MODESTO COMMUNITY ATHLETIC ASSOCIATION FOR SPECIAL POLICE PROTECTION AT THE MUNICIPAL BASEBALL FIELD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that that certain agreement, dated May 11, 1955, by and between the City of Modesto, a municipal corporation of the State of California, and the Modesto Community Athletic Association, a corporation, relating to special police protection at the Municipal Baseball Field for the baseball games played in Modesto, 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 11th day of May, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, CityClerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-212

A RESOLUTION APPROVING AGREEMENT WITH WILLIAM F. BELL, GOLF COURSE ARCHITECT, FOR SERVICES IN THE PREPARATION OF PLANS AND SPECIFICATIONS FOR THE CONSTRUCTION OF AN 18 HOLE GOLF COURSE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that that certain agreement, dated May 11, 1955, by and between the City of Modesto, a municipal corporation of the State of California and William F. Bell, Golf Course Architect, relating to services in the preparation of plans and specifications necessary for the construction of an 18 hole golfcourse, 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 CityClerk 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 11th day of May, 1955, by CouncilmanAnderson, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, CityClerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-213

A RESOLUTION AUTHORIZING THE RECORDATION OF AGREEMENT BETWEEN THE CITY OF MODESTO AND BEARD LAND INVESTMENT COMPANY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the recordation of the Agreement between the City of Modesto and Beard Land Investment Company, dated April 13, 1955, granting and conveying to the City of Modesto title to street lighting materials installed on land adjacent to Yosemite Boulevard between Phoenix Avenue and Parry Avenue, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of May, 1955, by Councilman Anderson, who moved its adoption, which motion being duly seconded by CouncilmanArata, was upon roll call carried and the resolution adopted by the following vote:

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

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-214

A RESOLUTION APPROVING AGREEMENT PROVIDING FOR THE EXTENSION OF
THE AGREEMENT BETWEEN THE CITY OF MODESTO AND HARRY JENKS, CON-
SULTING ENGINEER

WHEREAS, the agreement between the City of Modesto, first party, and Harry Jenks, Consulting Engineer, second party, providing for the rendition of consulting sanitary engineering service by JENKS to CITY, dated June 4, 1952, as extended by that certain agreement dated June 23, 1954, provides in paragraph 7 for the extension of said agreement, and

WHEREAS, it is the desire of the Council of the City of Modesto that said agreement be further extended for a period of one year.

NOW, THEREFORE, BE IT RESOLVED that the agreement, dated May 11, 1955, between said parties, providing for the extension of said agreement for a period of one year, commencing June 4, 1955, and terminating June 3, 1956, be and it is hereby approved and the City Manager and the City Clerk are hereby authorized to execute said agreement on behalf of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of May, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-215

A RESOLUTION APPROVING THE RENEWAL OF THE AGREEMENT FOR TEMPORARY TRANSFER
OF VEHICULAR EQUIPMENT BETWEEN THE CITY OF MODESTO AND THE STATE OF
CALIFORNIA, OFFICE OF CIVIL DEFENSE

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 six months beginning May 9, 1955.

BE IT FURTHER RESOLVED that Ross Miller, as City Manager of the City of Modesto, be and he 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 a regular meeting of the Council of the City of Modesto held on the 11th day of May, 1955, 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, Robinson,
and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-216

A RESOLUTION GRANTING TO THE SOUTHERN PACIFIC COMPANY A REVOCABLE PERMIT FOR THE CONSTRUCTION OF AN INTERCHANGE TRACK AND RELOCATION OF A DRILL TRACK ACROSS BEARD STREET IN THE CITY OF MODESTO

WHEREAS, the Southern Pacific Company has applied for a permit to construct an interchange track and relocate a drill track on Beard Street in the City of Modesto, Stanislaus County, California, which application is on file in the office of the City Clerk, and

WHEREAS, the location of said tracks is shown on Southern Pacific Company Drawing M-1838, Sheet No. 2, accompanying said application, and

WHEREAS, the construction of said tracks are desired incident to operations in interchange with the Modesto and Empire Traction Company and to service provided industries in this vicinity and

WHEREAS, said tracks will be used for transportation of freight only and will not be used as a main line or any part thereof, and

WHEREAS, it has been determined that the construction of said tracks are in the interests of provision of better service to this section of the community, and

WHEREAS, it has been further determined that the construction of said tracks will not unduly interfere with the use of a public thoroughfare,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a revocable permit be granted to the Southern Pacific Company in accordance with the provisions of Section 11-3.01 of the Modesto Municipal Code for the construction of an interchange track and relocation of a drill track across Beard Street in the City of Modesto as set forth in the aforesaid application and drawing attached thereto. Such permit shall be subject to the following terms and conditions:

1. The Grantee shall construct, install and maintain the tracks in accordance and in conformity with all of the lawful ordinances, rules and regulations heretofore or hereafter adopted by the Council of the City of Modesto.
2. The Grantee shall indemnify and hold harmless the City of Modesto and its officers and employees from any and all liability for damages resulting from any operations under such permit.
3. The Grantee shall move or relocate any facilities installed, used and maintained under the permit, if and when made necessary by any lawful change of grade, alignment or width of said public street or thoroughfare.
4. The Grantee shall install said tracks in accordance with plans shown on Drawing No. M-1838, Sheet No. 2, and any additional requirements of the Department of Public Works.
5. The Grantee shall grade or regrade, pave or repave, construct or reconstruct, all that portion of the street which is between the rails, as well as an area two (2') feet outside of and parallel to the rails, and if such track is located within a distance of eighteen (18') feet or less from centerline to centerline from any other track owned by such Grantee, then also that portion of the street lying between such separate tracks, and shall keep the same in good repair, flush with the street and with good crossings. Such street work shall be done with the same kind of material as is used in the remaining portion of the street, or such other materials approved by the City and in a manner satisfactory to the City.
6. Upon the cessation of the use of said tracks, the Grantee shall remove all rails, ties, poles, wires and all other appurtenances, and shall reconstruct the street in good condition with the same kind of material as is used in the remaining

width of said street, or such other materials as are approved by the City.

7. No transfer or assignment of said permit shall have any validity unless prior written approval of the Council of the City of Modesto has been obtained.

8. Cars or trains shall not be permitted to remain or stand in such manner as to obstruct the crossing for a longer period than five (5) minutes at any one time.

9. Grantees, their successors or assigns, shall construct suitable culverts for drainage at such points, if any, as may be designated by the Council of the City of Modesto, and maintain the same in good repair. Grantees shall also construct storm water inlets and connect the same to the City's storm water system to the satisfaction of the Director of Public Works of the City of Modesto if requested by said Director of Public Works.

10. This permit may be revoked at the will of the Council of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11 day of May, 1955, 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, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-217

A RESOLUTION APPOINTING DONALD H. WEST A MEMBER OF THE
PERSONNEL COMMISSION 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 Personnel Commission, and

WHEREAS, Henry G. Anderson, member of said Commission resigned on May 18, 1955,

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 of the City of Modesto for the respective term as indicated:

Donald H. West for a term expiring
January 1, 1956

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the City of Modesto 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 18th day of May, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-218

A RESOLUTION FURNISHING WATER AND SEWER SERVICES ON PROPERTIES ACQUIRED
BY THE STATE OF CALIFORNIA FOR FREEWAY PURPOSES

WHEREAS, the State is acquiring property for right of way for highway purposes through the City of Modesto, and

WHEREAS, the State will from time to time rent such property pending the construction of the highway, and

WHEREAS, the Municipal Code of the City of Modesto provides regulations relating to water and sewer service which provide that the property owner shall be responsible for said charges, and

WHEREAS, the State cannot assume responsibilities for water and sewer service bills for their tenants, and

WHEREAS, certain properties being acquired by the State are multiple residential properties for which water services are metered as required by the Municipal Code, and

WHEREAS, Sections 5-6.103 and 11-1.08 of the Municipal Code provide that the Council shall have the power to establish by resolution rates for water and sewer services to be charged to governmental agencies different from those otherwise set forth in the Code, provided that such rates are fair and equitable to all parties concerned, and

WHEREAS, the Council finds and declares that it is fair and equitable to charge the occupants of such properties for water and sewer services on a flat rate basis,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Finance be, and he is hereby authorized to charge the occupants of properties acquired by the State of California for highway purposes, but which are being temporarily used for residential purposes, for water and sewer services on the flat rate basis prescribed for dwelling units by the provisions of Chapter 1 of Title XI and Chapter 6 of Title V, respectively, of the Municipal Code, provided, further, that a separate charge shall be made for each dwelling unit so serviced and provided further that the deposit required by Section 11-1.10 of the Municipal Code shall apply to such users.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18 day of May, 1955, 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, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-219

A RESOLUTION APPROVING THE SALE OF FORTY USED PARKING METERS AND APPURTENANCES TO THE PARKING AUTHORITY

WHEREAS, the Parking Authority of the City of Modesto has requested that the City of Modesto sell forty (40) of its used parking meters and certain appurtenances for installation in the Authority's new parking lot on 11th Street, between H and I Streets.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that the sale of forty (40) used parking meters for the sum of \$7.50 each, be, and it is

hereby approved.

BE IT FURTHER RESOLVED that the sale of appurtenances as needed, at cost price, to the Parking Authority, be approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of May, 1955, 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, Anderson, Arata, Hammond, Robinson, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-220

A RESOLUTION AUTHORIZING REFUND OF \$33.53 TO THE LATTIMER LIQUOR STORE FOR OVERPAYMENT OF MILL LICENSE FEE

WHEREAS, the Lattimer Liquor Store has filed a claim for refund of \$33.53, overpayment of Mill License Fee for the period ending December 31, 1954, to the City of Modesto, and

WHEREAS, the Director of Finance has audited this claim and recommends its payment,

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that the claim of Lattimer Liquor Store be, and it is hereby allowed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of May, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-221

A RESOLUTION AUTHORIZING REDUCTION OF IMPROVEMENT BOND FILED BY C. BOYCE ASHFORD TO GUARANTEE THE IMPROVEMENTS IN CASHFORD TRACT NO. 1

WHEREAS, the Director of Public Works has reported that C. Boyce Ashford, subdivider of Ashford Tract No. 1, has requested that his surety bond, in the sum of \$11,500, be replaced with a cash bond, in amount of \$2,200, to guarantee the completion of the remaining improvements in this subdivision, and

WHEREAS, the Director of Public Works reports that all the improvements work has been completed in the subdivision, except the street and alley improvements, and that he recommends that the request be granted.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that the replacement of the surety bond with a cash bond of \$2,200 by C. Boyce Ashford, to guarantee the balance of the improvements in the Ashford Tract No. 1, be, and it is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of May, 1955, 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, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-222

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 GREGORY GARDENS 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 portion of Sections 17 and 18, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Commencing at the Northwest corner of Lot 17 of Fresno Tract, according to the Map thereof, filed in the office of the County Recorder of Stanislaus County, California on March 14, 1903 in Vol. 1 of Maps at page 76; thence along the Northerly line of said Lot 17, Easterly 20 feet to the Easterly line of Tully Road and the true point of beginning of this description, said point of beginning being the Northwest corner of the property annexed to the City of Modesto, California, by Ordinance No. 1096-N.S., a certified copy of which was recorded November 6, 1953 in Vol. 1181 of Official Records at page 73 as Instrument No. 27782; thence Northerly along the East line of Tully Road 660 feet, more or less, to a point on said East line of Tully Road which is South 0° 30' West, 677.34 feet from the North line of the Southwest quarter of the Northwest quarter of said Section 17; thence Westerly 20 feet to the Northeast corner of property conveyed to Lance E. Ellis, et ux, by Deed recorded December 30, 1954 in Vol. 1260 of Official Records at page 286; thence Westerly, 1310.51 feet, more or less, to the West line of the lands described in the deed from Etta Hemminger to George W. Hemminger, et al, dated July 25, 1944 and recorded in Volume 795 of Official Records of Stanislaus County, page 309 (Series No. 10628); thence South 0° 30' West to the Southwest corner of the Southeast quarter of the Northeast quarter of said Section 18; thence Easterly 1320.0 feet, more or less, to the center line of said Tully Road, being the section line between said Sections 17 and 18; thence Easterly 20 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 18th day of May, 1955, 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, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-223

A RESOLUTION RELATING TO THE ATTENDANCE AT MEETINGS BY MEMBERS
OF BOARD AND COMMISSIONS OF THE CITY OF MODESTO

WHEREAS, Section 1105 of the City Charter provides in part that if a member of a board or commission of the City absents himself from three (3) regular meetings of such board or commission, consecutively, without the permission of such board or commission expressed in its official minutes, his office shall become vacant and shall be so declared by the Council, and

WHEREAS, it is the spirit and intent of the Charter that members of boards and commissions of the City regularly attend meetings of such bodies, and

WHEREAS, the failure of members to attend meetings of boards and commissions tends to reduce their effectiveness and impair the performance of their official responsibilities and places a greater burden on those members who do attend such meetings,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it be the policy of said Council to request the resignation or replacement of any member of a City board or commission who is not present for at least two-thirds (2/3) of the meetings of the board or commission of which he is a member within the preceding six (6) months' period. Said member shall be replaced by a person who is able and willing to attend board or commission meetings regularly.

BE IT FURTHER RESOLVED that it shall be the duty of the City Clerk to advise the Council the names of the members of City boards and commissions who fail to comply with the policy set forth in this resolution.

BE IT FURTHER RESOLVED that a copy of this resolution be transmitted by the City Clerk to each member now or hereafter appointed to a City board or commission.

BE IT FURTHER RESOLVED that this resolution shall be effective on and after June 1, 1955.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of May, 1955, by Councilman Hammond, 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, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Merrill

ATTEST: REX E. GAILFUS, CityClerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-224

A RESOLUTION APPROVING AN AGREEMENT WITH THE COUNTY OF STANISLAUS RELATING
TO THE FURTHER DEVELOPMENT OF THE MODESTO MUNICIPAL AIRPORT AND AUTHORIZING
ITS EXECUTION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that that certain agreement dated May 25, 1955 by and between the City of Modesto, a municipal corporation of the State of California, and the County of Stanislaus, a body corporate and politic and a political subdivision of the State of California, relating to the further development of the Modesto Municipal Airport, be and it is hereby approved. Reference is hereby made to a copy of said agreement on file in the office of the City Clerk in the City of Modesto for further particulars.

BE IT FURTHER RESOLVED that the City Manager and the City Clerk, be, and they are hereby authorized to execute and attest, respectively, said agreement on behalf

of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of May, 1955, 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, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Merrill

ATTEST: REX E. GAILFUS, City Clerk

State of California)
County of Stanislaus) ss
City of Modesto)

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 Resolution No. 55-224, adopted at a regular meeting of the Council of the City of Modesto held on the 25th day of May, 1955, and that the same is now in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Modesto this 26th day of May, 1955.

REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-225

A RESOLUTION INCREASING THE PRICE FOR OILING ALLEYS IN THE CITY OF MODESTO

BE IT RESOLVED by the Council of the City of Modesto that the cost price to property owners for oiling abutting alleys be increased from four (4¢) cents per front foot to ten (10¢) cents per front foot of abutting property.

BE IT FURTHER RESOLVED that the new rate shall apply to all petitions for oiling of alleys filed with the City of Modesto on or after July 1, 1955.

BE IT FURTHER RESOLVED that Resolution No. 7868-N.S. is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of May, 1955 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: Councilmen: Anderson, Adams, Arata, Hammond, Robinson, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Merrill

ATTEST: REX E. GAILFUS, CityClerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-226

A RESOLUTION COMMENDING THE MEMBERS OF THE MODESTO JUNIOR CHAMBER OF COMMERCE FOR THEIR SUCCESSFUL PRESENTATION OF THE FOURTEENTH ANNUAL CALIFORNIA RELAYS

WHEREAS, the annual sponsorship of the California Relays by the Modesto Junior Chamber of Commerce brings increasing fame to the City of Modesto; and

WHEREAS, the smooth operation of this year's record-shattering production was achieved through the all-out effort of more than a hundred committeemen, supplemented by the enthusiasm and track experience of Tom Moore, Relays Director, and the

support of the Modesto city schools; and

WHEREAS, the resultant widespread editorial praise of the Relays has further publicized the unity of spirit and effort for which Modestans are becoming nationally known;

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Modesto does sincerely commend the members of the Modesto Junior Chamber of Commerce for their outstanding presentation of the Fourteenth Annual California Relays.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th of May, 1955 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, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-227

A RESOLUTION CHANGING OAKWOOD AVENUE AND ASHWOOD AVENUE
TO OAKWOOD DRIVE AND ASHWOOD DRIVE RESPECTIVELY.

WHEREAS, Oakwood Drive extends west from Tully Road to Del Vale Avenue and Ashwood Drive extends west from Greenwood Drive to Del Vale Avenue, and

WHEREAS, the westward extensions of these two streets from Del Vale Avenue to Westland Drive have been recorded as Oakwood Avenue and Ashwood Avenue, and

WHEREAS, the City Planning Commission has recommended that consideration be given to changing the names of said streets to avoid confusion resulting from the use of both "Avenue" and "Drive",

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the term "Avenue" be changed to "Drive" on those streets known as Oakwood and Ashwood extending from Del Vale Avenue westward to Westland Drive in the Westland Manor #1 Subdivision.

BE IT FURTHER RESOLVED that the Director of Public Works be, and he is hereby directed to erect street name signs accordingly.

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized to record this Resolution with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25 day of May, 1955, 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, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-228

A RESOLUTION CHANGING THE STREET NAMES OF SEWARD AVENUE, NANCY COURT, GERALDINE STREET, MAYOLA AVENUE, AND MARGO COURT, ALL IN THE LA VILLA SERENA SUBDIVISION.

WHEREAS, the owners of the La Villa Serena Subdivision petitioned the Planning Commission of the City of Modesto to change the names of Seward Avenue, Nancy Court, Geraldine Street, Mayola Avenue, and Margo Court in the La Villa Serena Subdivision to Enslin Avenue, Ralston Court, Joaquin Street, Fremont Avenue, and Regent Court, respectively, and

WHEREAS, the City Planning Commission has recommended that consideration be given to the changing of the names of said streets to avoid confusion and to aid in the proper development of the street system of the subdivision, and

WHEREAS, a public hearing was held by the City Planning Commission on May 17, 1955, at which time no one appeared in protest of the proposed street name changes,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the existing street names in the La Villa Serena Subdivision be changed as follows:

1. Seward Avenue be changed to Enslin Avenue.
2. Nancy Court be changed to Ralston Court.
3. Geraldine Street be changed to Joaquin Street.
4. Mayola Avenue be changed to Fremont Avenue.
5. Margo Court be changed to Regent Court.

BE IT FURTHER RESOLVED that the Director of Public Works be, and he is hereby directed to erect street name signs accordingly.

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized to record this Resolution with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25 day of May, 1955, 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: Councilmen: Adams, Anderson, Arata, Hammond, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-229

A RESOLUTION APPROVING PAYMENT OF CLAIM OF SPALINGER & HILL FOR SERVICES RENDERED AT THE HEARING BEFORE THE PERSONNEL COMMISSION RELATING TO THE DISMISSAL OF FERN GRAF, POLICEWOMAN

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the claims of Spalinger & Hill of \$1,123.75 for services rendered for a transcript of the hearing before the Personnel Commission, April 14-28 and May 2,3,9,10, 1955 relating to the dismissal of Fern Graf, Policewoman; and

BE IT FURTHER RESOLVED that the transfer of \$1,123.75 from the General Reserve Fund to the General Fund, miscellaneous unclassified, 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 25th day of May, 1955 by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and adopted by the following vote:

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

NOES: Councilmen: None

ABSENT: Councilmen: Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-230

A RESOLUTION GRANTING PERMIT TO THE STANISLAUS COUNTY HORSE-
MEN'S ASSOCIATION TO HOLD A PARADE IN THE CITY OF MODESTO

BE IT HEREBY RESOLVED by the Council of the City of Modesto that permit be granted to the Stanislaus County Horsemen's Association to hold a parade in the business district of the city, Sunday, June 5, 1955 at 12 noon in connection with its annual rodeo under the supervision of the Chief of Police; and

BE IT FURTHER RESOLVED that the Association will be required to indemnify and hold the city harmless from and against any and all costs, damages and liability arising out of this operation.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of May, 1955 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, Anderson, Arata, Hammond, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-231

A RESOLUTION REJECTING ALL THE BIDS RECEIVED FOR THE
CONSTRUCTION OF THE CARVER ROAD SANITARY TRUNK SEWER LINE

BE IT HEREBY RESOLVED that the bids received for the construction of the Carver Road Sanitary Trunk Sewer Line, be, and they are hereby rejected.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of June, 1955, 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: Councilmen: Adams, Anderson, Arata, Hammond, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-232

A RESOLUTION AWARDED AN EMERGENCY CONTRACT TO BATCHELOR
PIPELINE CONSTRUCTION COMPANY FOR THE CONSTRUCTION OF THE
CARVER ROAD SANITARY TRUNK SEWER LINE

BE IT HEREBY RESOLVED that the Council of the City of Modesto does hereby declare an emergency and because of this emergency, it is necessary for the letting of a contract for the construction of the Carver Road Sanitary Trunk Sewer Line without going to bid, in order to preserve the life, health, and property of the people, and

BE IT HEREBY FURTHER RESOLVED that Batchelor Pipeline Construction Company be awarded a contract for the construction of the Carver Road Sanitary Trunk Sewer Line,

as shown on the plans and specifications, and in accordance with the terms and conditions shown thereon, for the sum of \$38,300.00 and

BE IT FURTHER RESOLVED that the execution of this contract for the completion of the work, by the City's designated officials, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of June, 1955, 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; Councilmen: Adams, Anderson, Arata, Hammond, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-233

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZE THE CALLING FOR BIDS FOR THE CONSTRUCTION OF SANITARY SEWER LATERALS ON PERIMETER AREA IN WESTWOOD MANOR SUBDIVISION

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

Section 1. That the plans and specifications for the construction of sanitary sewer laterals on perimeter area in Westwood Manor Subdivision (Robert Bomberger, Subdivider), copy of which is on file in the Office of the Director of Public Works, are hereby accepted and approved.

Section 2. The City Clerk is hereby authorized and directed to call for public competitive sealed bids for the work, to be opened in the office of the City Clerk on Tuesday, June 21, 1955, 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 1st day of June, 1955, 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, Anderson, Arata, Hammond, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-234

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION OF THE MINENI MANOR 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 Merle Lancey, Joe Mineni, Jr., Nina Mineni, and Retha Fukui on April 7, 1954, 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 Mineni Manor Addition, situate in the County of Stanislaus, State of California, and contiguous to the City of Modesto, described as follows:

All that portion of the Northeast quarter of Section 6, Township 4, South, Range 9 East, M. D. B. & M., described as follows:

Commencing at the Northeast corner of said Section 6; thence South 0° 24' East along the East line of said Section 6, a distance of 1304.84 feet to the intersection thereof with the North line of Rouse Avenue, as said Avenue is shown on the Map of Hudson Park, filed April 14, 1953, in Vol. 17 of Maps, page 57, being also the Southeasterly corner of the City Limits Line of the City of Modesto, as established by Ordinance No. 1091-N.S. recorded August 28, 1953, as Instrument No. 21233, and being the true point of beginning of this description; thence continue South 0° 24' East and along the East line of said Section 6, a distance of 1334.20 feet to the East quarter corner of said Section 6; thence South 88° 44' West along the East and West quarter Section line of said Section and being along the South boundary line of Mineni Manor, as per map filed June 10, 1954, in Vol. 17 of Maps, page 75, a distance of 1322.38 feet to the Southwest corner of said Mineni Manor; thence North 0° 27' West along the West line of said Mineni Manor, a distance of 567.33 feet to the Northwest corner of said Mineni Manor; thence South 89° 05' East along the North line of said Mineni Manor, a distance of 644.88 feet to an angle point therein; thence continuing along the Northerly line of said Mineni Manor North 75° 00' East, a distance of 567.42 feet to a point that intersects the East line of alley extended South through Block 3071 of Sunset Manor, as per map filed November 6, 1947, in Vol. 16 of Maps, page 50; thence North 0° 24' West along the East line of said alley and its extensions, a distance of 657.86 feet to a point on the North line of said Rouse Avenue, as said Avenue is shown on the said Map of Hudson Park and being also the South line of said City Limits line as hereinbefore mentioned; thence North 89° 00' East a distance of 130 feet to the true point of beginning.

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 13th day of July, 1955, 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 Tribune, a

newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto, and shall also cause a copy of this resolution to be published in the Turlock Daily Journal, being a newspaper of general circulation published outside 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 1st day of June, 1955, 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, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-235

A RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT FOR
THE SUPPLYING OF ENZYME FOR THE 1955 SEASON

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the execution of an agreement, by the City's designated officials, with J. W. Storer, dba Dry Chemical Pacific, for the supplying of Enzyme during the 1955 season, for the sum not to exceed \$1200 per month, as recommended by the Director of Public Works, be and it is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of June, 1955, 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, Anderson, Arata, Hammond, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-236

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$750 FROM SPECIAL
RESERVE TO MUSIC & PROMOTION FOR THE MODESTO JUNIOR CHAMBER OF
COMMERCE, CALIFORNIA RELAYS

BE IT HEREBY RESOLVED that the appropriation transfer of \$750 from the Special Reserve to Music & Promotion for the Modesto Junior Chamber of Commerce, California Relays, be approved; and

BE IT FURTHER RESOLVED that the Director of Finance be authorized to draw a

warrant in favor of the Modesto Junior Chamber of Commerce in the sum of \$750.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of June, 1955, 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, Anderson, Arata, Hammond, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-237

A RESOLUTION ESTABLISHING A PARKING METER ZONE ON THE EAST SIDE OF NINTH STREET BETWEEN J AND K STREETS IN THE CITY OF MODESTO.

WHEREAS, Ordinance No. 778-N.S. as amended by Ordinance No. 1021-N.S. of the City of Modesto authorizes the Council by resolution to establish and designate streets and avenues in the City as parking meter zones as traffic conditions require, and

WHEREAS, a traffic study indicates that traffic conditions require the installation of parking meters on the East side of NINTH STREET between J and K Streets in the City of Modesto,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the east side of NINTH STREET between J and K Streets be and it is hereby established as a parking meter zone.

BE IT FURTHER RESOLVED that the Traffic Engineer 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.

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 8 day of June, 1955, 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: Anderson, Arata, Hammond, Robinson, Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Adams and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-238

A RESOLUTION ESTABLISHING PARKING METER ZONES ON BOTH SIDES OF THIRTEENTH STREET BETWEEN J AND K STREETS AND ON BOTH SIDES OF TWELFTH STREET BETWEEN G AND H STREETS IN THE CITY OF MODESTO

WHEREAS, Ordinance No. 778-N.S., as amended by Ordinance No. 1021-N.S., of the City of Modesto authorizes the Council by resolution to establish and designate streets and avenues in the City as parking meter zones as traffic conditions require, and

WHEREAS, a traffic study indicates that traffic conditions require the in-

MODESTO CITY COUNCIL
RESOLUTION NO. 55-238

A RESOLUTION ESTABLISHING PARKING METER ZONES ON BOTH SIDES OF THIRTEENTH STREET BETWEEN J AND K STREETS IN THE CITY OF MODESTO

WHEREAS, Ordinance No. 778-N.S., as amended by Ordinance No. 1021-N.S., of the City of Modesto authorizes the Council by resolution to establish and designate streets and avenues in the City as parking meter zones as traffic conditions require, and

WHEREAS, a traffic study indicates that traffic conditions require the installation of parking meters on both sides of THIRTEENTH STREET between J and K Streets in the City of Modesto,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the following portions of streets within the City be, and they are hereby established as parking meter zones:

Both sides of THIRTEENTH STREET between J and K Streets; and

BE IT FURTHER RESOLVED that the Traffic Engineer is hereby directed to install parking meters in the above described locations and to cause said above described locations 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 8th day of June, 1955, 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: Anderson, Arata, Hammond, Robinson, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-239

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$150 FROM THE GENERAL RESERVE FUND TO MUSIC AND PROMOTION FUND AND AUTHORIZING PAYMENT TO INTERSERVICE CLUB

BE IT HEREBY RESOLVED by the Council of the City of Modesto that appropriation transfer of \$150 00 from the General Reserve Fund to Music and Promotion Fund, to be used in the construction of a sign by the Interservice Club which is to be displayed at the north entrance to the City of Modesto, be and it is hereby approved, and

BE IT FURTHER RESOLVED that the Director of Finance be and he is hereby directed to draw a warrant to the Interservice Club in the sum, of \$150 00.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of June, 1955 by Councilman Arata, who moved its adoption, which motion was duly seconded by Councilman Anderson and upon roll call was carried and the resolution adopted by the following vote:

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

NOES: Councilmen: None

ABSENT: Councilmen: Adams and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-240

A RESOLUTION AUTHORIZING THE CALL FOR BIDS FOR PRINTING
AND ADVERTISING FOR FISCAL YEAR 1955-56

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the City Clerk be authorized to call for bids for the publication of the official advertising of the City of Modesto for the fiscal year ending June 30, 1956; said bids to be opened at 2:00 P.M. June 20, 1955 in the office of the City Clerk.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of June, 1955 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: Councilmen: Anderson, Arata, Hammond, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-241

A RESOLUTION ACCEPTING INFORMAL BID OF STANISLAUS IMPLEMENT
AND HARDWARE COMPANY FOR CRAWLER TRACTOR

BE IT HEREBY RESOLVED by the Council of the City of Modesto that it does hereby accept the informal bid of Stanislaus Implement and Hardware Company on a 1950 crawler type tractor for the sum of \$6,180.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of June, 1955 by Councilman Hammond, 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: Anderson, Hammond, Robinson and Mayor Marks

NOES: Councilmen: Arata

ABSENT: Councilmen: Adams and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-242

A RESOLUTION APPROVING SPECIFICATIONS FOR DEEP WELL PUMP
AND ELECTRICAL EQUIPMENT (STATION NO. 2) AND AUTHORIZING
THE CALL FOR BIDS

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

Section 1. The specifications for the deep well pump and electrical equipment (station No. 2), copies of which are on file in the office of the City Clerk, are hereby accepted and approved.

Section 2. The City Clerk is hereby authorized and directed to call for public competitive sealed bid for the equipment to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto on Tuesday July 5, 1955 at 2:00 P.M. and the Director of Public Works is hereby 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 recommendations 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 June, 1955 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: Anderson, Arata, Hammond, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams and Merrill

MODESTO CITY COUNCIL
RESOLUTION NO. 55-243

A RESOLUTION APPROVING SPECIFICATIONS FOR SAND TRAP FOR
STATION NO. 2 AND AUTHORIZING CALL FOR BIDS

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

Section 1. The specifications for the sand trap for Station No. 2, copies of which are on file in the office of the City Clerk, are hereby accepted and approved.

Section 2. The City Clerk is hereby authorized and directed to call for publicly competitive sealed bids for the equipment to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto on Tuesday, July 5, 1955 at 2:00 P.M. and the Clerk is hereby 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 8th day of June, 1955 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: Anderson, Arata, Hammond, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-244

A RESOLUTION APPROVING AGREEMENT WITH ROBERT P. BOMBERGER AND MURIEL F. BOMBERGER RELATING TO INSTALLATION OF SANITARY SEWER LATERALS IN PERIMETER AREA OF WESTWOOD MANOR SUBDIVISION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that that certain agreement dated June 8, 1955 between Robert P. Bomberger and Muriel F. Bomberger and the City of Modesto relating to the installation of sanitary lateral sewers in the perimeter area of the Westwood Manor Subdivision be and it is hereby approved. Reference is hereby made to the agreement on file in the office of the City Clerk for further particulars, and

BE IT FURTHER RESOLVED that Ross Miller, as City Manager and Rex E. Gailfus, as City Clerk of the City of Modesto be and they are hereby authorized and directed to execute in the name of and for and on behalf of the City of Modesto said agreement.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of June, 1955 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: Anderson, Arata, Hammond, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-245

A RESOLUTION APPROVING ASSIGNMENT OF LEASE BETWEEN SOUTHERN PACIFIC COMPANY AND CITY OF MODESTO COVERING PROPERTY ON EAST SIDE OF EIGHTH STREET BETWEEN I AND K STREETS IN THE CITY OF MODESTO, USED FOR AUTOMOBILE PARKING, TO THE CITY OF MODESTO PARKING AUTHORITY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that that certain Assignment Lease Audit No. 86464, dated June 8, 1955 providing for the assignment, transferring and setting over to the City of Modesto Parking Authority all of the right, title and interest of the city to that certain agreement dated November 27, 1946, between the Southern Pacific Company and City of Modesto, a municipal corporation relating to permission to use, for automobile parking, two certain parcels of land containing an area of 0.449 of an acres, more or less, and 0.263 of an acres, more or less, located on the east side of Eighth Street, between I and K Streets, in the City of Modesto, be and it is hereby approved, and

BE IT FURTHER RESOLVED that the Mayor and City Clerk be authorized to execute said assignment agreement on behalf of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of June, 1955 by Councilman Hammond, 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: Councilmen: Anderson, Arata, Hammond, Robinson, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-246

A RESOLUTION ACCEPTING GRANT DEED FROM LESTER B. MAXFIELD AND CORLISS C. MAXFIELD (ALLEY IN BLOCK 6128A-IMPROVEMENT DISTRICT #3)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the grant deed, dated March 16, 1955 from Lester B. Maxfield and Corliss C. Maxfield, portion of Lot 1 of Weil Colony, (Alley in Block 6128A-Improvement District #3) be and it is hereby accepted; and

BE IT FURTHER RESOLVED that the said grant deed be recorded 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 8th day of June, 1955 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: Anderson, Arata, Hammond, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-247

A RESOLUTION ACCEPTING GRANT DEED FROM CONOW BUILDERS, INC (One FOOT STRIP OF LAND ON EAST SIDE OF LA VILLA SERENA SUBDIVISION)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the grant deed dated June 1, 1955 from Conow Builders, Inc., deeding a portion of lots 8 and 9 of the Fresno Tract, (One foot strip of land on east side of La Villa Serena Subdivision), to the City of Modesto be and it is hereby accepted; and

BE IT FURTHER RESOLVED that the said grant deed be recorded 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 8th day of June, 1955 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: Anderson, Arata, Hammond, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-248

A RESOLUTION ACCEPTING THE IMPROVEMENT AT DEL WEBB FIELD FROM SPEARS CONSTRUCTION COMPANY: AUTHORIZING RECORDATION OF NOTICE OF COMPLETION AND AUTHORIZING PAYMENTS AS DUE

Whereas the Director of Public Works has filed a report with the Council of the City of Modesto that the improvements to the grandstand and bleachers at Del Webb Field have been completed in accordance with contract agreement dated February 2, 1955, as amended on March 2, 1955 and March 23, 1955 by Spears Construction Company,

NOW THEREFORE BE IT HEREBY RESOLVED that the improvements of grandstand and bleachers at Del Webb Field be accepted from Spears Construction Company; that the City Clerk be authorized to record a Notice of Completion with the Stanislaus County Recorder; and the Director of Finance is authorized to issue warrants for payments as due, as provided in the contract.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of June, 1955 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: Anderson, Arata, Hammond, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-249

A RESOLUTION APPROVING APPROPRIATION TRANSFER

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

FROM:	Capital Improvements-Park Site Fund	\$1100
TO:	Capital Improvements-Municipal Ball Park for improvements to grandstand and bleachers at Del Webb Field	\$1100

The foregoing resolution was introduced at a regular meeting of the Council

of the City of Modesto held on the 8th day of June, 1955 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: Anderson, Arata, Hammond, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-250

A RESOLUTION ACCEPTING THE PAINTING OF DEL WEBB FIELD FROM
J. H. ANDREWS PAINTING SERVICE AND AUTHORIZING PAYMENT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the painting of Del Webb Field be accepted from J. H. Andrews Painting Service and payment of \$1,739.06 be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of June, 1955 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: Anderson, Arata, Hammond, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-251

A RESOLUTION APPROVING APPROPRIATION TRANSFER

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

FROM:	General Reserve	\$522 00
TO:	Parks & Recreation, Parks Division, Municipal Ball Park (Del Webb Field) to provide for repairs to existing bleachers	\$522 00

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of June, 1955 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 votes:

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

NOES: Councilmen: None

ABSENT: Councilmen: Adams and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-252

A RESOLUTION RESCINDING RESOLUTION NO. 55-232 AWARDED BID
TO BATCHELOR PIPELINE CONSTRUCTION COMPANY TO CONSTRUCT
CARVER ROAD SEWER LINE

WHEREAS Batchelor Pipeline Construction Company was unable to provide a bond as required by the plans and specifications for the construction of the Carver Road sewer line

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

that Resolution No. 55-232, entitled:

"A RESOLUTION AWARDED AN EMERGENCY CONTRACT TO BATCHELOR PIPELINE CONSTRUCTION COMPANY FOR THE CONSTRUCTION OF THE CARVER ROAD SANITARY TRUNK SEWER LINE", adopted by the Council on June 1, 1955 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 8th day of June, 1955 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, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION No. 55-253

A RESOLUTION APPROVING EXECUTION OF AGREEMENT WITH STANDARD MATERIALS INC. FOR THE CONSTRUCTION OF THE CARVER ROAD SEWER LINE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that it does hereby find and determine that an emergency exists due to limited time and that it is necessary to proceed with the construction of the Carver Road sewer line for the preservation of life, health and property, and

BE IT FURTHER RESOLVED that the execution of an agreement with Standard Materials Inc. to construct the Carver Road sewer line by the city's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of June, 1955 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: Anderson, Arata, Hammond, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-254

A RESOLUTION AUTHORIZING THE REMOVAL OF STOP SIGNS LOCATED ON VIRGINIA AVENUE AT ITS INTERSECTION WITH COLDWELL AVENUE IN THE CITY OF MODESTO

BE IT RESOLVED by the Council of the City of Modesto that the stop signs located on VIRGINIA AVENUE at its intersection with Coldwell Avenue be removed.

BE IT FURTHER RESOLVED that that portion of Resolution No. 5507-N.S. adopted by the Council of the City of Modesto on the 14th day of January, 1942, which established stop signs on Virginia Avenue with its intersection with Coldwell Avenue, is hereby rescinded.

BE IT FURTHER RESOLVED that the Traffic Engineer be, and he is hereby authorized to remove said stop signs.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8 day of June, 1955, 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: Anderson, Arata, Hammond, Robinson, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-255

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION OF THE LA VILLA ROSE 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 Rose A. Chapman, H. Russell Briggs, and Mabel Briggs on April 28, 1955, 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 LA VILLA ROSE 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 17, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being a portion of Lot 8 of the Fresno Tract according to the map filed March 14, 1903, in Volume 1, Page 76, Stanislaus County Records and more particularly described as follows:

Commencing at the interior quarter section corner of said Section 17, said corner being also the Northwesterly corner of Lot 9 of said Fresno Tract; thence along the East-West quarter section line and the Northerly line of said Fresno Tract, said line also being the center line of Bowen Avenue as shown on the map of the La Villa Serena Tract as filed March 11, 1953 in Volume 17 of Maps, Page 70, Stanislaus County Records, South 88° 53' East, 858.46 feet, to the Northeasterly corner of said La Villa Serena Tract; thence continuing along said center line of Bowen Avenue South 88° 53' East, 4.80 feet to the Northeasterly corner of the existing city limits as described in the boundary description of the Briggs-Whitmore Addition as filed in Volume 1175, at Page 200, Stanislaus County Records, said point being the true point of beginning of this description; thence along the Eastern line of said Briggs-Whitmore Addition and existing City limit line, said line being parallel to and 204 feet at right angles Easterly of the Westerly line of Lot 7 and 8 of said Fresno Tract, Southerly to a point on the Southerly line of the Modesto Irrigation District Lateral Number 3, as shown on the Map of said Fresno Tract; thence along said Southerly line of Lateral Number 3 and existing city limits, North 89° 27' East, 425.00 feet to the extension produced Southerly of the Westerly line of Sycamore Avenue as described in the deed recorded in Volume 1243, Page 269, Stanislaus County Records; thence along said Westerly line of Sycamore Avenue, said line being parallel to and 30 feet at right angles from the Easterly line of said Lot 8, North 00° 48' West, to the Northerly line of said Lot 8, and center line of said Bowen Avenue; thence along said Northerly line of Lot 8 and center line of Bowen Avenue, North 88° 53' West, 425.00 feet 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 20th day of July, 1955, at the hour of 4:30 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 Tribune, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto, and shall also cause a copy of this resolution to be published in the Turlock Daily Journal, being a newspaper of general circulation published outside 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 8 day of June, 1955, 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: Anderson, Arata, Hammond, Robinson, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams and Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 55-256

A RESOLUTION APPROVING PAYMENT OF CLAIMS INCURRED BY THE MODESTO COMMUNITY ATHLETIC ASSOCIATION ON IMPROVEMENTS AT DEL WEBB FIELD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that it does hereby approve and authorize payment of the following claims incurred by the Modesto Community Athletic Association (improvements to Del Webb Field):

Industrial Electrical Co. (replacement of lenses on east floodlight pole)	\$ 66.68
Industrial Electrical Co. (moving of light to prevent glare in eyes of batter)	11.35
Spears Construction Co. (installation of window guards for concession area)	511.39
Industrial Electrical Co. (floodlights for foul play recovery)	70.47
Industrial Electrical Co. (Additional wiring at concession area)	<u>127.49</u>
Total	\$787.38

and

BE IT FURTHER RESOLVED that appropriation transfer of \$788 from Capital Improvement -Park Sites fund to Capital Improvement- Del Webb Field be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of June, 1955 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: Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-257

A RESOLUTION APPROVING SPECIFICATIONS AND AUTHORIZING THE CALL FOR BIDS FOR INCANDESCENT, FLUORESCENT AND MERCURY VAPOR LAMPS FOR MUNICIPAL LIGHTING FOR FISCAL YEAR BEGINNING JULY 1, 1955

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MODESTO that the specifications for incandescent, fluorescent and mercury vapor lamps for municipal lighting for fiscal year beginning July 1, 1955 be approved, and

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized and directed to call for public competitive sealed bids for the said lamps to be opened in the office of the City Clerk, 717 10th St., in the City of Modesto on Tuesday, July 5, 1955 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.

BE IT FURTHER RESOLVED that 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 recommendations 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 15th day of June, 1955 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: Councilmen: Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-258

A RESOLUTION RESCINDING RESOLUTION NO. 55-240 ENTITLED "A RESOLUTION AUTHORIZING THE CALL FOR BIDS FOR PRINTING AND ADVERTISING FOR FISCAL YEAR 1955-56"

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Resolution No. 55-240, adopted on June 8, 1955 and entitled, "A RESOLUTION AUTHORIZING THE CALL FOR BIDS FOR PRINTING AND ADVERTISING FOR FISCAL YEAR 1955-56" 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 15th day of June, 1955 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: Councilmen: Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Adams

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-259

A RESOLUTION AUTHORIZING THE CALLING FOR BIDS FOR PRINTING AND ADVERTISING FOR FISCAL YEAR 1955-56

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the City Clerk be and he is hereby authorized to call for bids for the publication of the official advertising of the City of Modesto for the fiscal year ending June 30, 1956; said bids to be opened at 2:00 P.M., June 20, 1955, in the office of the City Clerk.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of June, 1955 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, Merrill, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Adams

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-260

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 1956, 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 15 day of June, 1955.

Harry Marks
Mayor of the City of Modesto

Attest: Rex E. Gailfus
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 June 15, 1955.

Rex E. Gailfus
City Clerk of the City of Modesto

MODESTO CITY COUNCIL
RESOLUTION NO. 55-261

A RESOLUTION ACCEPTING THE OFFER OF THE UNITED STATES OF AMERICA FOR A GRANT OF FEDERAL FUNDS FOR THE DEVELOPMENT OF THE MODESTO MUNICIPAL AIRPORT.

WHEREAS, the City of Modesto in conjunction with the County of Stanislaus submitted to the Administrator of Civil Aeronautics of the United States of America a Project Application dated May 26, 1955, for a grant of Federal funds pursuant to the Federal Airport Act for the development of the Modesto Municipal Airport, and

WHEREAS, in response thereto the United States of America, acting through the Administrator of Civil Aeronautics, has submitted an offer to pay a share of the costs incurred in accomplishing the project, the offer being in the following words:

"GRANT AGREEMENT

"Part I - Offer

Date of Offer June 8, 1955
Modesto Municipal Airport
Project No. 9-04-027-503
Contract No. C4ca-3372-A

"TO: The City of Modesto and the County of Stanislaus, California (herein referred to as the "Co-sponsors")

"FROM: The United States of America (acting through the Administrator of Civil Aeronautics, herein referred to as the "Administrator")

"WHEREAS, the Co-sponsors have submitted to the Administrator a Project Application dated May 26, 1955 for a grant of Federal funds for a project for development of the Modesto Municipal Airport (herein called the "Airport"), together with plans and specifications for such project, which Project Application, as approved by the Administrator, is hereby incorporated herein and made a part hereof; and

"WHEREAS, the Administrator has approved a project for development of the Airport (herein called the "Project") consisting of the following described airport development:

Acquire land for airport development and approach protection.

(The airport development to be accomplished, herein described, is in addition to that contemplated under the Grant Agreements between the Sponsor and the United States under Projects Nos. 9-04-027-701 and 9-04-027-002.)

all as more particularly described in the property map and plans and specifications incorporated in the said Project Application;

"NOW THEREFORE, pursuant to and for the purposes of carrying out the provisions of the Federal Airport Act (60 Stat. 170; Pub. Law 377, 79th Congress), and in consideration of (a) the Co-sponsor's adoption and ratification of the representations and assurances contained in said Project Application, and their acceptance of this Offer, as herein-after provided, and (b) the benefits to accrue to the United States and the public from the accomplishment of the Project and the operation and maintenance of the Airport, as herein provided, THE ADMINISTRATOR, FOR AND ON BEHALF OF THE UNITED STATES, HEREBY OFFERS AND AGREES to pay, as the United States' share of the costs incurred in accomplishing the project, 54.22 per centum of all allowable project costs, subject to the following terms and conditions:

1. The maximum obligation of the United States payable under this Offer shall be \$89,447 00.
2. The Co-sponsors shall
 - (a) begin accomplishment of the Project within a reasonable time after acceptance of this Offer, and
 - (b) carry out and complete the Project in accordance with the terms of this Offer, and the Federal Airport Act and the Regulations promulgated thereunder by the Administrator in effect on the date of this Offer, which Act and Regulations are incorporated herein and made a part hereof, and

- (c) carry out and complete the Project in accordance with the plans and specifications and property map incorporated herein as they may be revised or modified with the approval of the Administrator or his duly authorized representatives.
3. The Co-sponsors shall operate and maintain the Airport as provided in the Project Application incorporated herein.
 4. The Administrator having determined that no space in airport buildings will be required by any civil agency of the United States for the purposes set forth in paragraph 9 of Part III of the Project Application, the provisions of the said paragraph shall be deemed to be of no force or effect.
 5. Any misrepresentation or omission of a material fact by the Co-sponsors concerning the Project or the Co-sponsors' authority or ability to carry out the obligations assumed by the Co-sponsors in accepting this Offer shall terminate the obligation of the United States, and it is understood and agreed by the Co-sponsors in accepting this Offer that, if a material fact has been misrepresented or omitted by the Co-sponsors, the Administrator on behalf of the United States may recover all grant payments made.
 6. The Administrator reserves the right to amend or withdraw this Offer at any time prior to its acceptance by the Co-sponsors.
 7. This Offer shall expire and the United States shall not be obligated to pay any of the allowable costs of the Project unless this Offer has been accepted by the Co-sponsors within 60 days from the above date of Offer or such longer time as may be prescribed by the Administrator in writing.
 8. It is hereby understood and agreed by and between the parties hereto that:
 - (a) The Administrator, in tendering this Offer in behalf of the United States, recognizes the existence of a Co-Sponsorship Agreement between the City of Modesto and the County of Stanislaus entered into on May 25, 1955, a copy of which is attached hereto and made a part hereof, it being understood that by acceptance of this Offer, each of said Co-Sponsors assumes only its respective obligations as provided in said Agreement, and it being further understood and agreed that the Co-Sponsors will not amend, modify, or terminate said Agreement without the prior approval in writing of the Administrator or his duly designated representative.
 - (b) The United States shall not make or be obligated to make any payments under this Grant Offer involving acquisition of one or more of the parcels participating in this project unless and until the Co-Sponsors have submitted evidence, satisfactory to the Administrator, that they hold title to the parcel or parcels for which payment is requested, subject to no liens, encumbrances, reservations, or exceptions, which in the opinion of the Administrator would create an undue risk of interference with the accomplishment of the project or the operation and maintenance of the airport.

"The Co-sponsors' acceptance of this Offer and ratification and adoption of the Project Application incorporated herein shall be evidenced by execution of this instrument by the City of Modesto, California, and the County of Stanislaus, California, as Co-sponsors, as hereinafter provided, and said Offer and acceptance shall comprise a Grant Agreement, as provided by the Federal Airport Act, constituting the obligations and rights of the United States, on the one part, and the City of Modesto and the County of Stanislaus, jointly and severally, on the other part, with respect to the accomplishment of the Project and the operation and maintenance of the Airport. Such Grant Agreement shall become effective upon the Co-sponsors' acceptance of this Offer and shall remain in full force and effect throughout the useful life of the facilities developed under the Project, but in any event not to exceed twenty years from the date of said acceptance.

UNITED STATES OF AMERICA
THE ADMINISTRATOR OF CIVIL AERONAUTICS

By W. P. PLETT
Acting Regional Administrator,
Region IV (LA) "

and

WHEREAS, the City of Modesto desired to accept said offer and to authorize the City Manager to sign an acceptance in substantially the following form:

"Part II - Acceptance

"The City of Modesto, California, and the County of Stanislaus, California, do hereby ratify and adopt all statements, representations, warranties, covenants, and agreements contained in the Project Application and incorporated materials referred to in the foregoing Offer and do hereby accept said Offer, and by such acceptance agree to all of the terms and conditions thereof.

CITY OF MODESTO, CALIFORNIA
(Name of Co-sponsor)

By _____

Title _____

(SEAL)

Attest: _____

Title: _____

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the City accepts said offer of the United States of America as set forth above, and

BE IT FURTHER RESOLVED that the City Manager and the City Clerk be, and they are hereby authorized, to execute and attest respectively in the name of the City of Modesto the acceptance of the hereinabove described offer.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15 day of June, 1955, 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: Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams

ATTEST: REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 55-262

A RESOLUTION SETTING THE DATE FOR THE PUBLIC HEARING ON THE PROPOSED BUDGET FOR THE CITY OF MODESTO FOR THE FISCAL YEAR 1955-56

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, July 13, 1955 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 1955-56, 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 Tribune, according to the provisions of Section 1303 of the Charter.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of June, 1955 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: Anderson, Arata, Hammond, Robinson, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-263

A RESOLUTION APPOINTING C. W. MASONHEIMER CITY MANAGER PRO TEMPORE DURING THE ABSENCE OR DIABILITY 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. 54-268, adopted by the Council on August 25, 1954, entitled, "A RESOLUTION APPOINTING CARLYLE D. MILLAR CITY MANAGER PRO TEMPORE DURING ANY 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 15th day of June, 1955, by Councilman Merrill, 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: Councilmen: Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-264

A RESOLUTION AUTHORIZING THE TRANSFER OF \$16,000 FROM THE McHENRY LIBRARY FUND TO THE McHENRY LIBRARY SPECIAL FUND FOR CAPITAL OUTLAY.

WHEREAS Article 2 of Title VIII of the Modesto Municipal Code provides for the McHenry Special Fund for Capital Outlays and authorizes the City Council to make transfers to such fund, and

WHEREAS the unencumbered surplus funds in the McHenry Library Fund at the end of the 1954-55 fiscal year will be in excess of \$16,000,

NOW THEREFORE BE IT RESOLVED that the Director of Finance be authorized and he is hereby directed to transfer \$16,000 from the McHenry Library Fund to the McHenry Library Special Fund for Capital Outlays.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of June, 1955, 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, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-265

A RESOLUTION AUTHORIZING THE TRANSFER OF \$30,000 FROM THE DOMESTIC SEWER SERVICE FUND TO THE GENERAL FUND OF THE CITY OF MODESTO

WHEREAS Section 5-6.110 of the Modesto Municipal Code provides that funds placed in the Domestic Sewer Service Fund may be used for maintenance and operation of sewage facilities, and

WHEREAS there has been expended from the General Fund of the City through

May 31 of the 1954-55 fiscal year, more than \$46,000 for maintenance and operation of the sewage treatment plant and sewer facilities,

NOW, THEREFORE BE IT RESOLVED that the Director of Finance be authorized and is hereby directed to transfer \$30,000 from the Domestic Sewer Service Fund to the General Fund 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 15th day of June, 1955, 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: Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Adams

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-266

A RESOLUTION ACCEPTING GRANT DEED FROM MANUEL CARRILLO AND VALENTINE CARRILLO (WIDENING OF ROSEBURG AVENUE)

BE IT HEREBY RESOLVED that the Grant Deed from Manuel Carrillo and Valentine Carrillo, husband and wife, as joint tenants, dated June 7, 1955, to the City of Modesto, deeding 10 feet for the widening of Roseburg Avenue be, and it is hereby accepted.

BE IT FURTHER RESOLVED that the recordation of said Grant Deed with the Recorder of Stanislaus County be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of June, 1955, by Councilman Anderson, 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: Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Adams

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-267

A RESOLUTION ACCEPTING SANITARY SEWER ON KEARNEY AVENUE FROM CONTRACTOR A. P. RASMUSSEN, AUTHORIZING RECORDATION OF NOTICE OF COMPLETION AND PAYMENTS AS DUE

WHEREAS the Director of Public Works has filed a report that the sanitary sewer on Kearney Avenue has been completed by contractor A. P. Rasmussen and has recommended acceptance of the project,

NOW THEREFORE BE IT HEREBY RESOLVED by the Council of the City of Modesto that it does hereby accept the sanitary sewer on Kearney Avenue from contractor A. P. Rasmussen, and

BE IT FURTHER RESOLVED that the recordation of Notice of Completion with the Recorder of Stanislaus County be authorized and the payment of amounts as due, as provided by the agreement.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of June, 1955 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: Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-268

A RESOLUTION GRANTING PERMIT TO THE COCA COLA BOTTLING COMPANY, LTD.
TO DRILL A 10 INCH PRIVATE WELL ON HANEY AVENUE

WHEREAS, Bomberger Brothers, as agents for the Coca Cola Bottling Company, Ltd., has filed a request, as provided for by Section 5-1.501 of the Modesto Municipal Code, for permission to drill a 10 inch private water well on a parcel of land purchased by the company on Haney Avenue, and

WHEREAS, the Director of Public Works has recommended that permit be granted under certain conditions,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that permit be granted to Bomberger Brothers, as agents for the Coca-Cola Bottling Company, Ltd., to drill a 10 inch private water well on the 60,000 square foot parcel of land located approximately 290 feet west of the southwest corner of Haney Avenue and Kearney Avenue on the condition that the unit is not greater capacity than that specified in the request and that all construction shall be approved by the City Health Department.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of August, 1955, 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, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Hammond

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-268

A RESOLUTION APPOINTING MEMBERS TO THE CITY OF MODESTO PARKING AUTHORITY

WHEREAS, Resolution No. 8757-N.S. of the City of Modesto requires the City Council to appoint members to the Parking Authority, and

WHEREAS, Melville D. Harris, A. M. Rose, R. E. Bates, Ray Bylling and Ian Mensinger resigned on June 16, 1955,

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

SECTION 1. The following persons are hereby appointed to the Parking Authority for the respective term, as indicated:

Bill Warner, to serve the unexpired term of Melville D. Harris - January 1, 1958

John Gorman, to serve the unexpired term of A. M. Rose - January 1, 1958

Nathan McVay, to serve as the successor to R. E. Bates - January 1, 1959

Ray Shearn, to serve the unexpired term of Ray Bylling - January 18, 1956

Jack Ulrich, to serve the unexpired term of Ian Mensinger - January 18, 1957

SECTION 2. The City Clerk is hereby directed to submit a copy of this

resolution to the newly appointed members of the Parking Authority and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of June, 1955, 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: Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams

ATTEST: REX E. GAILFUS, CityClerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-269

A RESOLUTION ACCEPTING THE BID OF W. M. LYLES COMPANY FOR
CONSTRUCTION OF SANITARY SEWER LATERALS IN WESTWOOD MANOR
SUBDIVISION

WHEREAS, Resolution No. 55-233, adopted by the Council of the City of Modesto on June 1, 1955, approved the plans and specifications for the construction of sanitary sewer laterals in Westwood Manor Subdivision and authorized the calling for bids, and

WHEREAS, the bids received for the construction of sanitary sewer laterals in Westwood Manor Subdivision were opened at 2:00 P. M., June 21, 1955, 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 W. M. Lyles Company of \$4,581.50 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of W. M. Lyles Company of \$4,581.50 for construction of sanitary sewer laterals in Westwood Manor Subdivision be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of June, 1955, by Councilman Anderson, 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: Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams

ATTEST: REX E. GAILFUS, CityClerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-270

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE
CALLING FOR BIDS FOR THE CONSTRUCTION OF A STORM SEWER AND PUMP
STATION ON THE NORTHEAST CORNER OF COLDWELL AND COLLEGE AVENUES

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 storm sewer and pump station on the northeast corner of Coldwell and College Avenues, 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 construction of a storm sewer and pump station on the northeast corner of Coldwell and College Avenues, to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on Monday, July 11, 1955, 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 June, 1955, 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: Councilmen: Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-271

A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE LA LOMA SANITARY TRUNK SEWER FROM CONTRACTOR, STOCKTON CONSTRUCTION COMPANY

WHEREAS, a report has been filed by the Director of Public Works that the construction of the La Loma Sanitary/^{Trunk}Sewer has been completed by Contractor, Stockton Construction Company in accordance with the contract agreement dated October 6, 1954.

NOW, THEREFORE, BE IT RESOLVED that the construction of the La Loma Sanitary Trunk Sewer be accepted from said contractor, Stockton 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, less penalty of \$104.97 to cover additional inspection costs incurred by the city in connection with the project.

The Foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22 day of June, 1955, 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: Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-272

A RESOLUTION OF THE CITY OF MODESTO AUTHORIZING THE APPLICATION TO THE CALIFORNIA DEPARTMENT OF PUBLIC HEALTH FOR FEDERAL AND STATE ASSISTANCE FOR THE CONSTRUCTION OF AND EQUIPMENT FOR A CITY HEALTH CENTER.

WHEREAS, under the provisions of the Federal Hill-Burton Act any governmental subdivision or nonprofit organization may apply for financial assistance for hospital or health center construction and/or equipment purchases, and

WHEREAS, under the provisions of the California Hospital Survey and Construction Act (Division 1, Part 1, Chapter 3, of the Health and Safety Code) cities may submit applications for hospital construction projects for which federal funds are authorized through the State Department of Public Health, and

WHEREAS, the State Department of Public Health has declared that the Health Department of the City of Modesto is now occupying zero square feet of acceptable primary health center space, and

WHEREAS, the City has funds available in its capital outlay fund to share in the construction of a Health Center in conjunction with its proposed city hall,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the City Manager and Health Officer be, and they are hereby authorized and directed to cause the necessary data to be prepared and investigations to be made, and in the name of the City of Modesto, to sign and file such applications for federal and state assistance as are necessary to provide said City with health center construction and equipment purchases to assure an adequate and satisfactory facility which complies with the construction and equipment requirements of the Federal Hospital Council and the State Department of Public Health.

BE IT FURTHER RESOLVED that this resolution shall apply retroactively commencing on and after May 31, 1955.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22 day of June, 1955, 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: Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-273

A RESOLUTION APPROVING PARTIAL RELEASE OF CASH BOND FILED BY PHIL HUMPHREYS TO GUARANTEE IMPROVEMENTS ON LOT 2 OF THE FRESNO TRACT

BE IT HEREBY RESOLVED by the Council of the City of Modesto, that the cash bond of \$2,800.00 filed with the City of Modesto by Phil Humphreys to guarantee the improvements on Lot 2 of the Fresno Tract be, and it is hereby reduced by the sum of \$1,200.00.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of June, 1955, 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: Councilmen: Anderson, Arata, Hammond, Merrill, Robinson, and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-274

A RESOLUTION WAIVING CIRCUS LICENSE FEE FOR SHRINE CIRCUS

WHEREAS, the Modesto Shrine Club has filed a request that the circus license fee required by the City of Modesto be waived for its annual showing of the Shrine Circus,

NOW, THEREFORE, BE IT RESOLVED that the license fee of \$300.00 per day for a circus, as required by Section 6-1.207 of the Municipal Code be and it is hereby waived as related to the showing of the annual Shrine Circus, under the sponsorship of the Modesto Shrine Club at the Modesto Junior College Stadium on July 22 and 23, 1955.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22 day of June, 1955, by Councilman Anderson, 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: Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Adams

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-275

A RESOLUTION APPROVING ADDITIONAL PARTIAL RELEASE OF CASH BOND FILED BY THE WOLVERINE BUILDING SERVICE TO GUARANTEE IMPROVEMENTS IN THE PACIFICA TRACT

BE IT HEREBY RESOLVED by the Council of the City of Modesto, that the cash bond of \$20,300.00 filed with the City of Modesto by the Wolverine Building Service to guarantee the improvements in the Pacifica Tract be, and it is hereby further reduced by the sum of \$7,000.00, leaving a cash bond on file in amount \$8,300.00.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of June, 1955, 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: Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Adams

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-276

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND LANCE E. ELLIS AND CAROL L. ELLIS FOR THE FURNISHING OF WATER AND SEWER SERVICES TO GREGORY GARDENS ADDITION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Lance E. Ellis and Carol L. Ellis for the furnishing of water and sewer services to Gregory Gardens Addition 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 June, 1955, 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: Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Adams

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-277

A RESOLUTION APPROVING APPROPRIATION TRANSFER

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

FROM: General Reserve Fund \$1,000.00

TO: Parks Division, Capital
— Outlay \$1,000.00
(Provide for two exhaust vents
for the youth center)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22 day of June, 1955, 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: Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-278

A RESOLUTION TRANSFERRING THE PROPERTY OF THE CITY OF MODESTO
PARKING AUTHORITY TO THE CITY OF MODESTO.

WHEREAS, the Parking Law of 1949 created a Parking Authority in each city of the State of California, and

WHEREAS, pursuant to said law the Council, by Resolution No. 87570N.S. adopted on January 18, 1950, declared that there was a need for a parking authority to function in the City of Modesto, and

WHEREAS, said Parking Authority has functioned, and

WHEREAS, said Parking Authority has acquired certain real property and personal property in the City of Modesto in the name of the City of Modesto Off-Street Parking Authority and/or the City of Modesto Parking Authority, and

WHEREAS, Section 32667 of the Streets and Highways Code of the State of California, being a part of the Parking Law of 1949, authorizes the Council by a two-thirds vote to adopt a resolution transferring the property of the Authority to the City and provides that the City may, through such department, board, officer or agency as it determines, exercise its powers in regard to such property by virtue of the constitution, its charter, the Parking Law of 1949 or any general law,

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

SECTION 1. That all real property, personal property, funds, contracts, leases and other property, whether tangible or intangible, now held in the name of the City of Modesto Parking Authority and/or the City of Modesto Off-Street Parking Authority be, and the same is hereby transferred to the City of Modesto as of the date set forth in Section 3 of this resolution.

SECTION 2. That in order to implement this resolution and effect the intent of the law, the City of Modesto Parking Authority is hereby requested to pass such resolutions and execute such deeds and other documents as may be necessary to transfer and to vest of record in the name of the City of Modesto to the City of Modesto/all real property, personal property, funds, contracts, leases and other property, whether tangible or intangible, now held in the name of the City of Modesto Parking Authority or the name of the City of Modesto off-Street Parking Authority.

SECTION 3. That said transfers, assignments and conveyances specified in

Section 1 and Section 2 of this resolution shall take place as of Midnight, June 30, 1955.

SECTION 4. That the City of Modesto Parking Authority is hereby requested to take such other action as may be necessary to immediately wind up the affairs and business of the City of Modesto Parking Authority.

SECTION 5. That the City Clerk be, and he is hereby directed to record an authenticated copy of this resolution in the Office of the Recorder of Stanislaus County, California.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 29th day of June, 1955 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: Anderson, Arata, Hammond, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams and Robinson

ATTEST: REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 55-279

A RESOLUTION REGULATING PARKING ON H STREET BETWEEN ITS INTERSECTION WITH ELEVENTH STREET AND TWELFTH STREET IN THE CITY OF MODESTO

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 on H Street between its intersection with Eleventh Street and Twelfth Street in the City of Modesto be restricted as hereinafter provided,

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

SECTION 1. A special parking zone restricted for use solely by vehicles operated on official business by personnel of public law enforcement agencies is hereby established on H STREET, between its intersection with Eleventh Street and Twelfth Street, to be located as follows:

Beginning at the intersection of the Southwesterly curb line of Twelfth Street with the Northwesterly curb line of H STREET and extending Southwesterly along the H STREET curb line a distance of One Hundred Eighteen (118') feet.

The Traffic Engineer is hereby directed to cause the parking meters installed at said location to be removed.

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. Paragraph 2 of Resolution No. 10087-N.S. adopted by the Council of the City of Modesto on the 28th day of January, 1953, is hereby rescinded, and the Traffic Engineer is hereby directed to install parking meters at the following locations:
of
Commencing at the east property line/H STREET, with its intersection with Eleventh Street and running twenty-four (24') feet east along the south side of H STREET.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 29th day of June, 1955, 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: Councilmen: Anderson, Hammond, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams, Arata and Merrill

(SEAL)

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-280

A RESOLUTION APPROVING CLAIM OF INDUSTRIAL ELECTRICAL COMPANY AND SPEARS CONSTRUCTION COMPANY AND AUTHORIZING APPROPRIATION TRANSFER

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the claim of the Industrial Electrical Company of \$322.28 and Spears Construction Company of \$96.12 for repairs to Del Webb Field, be approved, and

BE IT FURTHER RESOLVED that the following appropriation transfer be approved:

FROM: General Reserve Fund	\$419 00
TO: Parks and Recreation, Parks Division (Repairs to Del Webb Field)	\$419 00

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 29th day of June, 1955, 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: Anderson, Hammond, Robinson and Mayor Marks

NOES; Councilmen: None

ABSENT; Councilmen: Adams, Arata and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-281

A RESOLUTION ACCEPTING GRANT DEEDS AND ASSIGNMENT FROM THE CITY OF MODESTO PARKING AUTHORITY.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Grant Deeds from the City of Modesto Parking Authority and/or City of Modesto Off-Street Parking Authority, dated June 28, 1955, covering the following described parcels of real property, be, and they are hereby accepted:

9th Street Lot

PARCEL NO. 1: All of Lots 23 and 24, and all that portion of Lot 22, in Block 56 of the City of Modesto, according to the Official Map thereof, filed in the office of the Recorder of the County of Stanislaus, State of California, on December 21, 1942, in Volume 15 of Maps, described as follows:

Beginning at the point of intersection of the dividing line between Lots 22 and 23 in said Block 56 with the Easterly line of 9th Street; thence Southerly along said line of 9th Street, 9 feet and 9 inches; thence Easterly at right angles with said line of 9th Street, 140 feet to the Westerly line of alley running through said Block; thence Northerly at right angles and along said line of said alley 9 feet and 9 inches; thence West-erly along said line of said alley 9 feet and 9 inches; the dividing line between said Lots 22 and 23, 140 feet to the point of beginning.

PARCEL NO. 2: All of Lot 25 in Block 56 of the City of Modesto, and an undivided one-half interest in and to a strip of land 13 inches wide along the Southeasterly line of Lot 26 adjacent to Lot 25 in Block 56 of the City of Modesto, according to the

Official Map thereof, filed in the office of the County Recorder of Stanislaus County, California, on December 21, 1942, in Volume 15 of Maps.

All that portion of Lots 21 and 22, in Block 56 of the City of Modesto, according to the Official Map thereof, filed in the office of the Recorder of the County of Stanislaus, State of California, on December 21, 1942, in Volume 15 of Maps, described as follows:

Commencing at a point on the Easterly side of Ninth Street, 9 feet 9 inches in a Southeasterly direction from the Northwest corner of said Lot 22; thence in a Southeasterly direction along the East line of Ninth Street, 39 feet 3 inches; thence at right angles in a Northeasterly direction, through Lot 21; a distance of 140 feet to West line of alley running through said block; thence at right angles in a Northwesterly direction along said line of said alley 39 feet 3 inches; thence at right angles in a Southwesterly direction through Lot 22 of said Block, 140 feet to the place of beginning.

12th and I Streets

Lots 29, 30, 31 and 32 in Block 94 of the City of Modesto, as per Map filed December 21, 1942, in Volume 15 of Maps, Stanislaus County Records.

11th and G Streets

Lots 17, 18, 19 and 20 in Block 82, City of Modesto, as per Map filed December 21, 1942, in Volume 15 of Maps, Stanislaus County Records.

819-821 11th Street

Lots Six (6), Seven (7), Eight (8) and Nine (9) in Block Sixty-nine (69) of the City of Modesto, according to the Official Map thereof, filed in the office of the County Recorder of Stanislaus County, California, on December 21, 1942, in Volume 15 of Maps.

BE IT FURTHER RESOLVED that the assignment of real and personal property, whether tangible or intangible, made by or in the name of the City of Modesto Parking Authority and/or City of Modesto Off-Street Parking Authority to the City of Modesto be, and the same is hereby accepted, and the execution of the same by the designated officials of the City is hereby authorized.

BE IT FURTHER RESOLVED that said transfers, assignments and conveyances shall take place as of Midnight, June 30, 1955.

BE IT FURTHER RESOLVED that the City Clerk be directed to record said Grant Deeds and assignment hereby accepted with the Recorder of Stanislaus County, California.

BE IT FURTHER RESOLVED that the City Clerk be directed to record an authenticated copy of this resolution with the Recorder of Stanislaus County, California.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 29th day of June, 1955 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: Anderson, Hammond, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams, Arata and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-282

A RESOLUTION ACCEPTING THE RESIGNATIONS OF THE MEMBERS OF THE CITY OF MODESTO PARKING AUTHORITY.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the resignations of the following members of the City of Modesto Parking Authority be, and they are hereby accepted, effective as of Midnight, June 30, 1955:

William L. Warner, Chairman
Nathan B. McVay, Secretary-Treasurer
Jack A. Ulrich
J. E. Gorman
R. S. Shearn

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 29th day of June, 1955 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, Hammond, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams, Arata and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-283

A RESOLUTION DECLARING THE NEED FOR THE CITY OF MODESTO TO EXERCISE THE POWERS OF A PARKING AUTHORITY.

WHEREAS, there has heretofore been in existence in the City of Modesto, pursuant to the Parking Law of 1949, the City of Modesto Parking Authority, and

WHEREAS, the Council of the City of Modesto, by Resolution No. 55-278, adopted at its meeting held on June 28, 1955, ordered the transfer of all of the property of said Parking Authority to the City of Modesto pursuant to Section 32667 of the Streets and Highways Code of the State of California, being a portion of the Parking Law of 1949, and

WHEREAS, the City of Modesto Parking Authority, at its meeting held on June 28, 1955, adopted a resolution transferring all of the real and personal property vested in it to the City of Modesto, and

WHEREAS, the Council of the City of Modesto has accepted the transfer of all of said property to it, and

WHEREAS, members of the said City of Modesto Parking Authority have submitted their resignations to the City Council, which resignations have been accepted by said Council, and

WHEREAS, in the opinion of said Council, there is a need for the City of Modesto to exercise the powers of a Parking Authority^{pursuant} to the provisions of Section 33552 of the Streets and Highways Code of the State of California, being a portion of the Parking Law of 1949,

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

SECTION 1. That the Council of the City of Modesto finds and it hereby declares that there is a need for the City to exercise the powers of a Parking Authority, pursuant to Section 33552 of the Streets and Highways Code of the State of California over the entire area of the City of Modesto by reason of the following facts:

1. The members of the Parking Authority have resigned;
2. There exists in the City of Modesto a serious condition of inadequate parking;
3. The report of the Public Administration Service, dated June 15, 1951,

covering the organization and administration of the affairs of the City, recommended that the Council exercise the powers of a Parking Authority; and

4. That the exercise of the powers of a Parking Authority by the Council will centralize the responsibility and authority for the handling of traffic, parking and related matters in the Council, thereby promoting the public interest and general welfare.

SECTION 2. That the Council of the City of Modesto hereby authorizes the City Manager to administer all public off-street parking facilities owned or operated by the City of Modesto; that the Director of Finance shall take all necessary steps to wind up the fiscal affairs of the City of Modesto Parking Authority, including the payment of all of its lawfully incurred outstanding liabilities and obligations out of unencumbered funds heretofore belonging to the Authority; and that the City Clerk shall assume custody of all public records of the said Parking Authority and be responsible for their custody and maintenance in accordance with the provisions of law.

SECTION 3. That this resolution shall become effective as of Midnight, June 30, 1955.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 29th day of June, 1955 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: Anderson, Hammond, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams, Arata and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-284

A RESOLUTION RESCINDING CERTAIN RESOLUTIONS RELATING TO THE CITY OF MODESTO PARKING AUTHORITY.

WHEREAS, there has heretofore been in existence in the City of Modesto, pursuant to the Parking Law of 1949, a City of Modesto Parking Authority, and

WHEREAS, the Council, by Resolution No. 55-278, adopted at its meeting held on June 28, 1955, transferred all of the property of said Parking Authority to the City of Modesto pursuant to Section 32667 of the Streets and Highways Code of the State of California, being a portion of the Parking Law of 1949, and

WHEREAS, members of the City of Modesto Parking Authority have submitted their resignations to the City Council, which resignations have been accepted by said Council, and

WHEREAS, the Council, by Resolution No. 55-283, adopted at its meeting held this day found and declared that there is a need for the City to exercise the powers of a Parking Authority, and

WHEREAS, there are certain resolutions of the Council in effect which relate to the commencement, operation, appointment and functioning of the City of Modesto Parking Authority,

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

SECTION 1. Resolution No. 8757 N.S. entitled, "A Resolution Relating to the

Creation of a Parking Authority in the City of Modesto and Determining that there is Need for a Parking Authority to Function in the City of Modesto" is hereby rescinded except insofar as said resolution declares a need for the City to exercise the powers of a Parking Authority pursuant to the Parking Law of 1949.

SECTION 2. The following resolutions are hereby rescinded:

(a) Resolution No. 8861-N.S. entitled, "A Resolution Placing the Jurisdiction and Control of Lots 17 to 32 in Block 121 in the City of Modesto under the City of Modesto Parking Authority for the Purpose of the Establishment and Operation of an Off-Street Parking Lot Thereon";

(b) Resolution No. 8863-N.S. entitled, "A Resolution Placing Jurisdiction and Control of Lots 19 and 20, Block 81, in the City of Modesto under the City of Modesto Parking Authority for the Purpose of the Establishment of an Off-Street Parking Lot Thereon";

(c) Resolution No. 54-59 entitled, "A Resolution Stating the Basic Principles to Govern the Activities of the City of Modesto Parking Authority in Conducting an Expanded Off-Street Parking Program";

(d) Resolution No. 54-114 entitled, "A Resolution Approving Conditions Requested by the City of Modesto Parking Authority Relating to Participation in the Employment of a Traffic Engineer";

(e) Resolution No. 54-115 entitled, "A Resolution Amending Resolution No. 54-59 entitled, "A Resolution Stating the Basic Principles to Govern the Activities of the City of Modesto Parking Authority in Conducting an Expanded Off-Street Parking Program";

(f) Resolution No. 54-290 entitled, "A Resolution Amending Resolution No. 54-59 entitled, "A Resolution Stating the Basic Principles to Govern the Activities of the City of Modesto Parking Authority in Conducting an Expanded Off-Street Parking Program"; and

(g) Resolution No. 55-245 entitled, "A Resolution Approving the Assignment of Lease between the Southern Pacific Company and City of Modesto Covering Property on the East Side of 8th Street between I and K Streets in the City of Modesto Used for Automobile Parking to the City of Modesto Parking Authority".

SECTION 3. The repealing provisions of this resolution shall not affect or impair any act done or any right vested pursuant to the legal exercise of the powers vested in the City of Modesto Parking Authority prior to the time such repeals shall take effect, but every such act done or right vested shall remain in full force and effect to all intents and purposes as if the above mentioned resolutions repealed by this resolution had remained in force.

SECTION 4. The provisions of this resolution shall take effect as of Midnight, June 30, 1955.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 29th day of June, 1955, 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, Hammond, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams, Arata and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-285

A RESOLUTION ALLOCATING PARKING METER REVENUES, ESTABLISHING FUNDS
THEREFORE, AND PRESCRIBING THE PURPOSES FOR WHICH THEY MAY BE USED

WHEREAS, Section 15 of Ordinance No. 778-N.S. of the City of Modesto provides
as follows:

"The coins deposited in parking meters as provided herein are hereby levied and assessed as fees to provide for the cost of supervising, regulating and inspecting the parking of vehicles in the parking meter zones created thereby and to cover the cost of the purchase, supervision, protection, inspection, installation, operation, maintenance, control, and use of the parking meters installed therein, and the fund created thereby shall be devoted exclusively to those purposes, except that any surplus funds shall be used for the purpose of acquiring off street parking areas for the use of the public within the City of Modesto."

and

WHEREAS, it is the desire and intent of the Council of the City of Modesto to carry out the provisions of said Ordinance No. 778-N.S. with respect to the use of said parking meter revenue,

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

SECTION 1. That all of the revenue from on-street parking meters of and in the City of Modesto shall be, until otherwise designated by this Council, allocated for use as follows, to wit:

Twenty-five (25%) per cent of said revenue shall be placed in the existing Parking Meter Fund and shall be used solely for the purchase, installation, operation, maintenance, supervision, inspection and control of said parking meters;

Seventy-five (75%) per cent of said revenue shall be placed in a special fund designated as the Parking Fund, which is hereby established, and shall be used solely for the acquisition, development, operation, maintenance and administration of off-street public parking facilities, including all expenses related thereto, in the City of Modesto.

One Hundred (100%) per cent of the revenue from off-street parking meters shall be placed in the Parking Fund and shall be used for the purposes specified above for such fund.

SECTION 2. The special fund designated as the Parking Authority Fund is hereby abolished and the Director of Finance is hereby directed to transfer the funds contained therein to the Parking Fund established by this resolution.

SECTION 3. The Director of Finance is hereby directed to implement the provisions of this resolution.

SECTION 4. Resolution No. 8860-N.S., as amended by Resolution No. 54-51, is hereby rescinded.

SECTION 5. This resolution shall go into effect and be in full force and operation on July 1, 1955.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 29 day of June, 1955, 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, Hammond, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams, Arata and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-286

A RESOLUTION ADJUSTING THE COMPENSATION OF THE CITY ATTORNEY

WHEREAS, City Attorney Allen Grimes has heretofore been employed by the City of Modesto Parking Authority as its legal counsel at a compensation of One Hundred and no/100ths (\$100.00) Dollars per month, and

WHEREAS, the Council, by Resolution No. 55-278, adopted at its meeting held on June 28, 1955, transferred all of the property of said Parking Authority to the City of Modesto pursuant to Section 32667 of the Streets and Highways Code of the State of California, being a portion of the Parking Law of 1949, and

WHEREAS, the Council, by Resolution No. 55-283, adopted at its meeting held this day found and declared that there is a need for the City to exercise the powers of a Parking Authority, and

WHEREAS, it is the desire of the City Council that the City Attorney continue to render legal services to the City on parking matters without loss of compensation by reason of the cessation of the activities of the Parking Authority,

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that the compensation of City Attorney Allen Grimes be increased to Nine Hundred Forty and no/100ths (\$940.00) Dollars per month effective July 1, 1955.

BE IT FURTHER RESOLVED that Resolution No. 54-240, adopted July 28, 1954, be, and it is hereby rescinded.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 29th day of June, 1955, 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: Anderson, Hammond, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams, Arata and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-287

A RESOLUTION ACCEPTING THE BID OF CONSOLIDATED WESTERN STEEL FOR THE FURNISHING OF A SAND TRAP

WHEREAS, Resolution No. 55-243, adopted by the Council of the City of Modesto on June 8, 1955, approved the specifications for the furnishing of a SandTrap and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of a SandTrap were opened at 2:00 P.M., July 5, 1955, 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 Consolidated Western Steel Company of \$1,776.75 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Consolidated Western Steel Company of \$1,776.75 for the furnishing of a Sand Trap 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 6 day of July, 1955, 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: Anderson, Hammond, Merrill, Robinson and Vice-Mayor Adams

NOES: Councilmen: None

ABSENT: Councilmen: Arata and Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-288

A RESOLUTION ACCEPTING THE BID OF BYRON JACKSON COMPANY FOR ONE DEEP WELL TURBINE PUMP AND ELECTRICAL ATTACHMENTS.

WHEREAS, Resolution No. 55-242, adopted by the Council of the City of Modesto on June 8, 1955, approved the specifications for the furnishing of one deep well turbine pump and electrical attachments and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of one deep well turbine pump and electrical attachments were opened at 2:00 P.M., July 5, 1955 and later tabulated by the Public Works Department for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Byron Jackson Company of \$3,358.00 for the furnishing of one deep well turbine pump and electrical attachments be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Byron Jackson Company of \$3,358.00 for the furnishing^{of}/one deep well turbine pump and electrical attachments 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 6 day of July, 1955, 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: Anderson, Arata, Hammond, Merrill, Robinson and Vice-Mayor Adams

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-289

A RESOLUTION ACCEPTING THE BID OF INDUSTRIAL ELECTRICAL COMPANY FOR THE FURNISHING OF STREET LIGHTING MATERIALS FOR THE FISCAL YEAR 1955-56

WHEREAS, Resolution No. 55-257, adopted by the Council of the City of Modesto on June 15, 1955, approved the specifications for the furnishing of street lighting materials for the fiscal year 1955-56 and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of street lighting materials for the fiscal year 1955-56 were opened at 3:00 P.M., July 5, 1955 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 for the furnishing of street lighting materials be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Industrial Electrical Company for the furnishing of street lighting materials for the fiscal year 1955-56 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6 day of July, 1955, 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 and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Anderson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-290

A RESOLUTION ACCEPTING THE BID OF THE MODESTO JOURNAL AND VALLEY CITIZEN FOR LEGAL ADVERTISING FOR THE FISCAL YEAR 1955-56

WHEREAS, Resolution No. 55-259, adopted by the Council of the City of Modesto on June 15, 1955, approved the specifications for the furnishing of Legal Advertising for the fiscal year 1955-56 and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of Legal Advertising for the fiscal year 1955-56, were opened at 2:00 P.M. June 20, 1955, and later tabulated by the City Clerk and the Director of Finance for the consideration of the Council, and

WHEREAS, the City Clerk has recommended that the bid of the Modesto Journal and Valley Citizen be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of The Modesto Journal and Valley Citizen for the furnishing of Legal Advertising for the fiscal year 1955-56 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6 day of July, 1955, 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: Councilmen: Adams, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-291

A RESOLUTION ESTABLISHING AND FIXING PARKING RATES AND CHARGES FOR USE OF MUNICIPAL OFF-STREET PARKING FACILITIES IN THE CITY OF MODESTO.

WHEREAS, Section 3-6.103 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

9:00 a.m. to 6:00 p.m., Sundays and holidays excepted

<u>Location</u>	<u>Rate</u>	<u>Time Limit</u>
9th Street	One hour or fraction, 5¢	Maximum of 3 hours
12th and I Streets	One hour or fraction, 5¢	Maximum of 3 hours
11th and G Streets	Each 2 hours or fraction, 10¢	None
819-821 11th Street North Row	12 minutes or fraction, 1¢	Maximum of 36 minutes
Remainder	One hour or fraction, 5¢	Maximum of 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, except on Sundays or holidays on which days no fee shall be required.

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.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of July, 1955, 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, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-292

A RESOLUTION AUTHORIZING PAYMENT OF CLAIM OF THE SOUTHERN PACIFIC COMPANY

BE IT HEREBY RESOLVED by the Council of the City of Modesto, that in accordance with the terms of the Agreement dated November 27, 1946, between the City of Modesto and the Southern Pacific Company for the leasing of an area on 8th Street between I and K Streets, and used for parking facilities, that the company's claim of \$666.58 for 1954-55 taxes on the area, be and it is hereby approved, and

BE IT FURTHER RESOLVED that the Director of Finance be authorized to draw a warrant in payment of the said claim.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of July, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-293

A RESOLUTION FIXING THE TIME AND PLACE FOR A PUBLIC HEARING IN THE MATTER OF GRANTING LICENSES FOR THE COLLECTION OF GARBAGE IN THE CITY OF MODESTO.

WHEREAS, applications were filed with the City Clerk for licenses to collect garbage within the City by the Modesto Garbage Company on June 16, 1955, by the Sanders Salvage Company on June 24, 1955, and by T. F. Gilton and Maggie S. Gilton, doing business as the Airport Garbage Service, on July 5, 1955, and

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

WHEREAS, said applications comply with the provisions of Section 5-5.15 of said Code,

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that 8:00 o'clock p.m., Wednesday, July 13, 1955, in the Council Chamber of the City is hereby fixed as the time and place for a public hearing upon said applications for licenses to collect garbage within the City.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of July, 1955, 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: Councilmen: Adams, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-294

A RESOLUTION FIXING THE TIME AND PLACE FOR A PUBLIC HEARING IN THE MATTER OF GRANTING LICENSES FOR THE COLLECTION OF SWILL IN THE CITY OF MODESTO.

WHEREAS, applications were filed with the City Clerk for licenses to collect swill within the City by the American Hog Farm on June 16, 1955 and by Rudy Bonzi's Enterprises on June 21, 1955, 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 applications comply 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 8:30 o'clock p.m., Wednesday, July 13, 1955, in the Council Chamber of the City is hereby fixed as the time and place for a public hearing upon said applications for licenses 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 6th day of July, 1955, 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, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-295

A RESOLUTION AUTHORIZING THE REMOVAL OF STOP SIGNS LOCATED ON COLLEGE AVENUE AT ITS INTERSECTION WITH ROSEBURG AVENUE IN THE CITY OF MODESTO

BE IT RESOLVED by the Council of the City of Modesto that the stop signs located On COLLEGE AVENUE at its intersection with Roseburg Avenue be removed.

BE IT FURTHER RESOLVED that the Traffic Engineer be, and he is hereby authorized to remove said stop signs.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of July, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-296

A RESOLUTION AMENDING RESOLUTION NO. 9831-N.S. ENTITLED, "A RESOLUTION PROVIDING THAT THE CITY OF MODESTO BECOME A PART OF THE STANISLAUS COUNTY CIVIL DEFENSE OPERATIONAL AREA, AUTHORIZING THE APPOINTMENT OF A COORDINATING DIRECTOR, STAFF, AND CITY REPRESENTATIVE, AND PROVIDING TERMS AND CONDITIONS UPON WHICH THE CITY OF MODESTO SHALL PARTICIPATE IN THE ACTIVITIES OF THE STANISLAUS COUNTY CIVIL DEFENSE OPERATIONAL AREA"

BE IT HEREBY RESOLVED by the Council of the City of Modesto that so much of Resolution No. 9831-N.S. entitled, "A Resolution Providing that the City of Modesto Become a Part of the Stanislaus County Civil Defense Operational Area, Authorizing the Appointment of a Coordinating Director, Staff, and City Representative, and Providing Terms and Conditions upon Which the City of Modesto Shall Participate in the Activities of the Stanislaus County Civil Defense Operational Area", adopted May 7, 1952, as reads:

"Be It Further Resolved that Kenneth C. Ables be appointed Stanislaus Operational Area Coordinator-Director, and E. W. Hane be appointed Deputy Stanislaus Operational Area Director, and"

be amended to read as follows:

"Be It Further Resolved that the Board of Supervisors of Stanislaus County, California be, and it is hereby authorized to appoint the Stanislaus Operational Area Coordinator-Director and Deputy Stanislaus Operational Area Coordinator-Director".

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of July, 1955 by Councilman Adams, who moved its adoption and passage which motion being duly seconded by Councilman Robinson, was upon roll call carried by the following vote:

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

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-297

A RESOLUTION DESIGNATING A PASSENGER LOADING ZONE
ON H STREET 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. A passenger loading zone is hereby established at the following location:

Beginning at a point on the northwesterly curb line of H STREET (30') feet northeasterly from the intersection of said curb line with the northeasterly property line of Eighteenth Street and continuing northwesterly along said curb line a distance of Thirty-five (35') 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 6th day of July, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-298

A RESOLUTION DESIGNATING A PASSENGER LOADING ZONE ON
ROSEDALE AVENUE 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. A passenger loading zone is hereby established at the following location:

Beginning at a point on the easterly curb line of ROSEDALE AVENUE Seventy-six (76') feet south of the intersection of said curb line with the southerly curb line of Sierra Drive and continuing southerly along the Rosedale Avenue curb line a distance of Thirty-five (35') 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 6th day of July, 1955, 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: Councilmen: Adams, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-299

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 BEL-AIR 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 17 Township 3 South, Range 9 East, Mount Diablo Base and Meridian and more particularly described as follows:

Beginning at the North East corner of the South West Quarter of the North West Quarter of said Section 17, said corner being a point on the existing corporate City Limits; thence along the quarter quarter section line, which is the existing City Limit Line, South 0° 46' 30" East, 1320 feet; thence along the quarter section line which is the existing City Limit Line, North 88° 53' West, 1300 feet; thence along the Easterly line of the 40 foot road known as Tully Road, North 0° 47' West, 1541.8 feet to the point of intersection of said line with the center line of the Cavel Drainage Canal; thence along the center line of said canal, South Easterly, 348.68 feet to the Northerly line of the South West Quarter of the North West Quarter of said Section 17; thence along the said Quarter Quarter Section line, Easterly 1019.70 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 6th day of July, 1955, by Councilman Anderson, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-300

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION OF THE GREGORY GARDENS 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 and Carol L. Ellis, on March 31, 1955, 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 Addition, situate in the County of Stanislaus, State of California, and contiguous to the City of Modesto, described as follows:

•
All that portion of Sections 17 and 18, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Commencing at the Northwest corner of Lot 17 of Fresno Tract, according to the Map thereof, filed in the office of the County Recorder of Stanislaus County, California, on March 14, 1903 in Vol. 1 of Maps at page 76; thence along the Northerly line of said Lot 17, Easterly 20 feet to the Easterly line of Tully Road and the true point of beginning of this description, said point of beginning being the Northwest corner of the property annexed to the City of Modesto, California, by Ordinance No. 1096-N.S., a certified copy of which was recorded November 6, 1953 in Vol. 1181 of Official Records at page 73 as Instrument No. 27782; thence Northerly along the East line of Tully Road 660 feet, more or less, to a point on said East line of Tully Road which is South 0° 30' West, 677.34 feet from the North line of the Southwest quarter of the Northwest quarter of said Section 17; thence Westerly 20 feet to the Northeast corner of property conveyed to Lance E. Ellis, et ux, by Deed recorded December 30, 1954, in Vol. 1260 of Official Records at page 286; thence Westerly, 1316.51 feet, more or less, to the West line of the lands described in the deed from Etta Hemminger to George W. Hemminger, et al dated July 25, 1944 and recorded in Volume 795 of Official Records of Stanislaus County, page 309 (Series No. 10628); thence South 0° 30' West to the Southwest corner of the Southeast quarter of the Northeast quarter of said Section 18; thence Easterly 1320.0 feet, more or less, to the center line of said Tully Road, being the section line between said Sections 17 and 18; thence Easterly 20 feet to the point of beginning.

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 August, 1955, 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

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 6th day of July, 1955, 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: Councilmen: Adams, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-301

A RESOLUTION APPROVING THE PLACING OF THE CITY'S COMPREHENSIVE LIABILITY INSURANCE WITH THE FIREMEN'S INSURANCE INDEMNITY COMPANY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that it does hereby approve and authorize the placing of the City's comprehensive liability insurance with the Firemen's Insurance Indemnity Company for the period June 27, 1955 to June 27, 1956.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of July, 1955, by Councilman Anderson, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-302

A RESOLUTION ACCEPTING THE BID OF A. P. RASMUSSEN FOR CONSTRUCTION OF A STORM SEWER AND PUMP STATION ON COLLEGE AVENUE

WHEREAS, Resolution No. 55-270, adopted by the Council of the City of Modesto on June 22, 1955, approved the plans and specifications for the construction of a storm sewer and pump station on College Avenue and authorized the calling for bids, and

WHEREAS, the bids received for the construction of a storm sewer and pump station on College Avenue were opened at 2:00 P.M., July 11, 1955 and later tabulated by the Public Works Department for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of A. P. Rasmussen of \$3,668.68 for the construction of a storm sewer and pump station on College Avenue be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of A. P. Rasmussen of \$3,668.68 for the construction of a storm sewer and pump station on College Avenue be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13 day of July, 1955, 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 and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Anderson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION no. 55-303

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ARTHUR J. WYLIE AND FLORENCE E. WYLIE FOR THE CITY'S SHARE OF THE CONSTRUCTION OF PERIMETER SEWERS IN THE ROOSEVELT PARK TRACT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Arthur J. Wylie and Florence E. Wylie be approved, and

BE IT FURTHER RESOLVED that the payment of \$294.00 to Arthur J. Wylie for the city's share of the construction of perimeter sewers in the Roosevelt Park Tract be, and it is hereby approved, upon acceptance of the work as being completed in accordance with the requirements of the Department of Public Works, and

BE IT FURTHER RESOLVED that the Director of Finance be authorized to draw a warrant in payment of this amount at the time of completion and approval by the Department of Public Works, and

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of July, 1955, 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 and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Anderson

ATTEST: Rex E. Gailfux, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-304

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JOE NUNES, JR., KATHRYN NUNES, ARTHUR J. WYLIE AND FLORENCE E. WYLIE FOR THE CITY'S SHARE OF THE COST OF CONSTRUCTION OF PERIMETER SEWERS IN THE CAMPUS HEIGHTS SUBDIVISION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto that the agreement between the City of Modesto and Joe Nunes, Jr., Kathryn Nunes, Arthur J. Wylie, and Florence E. Wylie, be approved, and

BE IT FURTHER RESOLVED that the payment of \$1,108.50 to Arthur J. Wylie for the City's share of the cost of construction of perimeter sewers in the Campus Heights Subdivision be, and it is hereby approved, upon acceptance of the work as being completed in accordance with the requirements of the Department of Public Works, and

BE IT FURTHER RESOLVED that the Director of Finance be authorized to draw warrant in payment of this amount at the time of completion and approval by the Department of Public Works, and

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of July, 1955, 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 and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Anderson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-305

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JOHN QUARESMA AND BERNICE QUARESMA FOR THE CITY'S SHARE OF THE CONSTRUCTION OF PERIMETER SEWERS IN THE GLENWOOD PARK SUBDIVISION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and John Quaresma and Bernice Quaresma be approved, and

BE IT FURTHER RESOLVED that the payment of \$670.50 to John Quaresma for the City's share of the construction of perimeter sewers in the Glenwood Park Subdivision be and it is hereby approved upon the acceptance of work as being completed in accordance with the requirements of the Department of Public Works, and

BE IT FURTHER RESOLVED that the Director of Finance be authorized to draw warrant in payment of this amount at the time of completion and approval by the Department of Public Works, 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 13th day of July, 1955, 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 and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Anderson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-306

A RESOLUTION PROHIBITING SPECIFIED TURNING MOVEMENTS AT
THE INTERSECTION OF MORTON BOULEVARD AND NINTH STREET
IN THE CITY OF MODESTO.

WHEREAS, Section 16 of Ordinance No. 345-N.S. of the City of Modesto, as amended, authorizes the Council of the City of Modesto, by resolution, to designate and determine those intersections at which drivers of vehicles shall not make a right turn and/or a left turn, and

WHEREAS, the Council finds and determines that the best interests of the citizens of the City require that certain turning movements be prohibited at the following described intersection,

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

SECTION 1. Turning movements by vehicular traffic at the intersection of Morton Boulevard and Ninth Street in the City of Modesto are hereby prohibited as follows:

Traffic on MORTON BOULEVARD shall be prohibited from making a left turn onto NINTH STREET.

Traffic on NINTH STREET shall be prohibited from making a left turn onto MORTON BOULEVARD.

Northbound traffic on NINTH STREET shall be prohibited from making a right turn onto MORTON BOULEVARD.

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

SECTION 3. Except as provided in Section 4 hereof, the regulatory provisions of this resolution shall be effective only when appropriate signs are in place giving public notice of said prohibited traffic movements.

SECTION 4. 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 regulation was introduced at a regular meeting of the Council of the City of Modesto held on the 13 day of July, 1955, 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 and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Anderson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-307

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
VALLEY BUILDERS SUPPLY COMPANY AND MAY WAREHOUSE COMPANY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Valley Builders Supply Company and May Warehouse Company providing for the removal of all industrial uses of the land and buildings located on Roseburg Avenue within ten (10) years from the effective date of the Zoning Ordinance, July 7, 1955, be, and it is hereby approved. For further particulars, reference is made to a copy of the Agreement on file in the office of the City Clerk.

BE IT FURTHER RESOLVED that the City Manager and City Clerk of the City of Modesto be, and they are hereby authorized and directed to execute said Agreement on behalf of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of July, 1955, 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, and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Anderson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-308

A RESOLUTION DESIGNATING A PASSENGER LOADING ZONE ON NEEDHAM STREET 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. A passenger loading zone is hereby established at the following location:

Beginning at a point on the northerly curb line of NEEDHAM STREET Thirty-six (36') feet west of the intersection of said curb line with the westerly property line of Elmwood Avenue and continuing westerly along the Needham Street curb line a distance of Twenty-two (22') 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 13 day of July, 1955, 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 and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Anderson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-309

A RESOLUTION AUTHORIZING THE SALE OF RADIO EQUIPMENT TO THE STANISLAUS COUNTY FIRE WARDEN

WHEREAS, O. S. Ball, Stanislaus County Fire Warden, has indicated that the County desires to purchase the used AM radio transmitter-receivers, which the City has replaced with new FM equipment in the Police and Public Works Departments motor equipment, and

WHEREAS, the County has indicated its willingness to pay \$50.00 per unit for the transmitter-receivers which can be re-licensed by the Federal Communications Commission, and

WHEREAS, the City has ten units which meet this requirement,

NOW, THEREFORE, BE IT RESOLVED that the City Manager be authorized to sell the City's used AM radio equipment to Stanislaus County Fire Warden for the sum of \$50.00 per unit.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of July, 1955, 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 and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Anderson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-310

A RESOLUTION ACCEPTING GRANT DEED FROM CLIFTON AND AILEEN MARTINEZ (WIDENING OF ROSEBURG AVENUE)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that it does hereby accept a grant deed from Clifton and Aileen Martinez dated June 21, 1955 for the widening of Roseburg Avenue.

BE IT FURTHER RESOLVED that the City Clerk of the City of Modesto is hereby authorized to record said Grant Deed with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of July, 1955, 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 and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Anderson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-310A

A RESOLUTION APPOINTING MEMBERS OF THE BOARD OF ZONING ADJUSTMENT

WHEREAS, Section 10-2.1901 of the Zoning Ordinance No. 29-C.S. of the City of Modesto, requires the City Council to appoint members to the Board of Adjustment,

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 Zoning Adjustment for the respective terms as indicated:

James E. D'Keefe	term expiring January 1, 1957
John E. Gorman	term expiring January 1, 1958
Trevor J. Griffith	term expiring January 1, 1959

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed members of 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 20th day of July, 1955, 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: Councilmen: Adams, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-311

A RESOLUTION GRANTING A LICENSE TO SANDERS SALVAGE COMPANY FOR
THE COLLECTION OF GARBAGE IN THE CITY OF MODESTO

WHEREAS, an application was filed with the City Clerk for a license to collect garbage within a specified area of the City by Sanders Salvage Company on June 24, 1955, 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 6th day of July, 1955, adopted a resolution fixing 8 o'clock p.m., July 13, 1955 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 13th day of July, 1955, 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 license be granted subject to specified terms and conditions,

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

SECTION 1. A license to collect garbage in the City of Modesto is hereby granted to Sanders Salvage Company, Post Office Box 1935, Modesto, California, subject to the following terms and conditions:

(a) Said license shall be for a term of five (5) years, commencing on July 1, 1955, but shall be subject to cancellation by either the City or licensee upon six (6) months written notice to the other party;

(b) Said license shall be an exclusive license to collect garbage within the area delineated and marked as Area A on the map attached hereto, which is hereby made a part of this resolution, except for the privilege of collecting swill within said area, which shall be non-exclusive;

(c) The City reserves the right to change the rates for the collection of garbage and the license fee as specified in the Municipal Code at any time during the term of said license;

(d) In accepting this license, licensee thereby agrees to serve the area covered by the license for the term herein specified in compliance with the provisions of this resolution and the provisions of Chapter 5 of Title V of the Municipal Code; and

(e) Said license shall automatically extend to any portion of the licensee's service area as shown on the attached map which is hereafter annexed to the City.

SECTION 2. The City Clerk is hereby directed to furnish a copy of this resolution to the licensee which shall constitute the license mentioned in Section 5-5.17 of the Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20 day of July, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-312

A RESOLUTION GRANTING A LICENSE TO THE MODESTO GARBAGE COMPANY FOR
THE COLLECTION OF GARBAGE IN THE CITY OF MODESTO.

WHEREAS, an application was filed with the City Clerk for license to collect garbage within a specified area of the City by the Modesto Garbage Company on June 16, 1955, 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 6th day of July, 1955, adopted a resolution fixing 8 o'clock p.m., July 13, 1955 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 13th day of July, 1955, 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 license be granted subject to specified terms and conditions,

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

SECTION 1. A license to collect garbage in the City of Modesto is hereby granted to the Modesto Garbage Company, 1029 8th Street, Modesto, California, subject to the following terms and conditions:

(a) Said license shall be for a term of five (5) years, commencing on July 1, 1955, but shall be subject to cancellation by either the City or licensee upon six (6) months written notice to the other party;

(b) Said license shall be an exclusive license to collect garbage within the area delineated and marked as Area C on the map attached hereto, which is hereby made a part of this resolution, except for the privilege of collecting swill within said area, which shall be non-exclusive;

(c) The City reserves the right to change the rates for the collection of garbage and the license fee as specified in the Municipal Code at any time during the term of said license;

(d) In accepting this license, licensee hereby agrees to serve the area covered by the license for the term herein specified in compliance with the provisions of this resolution and the provisions of Chapter 5 of Title V of the Municipal Code; and

(e) Said license shall automatically extend to any portion of the licensee's service area as shown on the attached map which is hereafter annexed to the City.

SECTION 2. The City Clerk is hereby directed to furnish a copy of this resolution to the licensee which shall constitute the license mentioned in Section 5-5.17 of the Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20 day of July, 1955, 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, Anderson, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-313

A RESOLUTION GRANTING A LICENSE TO T. F. GILTON AND MAGGIE S. GILTON, DOING BUSINESS AS THE AIRPORT GARBAGE SERVICE, FOR THE COLLECTION OF GARBAGE IN THE CITY OF MODESTO.

WHEREAS, an application was filed with the City Clerk for a license to collect garbage within a specified area of the City by T. F. Gilton and Maggie S. Gilton, doing business as the Airport Garbage Service, on July 5, 1955, 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 6th day of July, 1955, adopted a resolution fixing 8 o'clock p.m., July 13, 1955 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 13th day of July, 1955, 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 license be granted subject to specified terms and conditions,

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

SECTION 1. A license to collect garbage in the City of Modesto is hereby granted to T. F. Gilton and Maggie S. Gilton, doing business as the Airport Garbage Service, 511 Benson Avenue, Modesto, California, subject to the following terms and conditions:

(a) Said license shall be for a term of five (5) years, commencing on July 1, 1955, but shall be subject to cancellation by either the City or licensee upon six (6) months' written notice to the other party;

(b) Said license shall be an exclusive license to collect garbage within the area delineated and marked as Area B on the map attached hereto, which is hereby made a part of this resolution, except for the privilege of collecting swill within said area, which shall be non-exclusive;

(c) The City reserves the right to change the rates for the collection of garbage and the license fee as specified in the Municipal Code at any time during the term of said license;

(d) In accepting this license, licensee thereby agrees to serve the area covered by the license for the term herein specified in compliance with the provisions of Chapter 5 of Title V of the Municipal Code; and

(e) Said license shall automatically extend to any portion of the licensee's service area as shown on the attached map which is hereafter annexed to the City.

SECTION 2. The City Clerk is hereby directed to furnish a copy of this resolution to the licensee which shall constitute the license mentioned in Section 5-5.17 of the Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20 day of July, 1955, 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, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-314

A RESOLUTION GRANTING A LICENSE TO AMERICAN HOG FARM 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 of Modesto by Joseph Agresti, an individual, doing business as American Hog Farm, on June 16, 1955, 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 6th day of July, 1955, adopted a resolution fixing 8:30 o'clock p.m., July 13, 1955 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 13th day of July, 1955, 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 license be granted subject to specified terms and conditions,

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

SECTION 1. A license to collect swill in the City of Modesto is hereby granted to Joseph Agresti, an individual, doing business as American Hog Farm of Route 2, Box 850, Ceres, subject to the following terms and conditions:

(a) Said license shall be for a term of five (5) years, commencing on July 1, 1955, but shall be subject to cancellation by either the City or licensee upon six (6) months written notice to the other party;

(b) Said license shall be non-exclusive to collect swill within the City of Modesto, including any areas hereafter annexed to City;

(c) In accepting this license, licensee thereby agrees to comply with the provisions of this resolution and the provisions of Chapter 5 of Title V of the Municipal Code.

SECTION 2. The City Clerk is hereby directed to furnish a copy of this resolution to the licensee which shall constitute the license mentioned in Section 5-5.17 of the Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of July, 1955, 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: Councilmen: Adams, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-315

A RESOLUTION GRANTING A LICENSE TO RUDY BONZI 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 of Modesto by Rudy Bonzi, on June 22, 1955, 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 6th day of July, 1955, adopted a resolution fixing 8:30 o'clock p.m., July 13, 1955 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 13th day of July, 1955, 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 license be granted submit to specified terms and conditions,

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

SECTION 1. A license to collect swill in the City of Modesto is hereby granted to Rudy Bonzi of Route 4, Box 3115, Modesto, subject to the following terms and conditions:

(a) Said license shall be for a term of five (5) years, commencing on July 1, 1955, but shall be subject to cancellation by either the City or licensee upon six (6) months written notice to the other party;

(b) Said license shall be non-exclusive to collect swill within the City of Modesto, including any areas hereafter annexed to City;

(c) In accepting this license, licensee thereby agrees to comply with the provisions of this resolution and the provisions of Chapter 5 of Title V of the Municipal Code.

SECTION 2. The City Clerk is hereby directed to furnish a copy of this resolution to the licensee which shall constitute the license mentioned in Section 5-5.17 of the Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20 day of July, 1955, by Councilman Anderson, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

Modesto City Council
RESOLUTION NO. 55-316

A RESOLUTION REGULATING PARKING ON TWELFTH STREET
BETWEEN G AND H STREETS IN THE CITY OF MODESTO.

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 on Twelfth Street between G and H Streets be restricted as hereinafter provided,

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

SECTION 1. A special parking zone, restricted for use solely for the parking

of vehicles operated by persons making advance arrangements for funerals or attending funerals, is hereby established on TWELFTH STREET between G and H Streets in the City of Modesto, to be located as follows:

Beginning at a point on the northeasterly side of TWELFTH STREET thirty-one (31¹/₂) feet northwesterly from its intersection with the northwesterly curb line of G Street and continuing northwesterly a distance of sixty-two (62') feet.

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 of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20 day of July, 1955, 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, Arata, Hammond, Merrill, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-317

A RESOLUTION AUTHORIZING REFUND OF OVERPAYMENT OF MILL LICENSE TAX TO THE CENTRAL AUTO PARTS

WHEREAS, a claim has been filed by the Central Auto Parts for refund of \$151.40 overpayment of mill license tax for the period October 1, 1953, through March 31, 1955, and

WHEREAS, an audit of the records of the Central Auto Parts has been made by the City of Modesto and it has been determined that the mill license was paid in error on the wholesale transactions.

NOW, THEREFORE, BE IT RESOLVED that the claim of the Central Auto Parts for refund of mill license tax in the amount \$151.40, be, and it is hereby allowed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of July, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-318

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF MODESTO AND GEORGE G. SIMVOULAKIS AND KOULA SIMVOULAKIS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Right of Way Agreement between the City of Modesto and George G. Simvoulakis and Koula Simvoulakis for utility purposes on McHenry Avenue be and it is hereby approved. For further particulars, reference is made to a copy of the Agreement on file in the office of the City Clerk.

BE IT FURTHER RESOLVED that the City Manager and City Clerk of the City of

Modesto be, and they are hereby authorized and directed to execute said Right of Way Agreement on behalf of the City of Modesto.

BE IT FURTHER RESOLVED that the City Clerk be authorized to record said Right of Way Agreement 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 20 day of July, 1955, 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, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-319

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF MODESTO AND GEORGE W. HOOK AND EVA M. HOOK

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Right of Way Agreement between the City of Modesto and George W. Hook and Eva M. Hook for utility purposes on McHenry Avenue be and it is hereby approved. For further particulars, reference is made to a copy of the Agreement on file in the office of the City Clerk.

BE IT FURTHER RESOLVED that the City Manager and City Clerk of the City of Modesto be, and they are hereby authorized and directed to execute said Right of Way Agreement on behalf of the City of Modesto.

BE IT FURTHER RESOLVED that the City Clerk be authorized to record said Right of Way Agreement 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 20 day of July, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-320

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF MODESTO AND JENNIE E. SHEA

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Right of Way Agreement between the City of Modesto and Jennie E. Shea for utility purposes on McHenry Avenue be and it is hereby approved. For further particulars, reference is made to a copy of the Agreement on file in the office of the City Clerk.

BE IT FURTHER RESOLVED that the City Manager and City Clerk of the City of Modesto be, and they are hereby authorized and directed to execute said Right of Way Agreement on behalf of the City of Modesto.

BE IT FURTHER RESOLVED that the City Clerk be authorized to record said Right of Way Agreement 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 20 day of July, 1955, 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: Councilmen: Adams, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-321

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF MODESTO AND EMILIO GARRETTO AND IDA GARETTO

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Right of Way Agreement between the City of Modesto and Emilio Garretto and Ida Garetto for utility purposes on McHenry Avenue be and it is hereby approved. For further particulars, reference is made to a copy of the Agreement on file in the office of the City Clerk.

BE IT FURTHER RESOLVED that the City Manager and City Clerk of the City of Modesto be, and they are hereby authorized and directed to execute said Right of Way Agreement on behalf of the City of Modesto.

BE IT FURTHER RESOLVED that the City Clerk be authorized to record said Right of Way Agreement 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 20 day of July, 1955, 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: Councilmen: Adams, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-322

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF MODESTO AND IGNAZIO GRIMALDI AND GUISEPPINA GRIMALDI

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Right of Way Agreement between the City of Modesto and Ignazio Grimaldi and Guiseppina Grimaldi for utility purposes on McHenry Avenue be and it is hereby approved. For further particulars, reference is made to a copy of the Agreement on file in the office of the City Clerk.

BE IT FURTHER RESOLVED that the City Manager and City Clerk of the City of Modesto be, and they are hereby authorized and directed to execute said Right of Way Agreement on behalf of the City of Modesto.

BE IT FURTHER RESOLVED that the City Clerk be authorized to record said Right of Way Agreement 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 20 day of July, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-223

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE
CITY OF MODESTO AND JAMES L. DRAKE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Right of Way Agreement between the City of Modesto and James L. Drake for utility purposes on McHenry Avenue be and it is hereby approved. For further particulars, reference is made to a copy of the Agreement on file in the office of the City Clerk.

BE IT FURTHER RESOLVED that the City Manager and City Clerk of the City of Modesto be, and they are hereby authorized and directed to execute said Right of Way Agreement on behalf of the City of Modesto.

BE IT FURTHER RESOLVED that the City Clerk be authorized to record said Right of Way Agreement 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 20th day of July, 1955, 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: Councilmen: Adams, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-324

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN
THE CITY OF MODESTO AND RAY GADA

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Right of Way Agreement between the City of Modesto and Ray Gada for utility purposes on McHenry Avenue be and it is hereby approved. For further particulars, reference is made to a copy of the Agreement on file in the office of the City Clerk.

BE IT FURTHER RESOLVED that the City Manager and City Clerk of the City of Modesto be, and they are hereby authorized and directed to execute said Right of Way Agreement on behalf of the City of Modesto.

BE IT FURTHER RESOLVED that the City Clerk be authorized to record said Right of Way Agreement 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 20th day of July, 1955, 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, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-325

A RESOLUTION APPROVING AMENDMENT TO AGREEMENT BETWEEN THE CITY OF MODESTO AND CARL W. LEWIS AND EDYTH A. LEWIS RELATING TO THE LEASE OF CERTAIN PROPERTY LOCATED ON 9th STREET BETWEEN I AND J STREETS IN THE CITY OF MODESTO: AUTHORIZING ITS EXECUTION AND RECORDATION WITH THE STANISLAUS COUNTY RECORDER

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the amendment to the Agreement dated May 16, 1955, between the City of Modesto Parking Authority and Carl W. Lewis and Edyth A. Lewis, husband and wife, relating to the leasing of certain property located in Block 56 (9th Street between I and J Streets) in the City of Modesto be, and it is hereby approved. Reference is hereby made to a copy of said amendment to the agreement on file in the office of the City Clerk of the City of Modesto for further particulars.

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

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to record said amendment to the agreement 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 20th day of July, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-326

A RESOLUTION APPOINTING ROBERT D. CARTER 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 Modesto City Personnel Commission, and

WHEREAS, Frank C. Damrell, on said Commission, resigned on July 27, 1955,
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:

Robert D. Carter for a term expiring January 1, 1956

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 27th day of July, 1955, by Councilman Anderson, 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, Anderson, Hammond, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-327

A RESOLUTION APPROVING ADDITIONAL CONTRIBUTION TO THE MODESTO BAND

BE IT HEREBY RESOLVED by the Council of the City of Modesto that an additional contribution of \$350.00 to the Modesto Band, to be used in defraying expenses on trip to State Fair in Sacramento, be, and it is hereby approved, and

BE IT FURTHER RESOLVED that an appropriation transfer in this amount be authorized:

FROM::	General Reserve	\$350.00
TO:	Music & Promotion Modesto Band	\$350.00

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of July, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-328

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR IMPROVEMENTS TO PARKING LOT C NINTH AND J STREETS

BE IT HEREBY RESOLVED BY THE COUNCIL of the City of Modesto, as follows:

Section 1. The plans and specifications for the improvements to parking lot of Ninth and J Streets (with a completion date of September 12, 1955) copies of which are on file in the office of the City Clerk, are hereby accepted and approved.

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the improvements to parking lot on Ninth and J Streets to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on August 9, 1955, at 11:00 A.M. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form and manner provided by law.

Section 3. After the bids are opened, the bids shall be tabulated and analyzed by the Traffic Engineer, 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 27th day of July, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-329

A RESOLUTION ESTABLISHING COMBINATION PARALLEL AND ANGLE PARKING ON FIFTEENTH STREET BETWEEN F AND H STREETS AND ON G STREET BETWEEN FOURTEENTH STREET AND SIXTEENTH STREET IN THE CITY OF MODESTO

WHEREAS, Section 34 of Ordinance No. 345-N.S. of the City of Modesto, as amended, authorizes the Council of the City of Modesto, by resolution, to determine the streets upon which and the hours during which angle parking of vehicles shall be permitted, either exclusively or in conjunction with parallel parking, and

WHEREAS, the Council finds and determines that the best interests of the citizens of Modesto require that combination parallel and angle vehicle parking be permitted on certain streets on the days and during the hours hereinafter specified,

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

SECTION 1. Forty-five (45°) degree angle parking is hereby established at the following location to be effective all day Sunday and from 6 o'clock p.m. to midnight on all other days

On the southwesterly side of FIFTEENTH STREET between F and H Streets and on the northwesterly side of G Street between Fourteenth and Sixteenth Streets.

SECTION 2. Vehicles shall be parked parallel with the curb at the above specified locations at all times other than those mentioned in Section 1 of this resolution.

SECTION 3. The Traffic Engineer is hereby directed to cause the above described location 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 27 day of July, 1955, by Councilman Anderson, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-330

A RESOLUTION ACCEPTING GRANT DEED FROM ROBERT A. CRABB AND AILEEN E. CRABB, HUSBAND AND WIFE.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that it does hereby accept a grant deed from ROBERT A. CRABB and AILEEN E. CRABB, husband and wife dated July 7, 1955 for utility purposes (Orangeburg Avenue between Tidewater Southern Railway Co. tracks and McHenry Avenue, Improvement District No. 3).

BE IT FURTHER RESOLVED that the City Clerk of the City of Modesto is hereby authorized to record said Grant Deed with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27 day of July, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-331

A RESOLUTION RENUMBERING CERTAIN CITY BLOCKS IN THE
CITY OF MODESTO

WHEREAS, a duplication exists in the numbers of certain blocks within the City of Modesto which creates confusion, and

WHEREAS, the Planning Commission adopted Resolution No. 226 on July 5, 1955, recommending to the City Council that it take appropriate action to change block 2061 in the E. H. Gum subdivision to 2061A; that block 2088 in the E. H. Gum subdivision be changed to 2088A; that block 6181 in the Woodman Tract be changed to 6181A; and that block 6182 in the Woodman Tract be changed to 6182A, and

WHEREAS, the Council finds and determines that the renumbering of said blocks to eliminate duplication of block numbers is in the public interest,

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

SECTION 1. That the following city blocks be renumbered as indicated:

- (a) That block 2061 in the E. H. Gum subdivision be renumbered as 2061A;
- (b) That block 2088 in the E. H. Gum subdivision be renumbered as 2088A;
- (c) That block 6181 in the Woodman Tract be renumbered as 6181A; and
- (d) That block 6182 in the Woodman Tract be renumbered as 6182A.

SECTION 2. That the City Clerk be, and he is hereby authorized and directed to record an authenticated copy of this resolution in the Office of 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 27 day of July, 1955 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-332

A RESOLUTION APPROVING CLAIM OF THE MODESTO INSURANCE AGENTS ASSOCIATION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the claim of the Modesto Insurance Agents Association of \$1415.52 for premiums on fire insurance policies on City buildings and equipment be, and it is hereby approved, and

BE IT HEREBY RESOLVED that the Director of Finance be 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 3rd day of August, 1955, 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: Anderson, Arata, Hammond, Merrill, Robinson and Mayor Pro Tempore Adams

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-333

A RESOLUTION APPROVING THE FINAL MAP OF THE DOWNEY MANOR
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, JOE MINENI, Jr., NINA MINENI, and RETHA FUKUI are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 9.68 acres known as the DOWNEY MANOR SUBDIVISION, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 22nd day of March, 1955, 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 DOWNEY MANOR SUBDIVISION meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED that said final map of the DOWNEY MANOR SUBDIVISION be approved and 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, and he is hereby authorized to certify the map of said tract on behalf of the City of Modesto after the fees in the amount of Six Hundred Ninety-Five and 60/100ths (\$695.60) 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 Sixteen Thousand Seven Hundred and no/100 (\$16,700.00) Dollars.

BE IT FURTHER RESOLVED that the City Manager and the City Clerk be, and they are hereby 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 3 day of August, 1955, 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: Anderson, Arata, Hammond, Merrill, Robinson, Mayor Pro Tempore Adams

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-334

A RESOLUTION DESIGNATING A PASSENGER LOADING ZONE ON I STREET
AT ITS INTERSECTION WITH FOURTEENTH 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 locations of loading zones.

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

SECTION 1. A passenger loading zone is hereby established at the following location to be effective all day Sundays:

Beginning on the northwesterly curblineline of I STREET at the intersection of said curblineline with the Fourteenth Street property line and continuing northeasterly along said curblineline a distance of twelve (12') 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 said 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 8 day of August, 1955 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: Councilmen: Anderson, Arata, Hammond, Merrill, Robinson and Mayor Pro Tempore Adams

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-335

A RESOLUTION APPROVING APPROPRIATION TRANSFER

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

<u>FROM</u>	Parking Reserve Fund	\$250.00
<u>TO</u>	Traffic Engineering (Parking Fund) Capital outlay	\$250.00

BE IT FURTHER RESOLVED that the installation of 18 6 inch directional with the wording "Parking" and an arrow, at locations recommended by the Traffic Engineer be approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3 day of August, 1955, 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: Anderson, Arata, Hammond, Merrill, Robinson and Mayor Pro Tempore Adams

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-336

A RESOLUTION APPROVING APPROPRIATION TRANSFER

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

<u>FROM</u>	General Reserve	\$4,000
<u>TO</u>	Traffic Engineering (General Fund) Budget for Capital Outlay)	\$4,000

BE IT FURTHER RESOLVED that the purchase of 300 used Miller meters from Duncan Meter Company, at a cost of \$12.50 each, plus freight, 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 August, 1955, 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: Anderson, Arata, Hammond, Merrill, Robinson and Mayor Pro Tempore Adams

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-337

A RESOLUTION ACCEPTING GRANT DEED FROM MOLLY A. KELLER, a widow

BE IT HEREBY RESOLVED by the Council of the City of Modesto that it does hereby accept a grant deed from MOLLY A. KELLER, a widow dated August 8, 1952 for portion of lots 19 and 20 in Block M (widening of Burney Avenue)

BE IT FURTHER RESOLVED that the City Clerk of the City of Modesto is hereby authorized to record said Grant Deed with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of August, 1955, 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, Merrill, Robinson and Mayor Pro Tempore Adams

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

RESOLUTION NO. 55-338

A RESOLUTION ESTABLISHING A TWO HOUR PARKING ZONE ON THE NORTHEASTERLY SIDE OF FOURTEENTH STREET BETWEEN D AND E STREETS IN THE CITY OF MODESTO

WHEREAS, Section 34.1 of Ordinance No. 3451 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, and

WHEREAS, the best interests of the citizens of said City require that parking on the Northeasterly side of Fourteenth Street between D and E Streets in the City of Modesto 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 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 on the northeasterly curblineline of FOURTEENTH STREET at the intersection of said curblineline with the D Street curblineline and continuing northwesterly along the said FOURTEENTH STREET curblineline a distance of two hundred sixteen (216') feet.

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 3 day of August, 1955 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: Anderson, Arata, Hammond, Merrill, Robinson
Mayor Pro Tempore Adams

NOES: Councilmen: None

ABSENT: Councilmen: None, Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-339

A RESOLUTION AUTHORIZING THE REMOVAL OF STOP SIGNS LOCATED ON ROSEBURG AVENUE AT ITS INTERESECTION WITH SYCAMORE AVENUE IN THE CITY OF MODESTO.

BE IT RESOLVED by the Council of the City of Modesto that the stop signs located on ROSEBURG AVENUE at its interesection with Sycamore Avenue be removed.

BE IT FURTHER RESOLVED that the Traffic Engineer be, and he is hereby authorized to remove said stop signs.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3 day of August, 1955, 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: Anderson, Arata, Hammond, Robinson and
Mayor Pro Tempore Adams

NOES: Councilmen: None

ABSENT: Councilmen: Merrill and Mayor Marks

Attest: REX GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-340

A RESOLUTION PROHIBITING PARKING AND LOADING IN A SPECIFIED PLACE IN THE ALLEY BETWEEN H AND I STREETS AND BETWEEN TENTH AND ELEVENTH STREETS IN THE CITY OF MODESTO

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, loading and unloading of motor vehicles on designated streets or alleys or portions thereof in the City of Modesto, and

WHEREAS, the general welfare and safety of the citizens of Modesto require that parking and loading be prohibited in the following specified location,

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

SECTION 1. It shall be unlawful to park, load or unload any motor vehicle in the following location in the City of Modesto:

In the alley of Block 69, bounded by Tenth, Eleventh, and H and I Streets, beginning at a point on the north-easterly side of the alley one hundred seventy-eight (178') feet northwesterly from the northwesterly property line of H Street and extending northwesterly along said alley a distance of one hundred (100') feet.

SECTION 2. The Traffic Engineer is hereby directed to cause the 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 3 day of August, 1955 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: Anderson, Arata, Hammond, Robinson and Mayor Pro Tempore Adams

NOES: Councilmen: None

ABSENT: Councilmen: Merrill and Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-341

A RESOLUTION GRANTING PERMIT TO THE ORDER OF SCIOTS TO USE
DEL WEBB FIELD FOR CHARITY SHOW ON SEPTEMBER 24, 1955

WHEREAS, the Ancient Egyptian Order of Sciots has filed a request to use Del Webb Field on September 24, 1955, to hold a charity Barnyard Circus, and

WHEREAS, The Modesto Community Athletic Association, lessees of the Field, have indicated approval of the request under certain conditions, as outlined in a letter from the Manager of the Modesto Reds Baseball Team, on file in the office of the City Clerk.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Council of the City of Modesto does hereby approve the use of the Del Webb Field by the Ancient Egyptian Order of Sciots for a charity Barnyard Circus on September 24, 1955, on the condition that the city is held harmless from and against any and all costs, damages and liability arising out of the use of the Field.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3 day of August, 1955, 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, Anderson, Hammond, Robinson

NOES: Councilmen: None

ABSENT: Councilmen: Merrill and Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-342

A RESOLUTION APPROVING REQUEST OF CODDING HOMES FOR PARTIAL
ASSIGNMENT OF ITS INTEREST IN AGREEMENT WITH THE CITY OF MODESTO
ON MCHENRY SUBDIVISION NO. 1 TO THE WORKMAN DEVELOPMENT COMPANY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that it hereby grants permission to Coddling Homes, a corporation, to transfer assignment and sets over to Workman Development Company, a corporation, all of its right, title and interest in and to/certain agreement, dated July 7, 1954, and an amendment thereto, dated November 10, 1954, and also an extension of said Agreement, dated August 23, 1955, and terminating January 1, 1956, entered into between the City of Modesto, a municipal corporation of the State of California, and Coddling Homes, a corporation, insofar as said agreement pertains to the real property known as McHenry Village Subdivision No. 1, described in Exhibit "A" attached to partial assignment on file in the office of the City Clerk, dated August 24, 1955.

BE IT FURTHER RESOLVED that the execution of an agreement by the city's

designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of August, 1955, 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, Anderson, Arata, Hammond, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-343

A RESOLUTION ACCEPTING THE BID OF M. J. RUDDY AND SON FOR
THE CONSTRUCTION OF THE NINTH STREET PARKING LOT

WHEREAS, Resolution No. 55-328, adopted by the Council of the City of Modesto on July 27, 1955, approved the plans and specifications for the construction of the Ninth Street Parking Lot and authorized the calling for bids, and

WHEREAS, the bids received for the construction of the Ninth Street Parking lot were opened at 11:00 A.M., August 9, 1955, and later tabulated by the Traffic Engineer for the consideration of the Council, and

WHEREAS, the Traffic Engineer has recommended that the bid of M. J. Ruddy and Son for the construction of the Ninth Street Parking Lot be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of M. J. Ruddy and Son for the construction of the Ninth Street Parking Lot be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of August, 1955, 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 and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-344

A RESOLUTION ACCEPTING QUIT CLAIM DEEDS FROM HAZELLE M.
GERDAU AND ELEANOR NELSON FOR WIDENING OF BOWEN AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that it does hereby accept quit claim deeds from Hazelle M. Gerdau and Eleanor Nelson dated July 1, 1955 and July 9, 1955, respectively for the widening of Bowen Avenue.

BE IT FURTHER RESOLVED that the City Clerk of the City of Modesto is hereby authorized to record said Grant Deed with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of August, 1955, 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: Councilmen: Adams, Anderson, Arata, Hammond, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-345

A RESOLUTION RESCINDING RESOLUTION NO. 55-48 RELAT-
ING TO THE OPERATION OF THE MUNICIPAL DISPOSAL AREA

BE IT HEREBY RESOLVED that Resolution No. 55-48 entitled: "A RESOLUTION RELATING TO THE OPERATION OF THE MUNICIPAL DISPOSAL AREA AND CHARGES FOR THE USE THEREOF", adopted by the Council, February 2, 1955 be and it is hereby rescinded, effective July 1, 1955.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of August, 1955 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried by the following vote:

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

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-346

A RESOLUTION APPROVING THE FINAL MAP OF THE LUNDQUIST
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, ANTHONY G. J. LUNDQUIST AND AUGUSTA LUNDQUIST are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 15.88 acres known as the LUNDQUIST SUBDIVISION, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 21st day of June, 1955, 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 LUNDQUIST 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 LUNDQUIST SUBDIVISION be approved and 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, and he is hereby authorized to certify the map of said tract on behalf of the City of Modesto after the fees in the amount of ONE THOUSAND ONE HUNDRED FORTY-THREE AND 60/100ths (\$1,143.60) Dollars, as required by the Modesto Municipal Code for checking, copies of maps, recording and parks and playgrounds have been paid and subdividers have furnished a bond acceptable to the City Attorney, or in lieu thereof, have posted a cash deposit with the City Clerk in the sum of THIRTY-EIGHT THOUSAND and no/100ths (\$38,000.00) Dollars.

BE IT FURTHER RESOLVED that the City Manager and the City Clerk be, and they

are hereby 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 10th day of August, 1955, 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, Arata, Anderson, Hammond, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-347

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION OF THE BEL-AIR 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 Roger Hemminger, Mrs. Etta Hemminger, George W. Hemminger, William M. Hill, and Dorothy M. Hill on May 17, 1955, 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 BEL-AIR 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 17 Township 3 South, Range 9 East, Mount Diablo Base and Meridian and more particularly described as follows:

Beginning at the North East corner of the South West Quarter of the North West Quarter of said Section 17, said corner being a point on the existing corporate City Limits; thence along the quarter quarter section line, which is the existing City Limit line, South 0° 46' 30" East, 1320 feet; thence along the quarter section line which is the existing City Limit Line, North 88° 53' West, 1300 feet; thence along the Easterly Line of the 40 foot road known as Tully Road, North 0° 47' West, 1541.8 feet to the point of intersection of said line with the center line of the Cavel Drainage Canal; thence along the center line of said canal, South Easterly, 348.68 feet to the Northerly line of the South West Quarter of the North West Quarter of said Section 17; thence along the said Quarter Quarter Section line, Easterly 1019.70 feet to the point of beginning.

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 21st day of September, 1955, 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, 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 10 day of August, 1955, 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, Merrill, Adams and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-348

A RESOLUTION ESTABLISHING SALARY SCHEDULES AND FIXING THE
COMPENSATION FOR CLASSES OF 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.

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.

SECTION 3. Use of Classes. The designated classes of positions may be used in any organizational unit of the City deemed proper by the City Manager.

SECTION 4. Salary Period. The salaries hereby established are on a monthly basis, unless otherwise designated.

SECTION 5. Positions. The Council authorizes and directs the City Manager, within the limits of funds budgeted therefor, to appoint employees in such number, in such classes, and at such salaries, in each department as may be necessary properly to operate the department under the Charter, ordinances and resolutions adopted by the Council.

SECTION 6. Appointments and Salaries. The City Manager is hereby authorized to appoint, in accordance with applicable provisions of the Personnel Ordinance and Personnel Rules and within the limits of funds budgeted therefor, any person to a position in a class for which he is the appointing authority and for which the salary is herein provided, to designate the definite salary rate or salary step at which such person is appointed, and the salary so designated is hereby fixed as the salary of such employee for the position.

SECTION 7. Special Salary Rates. The City Manager is further authorized, subject to budgetary appropriation control by the Council, to fix the salary range or rate for part-time or special positions in the Unclassified Service for which ^{he} is the appointing authority and which are not designated herein. The City Manager is further authorized to approve increase in the salaries of employees in the class of Patrolman to the equivalent step in any of the next three higher ranges above the range established for the class, as compensation for special assignment by the Chief of Police.

SECTION 8. Part-Time Employment. Employees appointed to any of the positions referred to herein who, with the approval of the City Manager, regularly work less hours per week than established for their class by Rule 13.1 of the Personnel Rules, shall be paid in approximate proportion to the time worked.

SECTION 9. Title of Resolution. This resolution shall be known as "The Salary Resolution" and shall be referred to as such.

SECTION 10. Effective Date. The schedules of salary rates and ranges, and the compensation fixed for classes of positions by this resolution shall be effective August 1, 1955.

SECTION 11. Repeal. Resolution No. 54-230, and all amendments thereto, and all resolutions or portions of resolutions in conflict herewith, are hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10 day of August, 1955 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 and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

CITY OF MODESTO

SCHEDULE OF SALARY RANGES IN THE CITY SERVICE
(Exhibit A)

Range No.	Normal Hiring Rate	First Incen- tive Rate	Fully Quali- fied Rate	Above Avg. Performance or Seniority Incentive	Outstanding Performance or Second Seniority Incentive
<u>RANGE NO.</u>	<u>STEP A</u>	<u>STEP B</u>	<u>STEP C</u>	<u>STEP D</u>	<u>STEP E</u>
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

CITY OF MODESTO
Exhibit "B"

SALARY RANGES AND RATES
for

CLASSES OF POSITIONS IN THE CITY SERVICE

RANGE 3 \$180-190-200-210-220

Clerk I

RANGE 4 \$190-200-210-220-231

No classes

RANGE 5 \$200-210-220-231-243

No classes

RANGE 6 \$210-220-231-243-255

Clerk II

Typist Clerk

RANGE 7 \$220-231-243-255-268

Account Clerk

Janitor

Telephone Operator

RANGE 8 \$231-243-255-268-281

Laborer

Personnel Clerk

Police Clerk

Stenographer Clerk

RANGE 9 \$243-255-268-281-295

Office Service Clerk

Parking Enforcement Officer

Pump Operator

RANGE 10 \$255-268-281-295-310

Junior Engineering Aide

Maintenance Man

Poundmaster

Public Health Assistant

Secretary

Senior Account Clerk

Sewage Plant Operator

RANGE 11 \$268-281-295-310-325

Administrative Aide I

Heavy Equipment Operator

Legal Secretary

Nurseryman

Pump Maintenance Man

Special Maintenance Man

Stores and Equipment Clerk

Traffic Painter

Tree Trimmer I

RANGE 12 \$281-295-310-325-341

Accountant I
Equipment Serviceman
Policewoman
Staff Nurse
Tree Trimmer II

RANGE 13 \$295-310-325-341-358

Airport Manager
Engineering Aide
Fireman
Junior Public Health Nurse
Parks Leadman
Public Works Leadman
Recreation Supervisor
Secretary to the City Manager

RANGE 14 \$310-325-341-358-376

Administrative Aide II
Electrician I
Equipment Mechanic I
Fire Alarm Operator
Fire Engineer
Junior Sanitarian
Patrolman I
Senior Sewage Plant Operator

RANGE 15 \$325-341-358-376-395

Accountant II
Assistant City Clerk
Equipment Mechanic II
Fire Lieutenant
Fire Technician
Greenskeeper
Parks Foreman
Patrolman II
Personnel Technician
Public Health Nurse
Sanitarian

RANGE 16 \$341-358-376-395-415

Building Inspector
Chief Mechanic
Chief Pump Maintenance Man
Dairy Sanitarian
Electrician II
Fire Captain
Police Sergeant
Public Works Foreman
Purchasing Assistant
Senior Engineering Aide

RANGE 17 \$358-376-395-415-436

Administrative Assistant
Sewage Plant Superintendent
Supervising Public Health Nurse

RANGE 18 \$376-395-415-436-458

Fire Marshal
Health Counselor
Planning Technician
Police Lieutenant
Recreation Superintendent

RANGE 19 \$395-415-436-458-481

Chief Cashier
Chief Electrician
Civil Engineering Assistant
Construction Inspector
Service Division Superintendent

RANGE 20 \$415-436-458-481-505

Accountant III
Assistant Fire Chief
Police Captain

RANGE 21 \$436-458-481-505-530

Assistant to the Public Works
Director
Associate Planner
Chief Building Inspector
Construction & Maintenance
Superintendent

RANGE 22 \$458-481-505-530-556

No classes

RANGE 23 \$481-505-530-556-584

Associate Civil Engineer

RANGE 24 \$505-530-556-584-613

Assistant City Manager
Health Officer

RANGE 25 \$530-556-584-613-644

Fire Chief
Parks and Recreation Director

RANGE 26 \$556-584-613-644-676

Assistant Public Works Director

RANGE 27 \$584-613-644-676-710

Police Chief

RANGE 28 \$613-644-676-710-745

Planning Director

RANGE 29 \$644-676-710-745-782

Finance Director

RANGE 30 \$676-710-745-782-821

No classes

RANGE 31 \$710-745-782-821-862

Public Works Director

Y \$800

Traffic Engineer

LIBRARY RATES

Y \$242-253-265-277-290

Library Assistant

Y \$265-277-290-304-318

Librarian I

Y \$290-304-318-333-349

Librarian II

MODESTO CITY COUNCIL
RESOLUTION NO. 55-349

A RESOLUTION AUTHORIZING A 5% INCREASE IN THE SALARY OF THE CITY CLERK

BE IT HEREBY RESOLVED by the Council of the City of Modesto that effective August 1, 1955, the salary paid to Rex E. Gailfus, City Clerk, is hereby increased 5%, changing the rate from \$556.50 to \$584.32½.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of August, 1955, 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: Councilmen: Adams, Anderson, Arata, Hammond, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-350

A RESOLUTION RESCINDING RESOLUTION NO. 55-349 AND
ESTABLISHING SALARY RANGE FOR THE CITY CLERK

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Resolution No. 55-349, entitled, "A RESOLUTION AUTHORIZING A 5% INCREASE IN THE SALARY OF THE CITY CLERK" be, and it is hereby rescinded, and

BE IT FURTHER RESOLVED that the following salary range is hereby established for the City Clerk of the City of Modesto:

<u>RANGE NO.</u>	<u>STEP A</u>	<u>STEP B</u>	<u>STEP C</u>	<u>STEP D</u>	<u>STEP E</u>
23	481	505	530	556	584

BE IT FURTHER RESOLVED that the salary to be paid Rex E. Gailfus, City Clerk, effective August 1, 1955, is hereby established in "Step E" at \$584.00.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of August, 1955, 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: Councilmen: Adams, Anderson, Arata, Hammond, Merrill, and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-351

A RESOLUTION APPROVING CLAIM OF SPEARS CONSTRUCTION COMPANY
AND AUTHORIZING ITS PAYMENT AND APPROVING APPROPRIATION
TRANSFER

BE IT HEREBY RESOLVED BY THE COUNCIL OF THE CITY OF MODESTO, that the claim of Spears Construction Company of \$165.65 for repairs to lights at Del Webb Field be approved, and

BE IT FURTHER RESOLVED THAT the following appropriation transfer be approved:

FROM: Special Capital Outlay Fund Reserve \$165.65

TO: Special Capital Outlay \$165.65
Ball Park
(repairs to lights at
Del Webb Field)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of August, 1955, 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: Councilmen: Anderson, Adams, Arata, Hammond, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-352

A RESOLUTION ALLOWING CLAIM OF STOCKTON CONSTRUCTION COMPANY
ON ADDITIONAL WORK ON THE LA LOMA TRUNK SEWER LINE

WHEREAS, Stockton Construction Company, contractor on the La Loma Trunk Sewer Line project, has presented a statement in the amount of \$1622.05, to cover additional work required from the back filling of a section of the trunk sewer line within the confines of Yosemite Boulevard, a state highway route, and

WHEREAS, City required Contractor to perform such additional work, and

WHEREAS, the company did not request a change order as provided in the contract, nor a request for additional compensation for the extra work, prior to the date of acceptance by the Council of the projects on June 27, 1955, and

WHEREAS, the company has agreed to discount its claim 50%,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the payment of the claim of the Stockton Construction Company be approved on a 50% discount basis, and the Director of Finance is authorized to draw warrant in amount \$811.03, in full payment of claim upon receipt of an executed release from the Stockton Construction Company.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of August, 1955, 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, Merrill, and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-353

A RESOLUTION ESTABLISHING A TWO HOUR PARKING ZONE ON BOTH
SIDES OF H STREET BETWEEN THIRTEENTH STREET AND FOURTEENTH
STREET IN THE CITY OF MODESTO.

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, and

WHEREAS, the best interests of the citizens of said City require that parking on both sides of H Street between Thirteenth Street and Fourteenth Street in the City of Modesto 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 9 o'clock am 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:

On both sides of H STREET between Thirteenth Street and Fourteenth Street in the City of Modesto.

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 10th day of August, 1955, 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 and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-354

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR THE CONSTRUCTION OF CURB AND GUTTER AT WHITMORE 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 curb and gutter at Whitmore Park, 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 construction of curb and gutter at Whitmore Park, to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on Tuesday, August 23, 1955, 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 10th day of August, 1955, 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 and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-355

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF MODESTO AND MODESTO IRRIGATION DISTRICT AND PACIFIC TELEPHONE AND TELEGRAPH COMPANY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Right of Way Agreement between the City of Modesto and Modesto Irrigation District and Pacific Telephone and Telegraph Company for a planting easement on Granger Avenue be and it is hereby approved. For further particulars, reference is made to a copy of the Agreement on file in the office of the City Clerk.

BE IT FURTHER RESOLVED that the City Manager and City Clerk of the City of Modesto be, and they are hereby authorized and directed to execute said Right of Way Agreement on behalf of the City of Modesto.

BE IT FURTHER RESOLVED that the City Clerk be authorized to record said Right of Way Agreement 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 10th day of August, 1955, 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, Arata, Hammond, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-356

A RESOLUTION EXTENDING THE TIME LIMIT FOR THE FILING
OF THE FINAL MAP OF ASHFORD SUBDIVISION NO. 2

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the time limit for the filing of the final map of Ashford Subdivision No. 2 by C. Boyce Ashford, be, and it is hereby extended for a 90 day period from this date.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of August, 1955, 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: Councilmen: None

ABSENT: Councilmen: Arata and Robinson

ATTEST: ANNE M. COLLINS, ACTING CITY
CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 55-357

A RESOLUTION RESCINDING RESOLUTION NO. 55-346 ENTITLED
"A RESOLUTION APPROVING THE FINAL MAP OF THE LUNDQUIST
SUBDIVISION OF THE CITY OF MODESTO"

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Resolution No. 55-346 entitled "A RESOLUTION APPROVING THE FINAL MAP OF THE LUNDQUIST SUBDIVISION OF THE CITY OF MODESTO", adopted by the Council on August 10, 1955, approved the final map of the Lundquist Subdivision and the agreement relating to the improvements in this subdivision 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 17th day of August, 1955, 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, Anderson, Hammond, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Arata and Robinson

ATTEST: ANNE M. COLLINS, ACTING CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 55-358

A RESOLUTION APPROVING APPROPRIATION TRANSFER

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

Reserve for Salary Adjustment		\$70,000.00
Various Departments as per attached list	Salaries and Wages	\$59,173.00
Miscellaneous Unclassified	Retirement Contribution	4,004.00
General Reserve		<u>6,823.00</u>
		\$70,000.00

To transfer for expenditure sufficient amount from the reserve for salary adjustment to the various departments to provide funds for the general salary increase authorized by the Council in accordance with Resolution No. 55-348, and to provide in the Miscellaneous Unclassified budget sufficient Retirement Contribution based on the increased salaries.

Balance of reserve for salary adjustment to be transferred to the General Reserve.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of August, 1955, 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 and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: ANNE M. COLLINS, ACTING CITY CLERK

CITY OF MODESTO

SCHEDULE OF SALARY ADJUSTMENTS 1955-56
AND ANALYSIS OF BUDGET ADJUSTMENTS
FOR SALARY AND WAGE APPROPRIATIONS

DEPARTMENT	ORIGINAL BUDGET	AUTHORIZED ADJUSTMENTS	REVISED BUDGET
City Council	\$ 1,680	\$	\$ 1,680
City Manager, Regular	25,197	466	25,663
City Attorney, Regular	16,596	297	16,893
City Clerk and Auditor, Regular	13,806	842	14,648
City Clerk and Auditor, Extra	250	12	262
Finance, Regular	69,204	3,458	72,662
Finance, Extra	300	15	315
Personnel, Regular	12,853	654	13,507
Planning, Regular	27,982	1,359	29,341
Advance Planning, Regular	9,969	460	10,429
Advance Planning, Extra	2,450	123	2,573
City Hall, Regular	6,748	313	7,061
City Hall, Extra	300	15	315
Fire, Regular	171,113	7,889	179,002
Fire, Overtime	1,800	90	1,890
Health, Regular	53,330	2,122	55,452
Police, Regular	210,973	10,826	221,799
Police, Overtime	525	25	550
Public Works			
Engineering & Adm., Regular	187,734	8,477	196,211
Engineering & Adm., Utility	(59,281)	(2,596)	(61,877)
Airport, Regular	7,812	352	8,164
Airport, Utility	250		250
Electrical, Regular	26,451	1,215	27,666
Electrical, Utility	1,500		1,500
Inspections, Regular	25,037	1,935	26,972
Sewage Disposal	33,383	1,549	34,932
Sewage Disposal, Utility	500		500
Sewers, Regular	9,972	451	10,423
Sewers, Utility	5,000		5,000
Streets, Regular	102,175	4,656	106,831
Streets, Utility	17,034		17,034
Water, Regular	46,881	2,062	48,943
Water, Extra Help	1,265	60	1,325
Water, Utility	34,497	2,596	37,093
Traffic Engineer, Regular	17,740	788	18,528
Parks, Regular	100,918	5,201	106,119
Parks, Extra	590	28	618
Golf Course, Regular	16,240	953	17,193
Golf Course, Overtime	550	27	577
Recreation, Regular	15,042	700	15,742
Recreation, Extra	30,278	1,514	31,792
Maddux Youth Center, Regular	3,630		3,630
Maddux Youth Center, Extra	4,780	239	5,019
TOTAL	\$1,255,054	\$59,173	\$1,314,227
Retirement Contribution		<u>4,004</u>	
TOTAL TRANSFER FROM RESERVE FOR SALARY ADJUSTMENT		<u>\$63,177</u>	

For Accounting Purposes Only:

Service Division Working Capital Fund, Salaries & Wages, Regular	\$ 1,232
Less Service Credits	<u>(1,232)</u>

MODESTO CITY COUNCIL
RESOLUTION NO. 55-359

A RESOLUTION APPROVING APPROPRIATION TRANSFER

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

Library Reserve	\$1104
Library Salaries and Wages, Regular	\$1034
Retirement Contribution	<u>70</u>
	\$1104

To provide sufficient funds from the Library Reserve for the general increase authorized by the Council in accordance with Resolution 55-348.

The foregoing resolution was introduced at a regular meeting of the Council

of the City of Modesto held on the 17th day of August, 1955, 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: Councilmen: Adams, Anderson, Arata, Hammond, Merrill, and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST: ANNE M. COLLINS, ACTING CITY CLERK

~~MODESTO CITY COUNCIL
RESOLUTION NO. 55-360~~

CITY OF MODESTO

SCHEDULE OF SALARY ADJUSTMENTS 1955-56
AND ANALYSIS OF BUDGET ADJUSTMENTS
FOR SALARY AND WAGE APPROPRIATIONS

	ORIGINAL BUDGET	AUTHORIZED ADJUSTMENTS	REVISED BUDGET
Library	\$20,328	\$1,034	\$21,362
Retirement Contribution		<u>70</u>	
TOTAL TRANSFER FROM LIBRARY RESERVE		<u>\$1,104</u>	

MODESTO CITY COUNCIL
RESOLUTION NO. 55-360

A RESOLUTION GRANTING TO CARL LEWIS A REVOCABLE PERMIT TO CONSTRUCT AND MAINTAIN A POLE AND SIGN LOCATED ON THE NINTH STREET PARKING LOT IN THE CITY OF MODESTO, AND PRESCRIBING THE TERMS AND CONDITIONS THEREOF.

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

SECTION 1. That a permit revocable at the pleasure of the City Council is hereby granted to Carl Lewis, to construct and maintain a pole and sign to be located in the center of a planter at a point approximately sixty-one (61') feet northeasterly from the Northeasterly property line of Ninth Street and approximately two (2') feet southeasterly from the southeasterly property line of J Street in that certain real property particularly described as follows; to wit:

All that certain real property situated in the State of California County of Stanislaus, being a portion of Block 56, of the City of Modesto, as shown on the Map filed in Volume 15 at page 56, Stanislaus County Records, and more particularly described as follows:

All of Lots 26, 27 and 28 and the southwesterly 61 feet, right angle measurement, of Lots 29, 30, 31, and 32 of said Block 56.

SECTION 2. This permit is granted upon each of the conditions herein set forth which conditions permittee agrees, by acceptance of this permit, to faithfully perform, to wit:

(a) Permittee herein, his successors or assigns, shall faithfully comply with the Charter and all laws of the City of Modesto relating to the construction and maintenance of said improvement, including the securing of building and other permits required thereby.

(b) The construction contemplated hereby shall be made to the complete satisfaction of the Traffic Engineer and Chief Building Official of the City of Modesto, who shall be given notice before construction commences and after its completion.

(c) Permittee, his successors or assigns, shall at all times maintain said

post and sign in good condition and shall immediately repair any damages to City's property caused by said post and sign installation.

(d) Permittee, his successors or assigns, shall during the continuance of this permit, indemnify and save the City of Modesto of and from all damages, costs or charges of any kind or character arising out of or relating thereto or in any way connected with the construction or maintenance of the post and sign referred to herein.

(e) The permittee, his successors or assigns, shall at his own cost and expense, defend any and all law suits, if any, arising out of or in any way connected with the construction and maintenance of the post and sign mentioned herein.

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 revocable permit with the City Clerk, and no right shall be conferred hereby until the acceptance is filed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of August, 1955, 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, and Mayor Marks
NOES: COUNCILMEN: None
ABSENT: COUNCILMEN: Arata and Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-361

A RESOLUTION AUTHORIZING THE REMOVAL OF STOP SIGNS LOCATED ON TUOLUMNE BOULEVARD AT ITS INTERSECTION WITH ROSELAWN AVENUE IN THE CITY OF MODESTO

BE IT RESOLVED by the Council of the City of Modesto that the stop signs located on TUOLUMNE BOULEVARD, at its intersection with Roselawn Avenue be removed.

BE IT FURTHER RESOLVED that the portion of Resolution No. 6744-N.S. adopted by the Council of the City of Modesto on the 2nd day of January, 1946, in conflict with the provisions of this resolution is hereby rescinded.

BE IT FURTHER RESOLVED that the Traffic Engineer be, and he is hereby authorized to remove said stop signs.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17 day of August, 1955, 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, Anderson, Arata, Hammond, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST: ANNE M. COLLINS, ACTING CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 55-362

A RESOLUTION ESTABLISHING A NO PARKING ZONE ON THE WEST SIDE OF SYCAMORE AVENUE AT ITS INTERSECTION WITH NEEDHAM AVENUE IN THE CITY OF MODESTO.

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 interest of the citizens of the City require that parking on SYCAMORE AVENUE at its intersection with Needham Avenue be prohibited 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 or stop such vehicle in the following place in the City of Modesto:

Beginning at a point on the Westerly curb line of Sycamore Avenue at its intersection with the northerly property line of Needham Street and extending northerly along said curb line a distance of thirty (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.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17 day of August, 1955, 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: Councilmen: Adams, Anderson, Arata, Hammond, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: ANNE M. COLLINS, ACTING CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 55-363

A RESOLUTION FIXING THE TIME AND PLACE FOR A PUBLIC HEARING ON AN UNCLASSIFIED USE PERMIT

WHEREAS, the Modesto City Planning Commission has, by resolution filed with the Council, recommended the approval of the following applications for an unclassified use permit,

- (a) Hannah Rogers, day care of children, 402 Alturas
- (b) Rev. Arthur Brohm, construction of Grace Lutheran Church on Northwest corner of Orangeburg and Enslin Avenue
- (c) Galen Weaver, construction of Calvary Lutheran Church on Northeast corner of San Juan and Miller Avenue

and,

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

NOW THEREFORE, BE IT HEREBY RESOLVED that a public hearing be held on said application for an unclassified use permit in the McHenry Public Library at Fourteenth and I Streets in the City of Modesto at (a) 4:30 P.M. (b) 4:40 P.M. o'clock p.m. on (c) 4:50 P.M. September 7, 1955,

BE IT FURTHER RESOLVED that the City Clerk give notice of the time and place of said hearing as provided in Section 10-2206 (b) of the Modesto Municipal Code.

The foregoing resolution was introduced at a regular meeting of the

Council of the City of Modesto held on the 17th day of August, 1955, 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 and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: REX E. GAILFUS, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 55-364

A RESOLUTION AUTHORIZING AN INCREASE IN COMPENSATION
FOR CERTAIN CITY EMPLOYEES

WHEREAS, it is the intention of the City Council of the City of Modesto that a general one-range increase in compensation be granted to all City employees effective August 1, 1955, with certain exceptions not herein applicable, and

WHEREAS, the Salary Resolution as adopted effective August 1, 1955, does not provide for a wage increase for three City employees who were placed on Y rates effective August 1, 1954, when a City-wide classification survey was made by L. J. Kroeger and Associates, and a classification plan adopted by the City Council,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a wage increase, not to exceed one-range, may be granted by the City Manager to those employees on Y rates, but which rates are not included in Exhibit "B" of Salary Resolution No. 55-348, to be effective August 1, 1955.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17 day of August, 1955, 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, Anderson, Arata, Hammond, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: ANNE M. COLLINS, ACTING CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 55-365

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 adoption and revision of certain class 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 adopted by Resolution No. 54-29 is hereby amended to abolish certain classes of positions and create new classes of positions as follows:

CLASSIFICATIONS
ABOLISHED

Accountant
Clerk
Patrolman
Tree Trimmer

CLASSIFICATIONS
CREATED

Accountant I
Accountant II
Accountant III
Administrative Aide I
Administrative Aide II
Clerk I
Clerk II
Health Counselor
Junior Sanitarian
Librarian I
Personnel Clerk
Police Patrolman I
Police Patrolman II
Recreation Supervisor
Supervising Public Health Nurse
Tree Trimmer I
Tree Trimmer II

SECTION 2. The specifications for the classes of positions as shown on the attached exhibits Nos. 1 through 16, which are hereby made a part of this resolution by reference, are hereby approved and made a part of the Position Classification Plan, including the revised specifications for Sanitarian, Police Sergeant, and Police Lieutenant.

SECTION 3. This resolution shall apply retroactively commencing on and after August 1, 1955.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17 day of August, 1955, 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, Anderson, Arata, Hammond, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: ANNE M. COLLINS, ACTING CITY CLERK

EXHIBIT NO. 1

ACCOUNTANT I

Definition

Under direction, to perform accounting work of average difficulty and of a professional level, to supervise a small accounting clerical staff, and to do other related work as required.

Typical Tasks

Assists in the preparation of financial statements and reports; prepares data for internal vouchers and fund transfers; supervises the posting and clerical operations connected with the maintenance of subsidiary and general ledgers, payroll and cost reports; prepares adjusting and closing entries; assists in the installation of changes in accounting procedures and systems; directs and assists with the cost analysis and work order systems; operates and trains others in the operation of the posting machine.

Employment Standards

Any combination of training and experience equivalent to graduation from high school plus college level accounting courses in elementary and advanced accounting, auditing, commercial law and cost accounting, preferably including governmental accounting, plus one year of experience in responsible accounting work.

Desirable Qualifications

Knowledge of accounting and auditing principles and procedures; knowledge of modern office practices, procedures, and equipment; ability to devise and install accounting systems and procedures; ability to prepare working papers to be used as a basis for journal vouchers and fund transfers; accuracy in making computations and preparing reports and in reviewing such work by others; ability to supervise and review the work of a clerical accounting staff.

Exhibit No. 2
ACCOUNTANT II

Definition

Under general direction, to perform professional accounting or auditing work of average to more than average difficulty, and to do other work as required.

Typical Tasks

Prepares or supervises the preparation of a variety of financial statements and reports; reviews accounts to determine appropriate distribution of revenues and expenditures to funds and accounts; assists in the compiling of data for financial reports, and in estimating revenues and expenditures for budget planning; makes audits and investigations of business firms subject to City tax and license provisions; assists in the developing and installation of changes in accounting systems and procedures; supervises the maintenances of proprietary and subsidiary ledgers and cost records; reconciles or supervises the reconciliation of subsidiary ledgers and control accounts.

Employment Standards

Any combination of training and experience equivalent to graduation from high school plus college level accounting courses in elementary and advanced accounting, auditing, commercial law, cost accounting, and governmental accounting, plus 2 years of experience in governmental, commercial, or public accounting work at a responsible level.

Desirable Qualifications

Knowledge of accounting and auditing principles and procedures; knowledge of municipal and utility accounting methods; knowledge of modern office practices, procedures, and equipment; ability to devise and install accounting systems and procedures; ability to supervise and review the work of others; ability to prepare and complete accounting statements and reports of a complex nature; ability to establish and maintain effective working relationship with supervisors, employees, and the public; accuracy in making computations and preparing reports and in reviewing such work by others.

Exhibit No. 3
ACCOUNTANT III

Definition

Under general direction, to perform difficult professional accounting or auditing service; to supervise the work of the accounting staff; and to do related work as required.

Typical Tasks

Conducts complete audits of records of City departments; conducts audits of financial records of business firms subject to City tax and license provisions; makes analyses of existing accounting and office procedures; recommends and installs or supervises the installation of improved accounting and clerical systems; recommends and installs improved work methods; develops and maintains or supervises the maintenance of an accounting manual; issues directives relating to accounting procedure; prepares or supervises the preparation of financial statements and reports; supervises the work of Accountants I and II; and performs related office managerial tasks.

Employment Standards

Any combination of training and experience equivalent to completion of a college education with major work in accounting and two years of progressively responsible accounting experience, including some governmental accounting work.

Desirable Qualifications

Knowledge of accounting and auditing principles and procedures; knowledge of municipal and utility accounting methods; knowledge of modern office practices, procedures, and equipment; ability to devise and install accounting systems and procedures; ability to prepare complete accounting statements and reports of a complex nature; ability to establish and maintain effective working relationship with other supervisors, employees, and the public, ability to supervise the work of an accounting staff; accuracy in making computations and preparing reports and in reviewing such work by others; ability to estimate trends and expenditures and revenues; ability to maintain an efficient office system.

Exhibit No. 4
ADMINISTRATIVE AIDE I, II

Definition

Under direction to assist staff members by performing a variety of detailed but not routine duties, to gather data and make studies on various problems arising in administrative functions of the City, and to do other work as required.

Typical Tasks

Upon assignment to a problem, gathers information and data; tabulates, records, and analyzes data; reviews present methods, legislation and literature available on subject; summarizes information obtained and, working closely with a staff member, prepares a report and makes recommendations; assumes responsibility for planning and organization of special projects or functions such as youth in government day, City sponsored meetings and conferences, City's applications for

special grants and awards, annual or special reports of the administration; confers with the public, members of staff, and other agencies; performs follow-up work; may supervise small clerical staff.

Grade Standards

This class is divided into two grades for purposes of salary determination according to the following criteria:

Grade I includes positions requiring minimum experience.

Grade II includes positions requiring additional experience and increasing responsibility.

Employment Standards

Any combination of training and experience equivalent to college graduation with a degree in public administration, political science, or related field. Appropriate experience may be substituted year for year for education.

Desirable Qualifications

Knowledge of accepted office procedures and practices; knowledge of the principles of organization and management as applied to government operations; ability to maintain effective public relations; ability to present ideas and recommendations; ability to analyze and effectively present data; ability to write and speak in an original manner; ability to type; ability to organize and supervise the work of others.

Exhibit No. 5

CLERK I

Definition:

Under supervision, to do varied beginning level clerical work and to perform other duties as required.

Typical Tasks

Picks up, delivers, posts, opens, distributes mail. Enters a variety of information on standardized forms. Maintains files. Does proof-reading. Runs errands. Assists in the storing of supplies. Performs collating, stapling, cutting, padding operations; trains in and assists with the operation of the coin counter, addressograph, graphotype, multilith.

Employment Standards

Any combination of training and experience equivalent to completion of the twelfth grade.

Desirable Qualifications

Aptitude for clerical work, mechanical aptitude, and manual dexterity.

Exhibit No. 6

CLERK II

Definition

Under supervision, to do varied clerical work of average difficulty; and to do related work as required.

Typical Tasks

Receives and accounts for money received at a counter or through the mail; checks forms, records, reports, applications, and other material for accuracy, completion, and conformance with established procedures; makes routine follow-up to secure required or additional information; posts a variety of information from standardized media to various types of control records; maintains files where discretion is involved in assigning items to their proper place; does proofreading and comparing requiring the assembling of information from different sources and the use of discretion in recognizing discrepancies; computes and extends figures; calculates amount of bills; prepares records and reports; meets the public and answers inquiries about routine procedures and policies; operates standard office appliances, including graphotype and addressograph.

Employment Standards

Any combination of training and experiences equivalent to completion of the twelfth grade, and one year of general clerical experience.

Desirable Qualifications

Knowledge of office practices and procedures; ability to do clerical work involving a degree of independent judgment and requiring accuracy and speed; ability to make arithmetic computations.

Exhibit No. 7

HEALTH COUNSELOR

Definition

Under direction, to provide a high level of public health counseling and nursing service at Junior college level, and to do related work as required.

Typical Tasks

To perform public health nursing duties in the junior college and/or health center; to assist in securing adjustments of health problems and related social problems of families and individuals; to secure early diagnosis and treatment of the sick; to plan, develop, and evaluate the nursing programs for which she is responsible in relation to the total program of the agency; to correlate the program with that of other agencies in the educational, social, and health fields.

To assist physicians with physical examinations; to prepare equipment for examinations; to interpret the doctors orders to patients, and to instruct patients on care; to take histories, and maintain other records.

Employment Standards

Any combination of training and experience equivalent to completion of an accredited program of three years of public health nursing.

Possession of a valid certificate of registration as a nurse in the State of California. Certificate as a public health nurse issued by the State Board of Public Health, health and development credential issued by the State Department of Public Health.

Desirable Qualifications

Thorough knowledge of principles and practices of general and public health nursing. Thorough knowledge of causes, means of transmission, methods of control of communicable diseases. Knowledge of maternal and child health programs. Ability to plan and take leadership in organization of public health programs. Ability to prepare clear and concise reports. Ability to speak effectively. Ability to work effectively with the public and with other agencies. Experience in employee or public health counseling.

Exhibit No. 8

SANITARIAN; JUNIOR SANITARIAN

Definition

Under direction, to make sanitary inspections and investigations in the enforcement of sanitation regulations; and to do related work as required.

Typical Tasks

Makes inspections of food handling and drinking establishments, sewage disposal plants, water supply systems, garbage disposal sites, houses and dwelling units, public schools, public buildings, and swimming pools to obtain compliance with laws and regulations governing sanitary conditions; inspects commercial, industrial and agricultural establishments; trailer parks, hotels, motels for adequacy of light, ventilation, cleanliness and methods of garbage and refuse disposal; interprets regulations; recommends changes and gives instructions for correction of deficiencies and violations; investigates violations and complaints and prepares reports and recommendations; investigates instances of dog bites and inspects dog involved and arranges for laboratory examination and quarantine when necessary; takes samples and cultures of food and water, sewage and other materials for laboratory examination; makes epidemiological studies of outbreaks of food poisoning; prepares reports.

Employment Standards

Any combination of training and experience equivalent to completion of the twelfth grade, supplemented by completion of an approved course in the principles of sanitation as given by a university school of hygiene or public health and one year of experience in sanitary inspection ^{work} with a governmental agency or commercial organization.

Possession of a valid certificate of registration as a Sanitarian as issued by the California State Board of Public Health.

Desirable Qualifications

Knowledge of the sanitation provisions of the Health and Safety Code; knowledge of the principles of environmental sanitation and sanitary science; knowledge of the provisions of the Penal Code relating to public nuisances; knowledge of the methods and procedures used in inspecting and correcting unsanitary conditions; ability to establish and maintain cooperative public relationships.

(NOTE: Pending registration as a Sanitarian, employees performing duties in the class and meeting all other requirements will be identified as Junior Sanitarian.)

Exhibit No. 9

LIBRARIAN I

Definition

Under direction does less difficult professional library work in lending, reference use, or processing library materials, and other related work as required.

Typical Tasks

Under supervision of Division Head, manages a branch or a particular area of library service; reviews collection to determine need for new materials, or repair or discarding; reviews information sources for material to supplement the collection, suggests items for purchase; encourages the use of library resources through individual or group contacts; keeps abreast of current literature in the area of assignment; plans special activities and displays; maintains records and prepares statistical reports in the area of assignment; may be Deputy Division Head, being responsible for operation of the Division in his absence; may supervise the work of subordinate members of the Division; assists the public in the use of library materials; does other tasks as directed.

Employment Standards

Any combination of training and experience equivalent to completion of an undergraduate major in library science.

Desirable Qualifications

Knowledge of library science; knowledge of specialized field in which assigned; knowledge of principles of supervision; ability to develop and maintain effective public relations.

Exhibit No. 10

Personnel Clerk

Definition

Under supervision, to do routine technical personnel work; to perform a variety of clerical duties in the personnel office; and to do related work as required.

Typical Tasks

Assists in the preparation of examination announcements, advertising, and other phases of recruitment; accepts applications, interviews applicants, and assists in reviewing applications for examination and employment; performs a variety of clerical work in the preparation and maintenance of personnel transaction system and maintenance of personnel records; monitors written examinations; assists in the conduct of studies of personnel policies.

Employment Standards

Any combination of training and experience equivalent to graduation from high school plus one year's experience in a personnel office or two years of general office work involving meeting the public. Ability to type 45 words per minute.

Desirable Qualifications

Knowledge of the principles of public personnel administration; ability to collect and analyze facts and to present them in clear form; ability to solve mathematical problems and make accurate computations; ability to develop and maintain effective working relationships with other employees and the public; ability to perform a variety of clerical work.

Exhibit No. 11

POLICE PATROLMAN I, II

Definition

Under direction to patrol an assigned beat in the enforcement of law and order; to carry out special assignments in the protection of life and property; and to do related work as required.

Typical Tasks

Operates an automobile or motorcycle or walks in patrolling an assigned area for the prevention of crime and the enforcement of laws and regulations; responds to radio messages or telephone instructions and appears at the scenes of disorder or crime; notes and reports traffic hazards; investigates and prepares reports on accidents, offenses and damages to property; gives directions and information; makes arrests; issues citations; gives verbal warnings; prepares reports on arrests and property impounded; directs traffic; tries doors to determine whether buildings are locked; inspects establishments providing alcoholic beverages and entertainment; intervenes in private or public disputes to protect the public and maintain order; requests medical attention when necessary; appears in court on and off duty as the arresting officer; transports prisoners; investigates complaints; interrogates persons whose actions are suspicious; reports street lamps not working; sees that objects are removed from streets which might endanger traffic; reports abandoned or damaged vehicles; serves subpoenas; provides escort or guard services for parades or public meetings; participates in training conferences and programs and practices the use of firearms; observes and reports conditions conducive to crime; watches likely locations for wanted persons; assists in the investigation of crimes involving adults or juveniles or makes investigation of minor crimes; writes case reports and a log of activities; occasionally relieves a superior officer and acts for him; takes prisoners to court; as desk officer on an assigned shift, receives complaints by telephone or teletype; determines proper course of action, dispatches necessary personnel and notifies appropriate officials or employees, answers inquiries, keeps records and prepares reports.

Employment Standards

Any combination of training and experience equivalent to completion of the twelfth grade.

Grade Standards

In addition to the minimum requirements stated above, a candidate for the position of Patrolman II must have had one year of experience in the Modesto Police Department. Grade II position will be filled from an eligible list following examination.

Desirable Qualifications

Ability to read and understand departmental policies, rules, instructions, laws, regulations and police literature, together with an aptitude for law enforcement work; ability to analyze situations and adopt a quick, effective and reasonable course of action; ability to write clear and accurate reports; ability to understand and follow oral directions; ability to learn the use and care of automobiles, motorcycles and small firearms; keen observation and ability to remember names, faces and details of incidents; physical agility; ability to meet age, weight, height and physical standards established by the city.

Exhibit No. 12

RECREATION SUPERVISOR

Definition

Under direction, to organize, conduct, and supervise a well rounded program of recreation activities at the Youth Center, and to supervise other phases of the recreation program such as arts and crafts, social recreation, or sports as required.

Typical Tasks

Under direction of the Recreation Superintendent assists in planning, organizing, and supervising the program of the Youth Center; coordinates activities with other Recreation Department functions; schedules and assigns work of staff and/or volunteer workers; interprets policy to participants in the Youth Center program; maintains records concerning operation of the Center; plans expenditures in accordance with the approved budget; discovers and helps organize groups in planning their use of the Youth Center; gains sponsorship for various groups; assists in planning, organizing, and conducting activities in the after school program; assists in planning and supervising swimming, athletics, and tennis programs, and participates in any phase of recreation as required.

Employment Standards

Any combination of training and experience equivalent to completion of a college education with specialization in recreation, physical education, or group work, plus successful experience as a paid or volunteer group leader, camp director, or recreation center director.

Desirable Qualifications

Knowledge of principles and techniques of recreational activities for a well rounded municipal recreation program; knowledge of sports, crafts, dramatics, games, and group activities; ability to coordinate and schedule a variety of activities; ability to prepare reports; ability to deal effectively with the public, and to work cooperatively with others.

Exhibit No. 13

SUPERVISING PUBLIC HEALTH NURSE

Definition

Under direction, to supervise and assist in the public health nursing services in the field clinics and schools, and to do related work as required.

Typical Tasks

Plans, assigns, and supervises the work of registered nurses engaged in public health activities in schools and clinics; participates and assists in these activities which include home visits and family health guidance; prevention and control of communicable diseases through investigation; instruction and preventative measures in immunization programs and case follow-up; child health conferences; diagnostic chest clinics; crippled children and venereal disease clinics; school health programs; demonstrations and instruction on pre and post partum and infant and child care; solution of family problems involving cooperation with other community agencies; health and conferences; preparation of records and reports.

Employment Standards

A valid certificate of registration in the State of California. A certificate as a Public Health Nurse issued by the State Board of Public Health. A minimum of one year of public health nursing, preferably with supervisory responsibilities.

Desirable Qualifications

Knowledge of public health nursing principles and practices; knowledge of the control and care of tuberculosis, venereal, and other communicable diseases; knowledge of maternal and child health, school health, nutrition; ability to plan and coordinate the work of others; ability to establish and maintain effective relations with the public and with employees supervised.

Exhibit No. 14

TREE TRIMMER, I, II

Definition

Under supervision, to trim, prune, plant, and remove street and park trees; to climb trees for the purpose of trimming; and to do related work as required.

Typical Tasks

Trims and prunes and otherwise maintains street and park trees, working from the ground, from ladders, and by climbing; uses small power equipment and hand tools to cut and trim trees; plants and removes trees; irrigates, cultivates, sprays, and fertilizes trees and shrubs; tops trees and lowers large limbs, frequently near power lines and structures; hauls large logs to dump; performs maintenance work on equipment used; may do tree surgery and reshaping work; may be required to drive a truck.

Grade Standards

This class is divided into two grades for purposes of salary determination according to the following criteria:

Grade I includes positions which involve performing tree trimming from the ground or ladder, work with young trees, and may include inspection work.

Grade II includes only those positions which require the climbing of large trees for the purpose of trimming, topping, or removing them; it may involve working around power and telephone lines in which careful safety precautions must be exercised; it requires a greater degree of physical agility and prime health. Ability to pass a medical examination for this type of work may be required at any time to qualify for Grade II.

Employment Standards

Any combination of training and experience equivalent to completion of the eighth grade and one year's experience in tree trimming work.

Desirable Qualifications

Knowledge of the kinds and characteristics of the common shade and ornamental trees used in park and parkway areas; knowledge of the method and equipment used in planting, pruning, trimming, and removing trees and shrubs; willingness and ability to climb trees; skill in the use of ladders and lines in tree work; skill and ability in using power saws, shears, axes, pruning hooks, and other standard tree trimming tools and equipment; ability to follow written and oral directions; ability to drive a light truck safely; physical strength and agility.

Exhibit No. 15

POLICE SERGEANT

Definition

Under direction, to command an assigned detail of police patrolmen; or to make criminal investigations; and to do related work as required.

Typical Tasks

Plans, assigns and supervises the work of police patrolmen engaged in patrolling an assigned area by automobile or on foot and the general enforcement of law and the prevention of crime or disorder; visits the scenes of crimes, emergencies or accidents to assist and supervise the patrolmen; personally handles the more difficult complaints and problems; instructs subordinates in police patrol work and related law enforcement problems; instructs the desk officer regarding desired dispatching procedures in the event of certain types of emergency situations; prepares reports on the performance of subordinate officers; writes logs of activities and prepares special reports; may relieve a superior officer and act for him.

Receives assignments to investigate violations of federal, state and local laws; when assigned, takes charge of difficult and important criminal cases requiring investigation alone or with a subordinate; collects and preserves evidence; apprehends and arrests law violators; reviews files and general police bulletins; makes reports of cases handled and action taken; interrogates witnesses and prisoners; appears in court to present evidence collected; assists in preparing complaints and warrants; handles correspondence regarding cases assigned.

Employment Standards

Any combination of training and experience equivalent to completion of the twelfth grade, supplemented by formal training courses in police science and administration and one year of general law enforcement experience in a municipal police organization.

Desirable Qualifications

Knowledge of criminal law, investigation, and crime prevention methods; thorough knowledge of the rules of evidence and the laws governing the custody of persons; knowledge of the capabilities and limitations of operating units in the department and the ability to deploy personnel effectively, direct them in their work and advise on technical police problems of investigation and arrest; knowledge of police records; ability to analyze law enforcement problems and adopt effective programs for action; ability to plan and coordinate the work of the subordinates; ability to prepare accurate and comprehensive reports.

Exhibit No. 16

POLICE LIEUTENANT

Definition

Under direction, to command all police personnel assigned to the evening and night shifts; or to be responsible for the departmental program to prevent and control juvenile delinquency; or to direct the work of the criminal investigation unit; and to do related work as required.

Typical Tasks

Assigns and directs the work of officers on shift; receives and reads or prepares and transmits communications, instructions and policy to officers as directed; determines need for police action and directs and assists subordinates in handling problems; assists in the supervision and inspects the work of officers in the field; reviews the work of officers upon completion and by review of their reports; gives instructions to special details; assumes responsibility for the department in the absence of a superior officer.

Plans and carries out a program of preventing and handling cases of juvenile crimes and offenses against children; counsels children and parents of children who are accused of crime or are potential delinquents; advises other departmental personnel on problems and procedures related to the juvenile program; cooperates with other agencies serving youth in planning for delinquency prevention and control; exchanges information on youths involved in crimes with other law enforcement agencies; maintains records and prepares reports on cases of juveniles or adults charged with crimes involving children; makes talks before civic groups on juvenile problems and work; attends conferences to keep abreast of trends in juvenile work.

Plans, supervises and personally participates in the operation of the criminal investigation unit; assigns police personnel to criminal investigations; reports of investigations and advises investigators on the best operating procedures; questions suspects and prisoners, reviews and evaluates correspondence, evidence and information received in the unit and determines needed action; supervises the preservation of evidence and found or recovered property; personally conducts investigations of major crimes.

Employment Standards

Any combination of training and experience equivalent to completion of the twelfth grade supplemented by formal training courses in police science and administration, and at least four years of work as a police officer, including one year of supervisory experience or two years of experience as a detective.

Desirable Qualifications

Knowledge of police administration together with the ability to effectively deploy and review the work of officers and special investigational details; knowledge of criminal law and investigation and crime prevention methods; knowledge of the causes, prevention and control of delinquency; knowledge of traffic enforcement, analysis and education; knowledge of the rules of evidence and of the laws governing the custody of persons; ability to analyze law enforcement problems and plan and supervise solutions; ability to plan and coordinate the work of a number of subordinate police officers; ability to lead and train men; ability to prepare accurate and comprehensive reports; ability to establish and maintain effective working relationships with subordinates, other officers and the public.

MODESTO CITY COUNCIL
RESOLUTION NO. 55-366

A RESOLUTION APPROVING THE PURCHASE OF A LEAF
LOADER FROM WAYNE MANUFACTURING COMPANY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the purchase of the leaf loader now under lease-purchase agreement with the Wayne Manufacturing Company, be, and it is hereby approved, and

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

The foregoing resolution was introduced at a regular meeting of the Council

of the city of Modesto held on the 17th day of August, 1955, 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, Anderson, Hammond, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: REX E. GAILFUS, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 55-367

A RESOLUTION GRANTING PERMIT TO THE COCA*COLA BOTTLING COMPANY, LTD. TO DRILL A 10 INCH PRIVATE WELL ON HANEY AVENUE

WHEREAS, Bomberger Brothers, as agents for the Coca-Cola Bottling Company, Ltd., has filed a request, as provided by Section 5-1.501 of the Modesto Municipal Code, for permission to drill a 10 inch private water well on a parcel of land purchased by the company on Haney Avenue, and

WHEREAS, the Director of Public Works has recommended that permit be granted under certain conditions,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that permit be granted to Bomberger Brothers, as agents for the Coca-Cola Bottling Company, Ltd., to drill a 10 inch private water well on the 60,000 square foot parcel of land located approximately 290 feet west of the southwest corner of Haney Avenue and Kearney Avenue on the condition that the unit is not greater capacity than that specified in the request and that all construction shall be approved by the City Health Department.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of August, 1955, 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, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Hammond

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-368

A RESOLUTION AUTHORIZING THE PURCHASE OF WATER PIPE WITHOUT ADVERTISING FOR BIDS.

WHEREAS, rapid expansion of the City's water system to supply houses in newly developed areas has depleted the City's stock of water pipe line materials, and

WHEREAS, it is urgent for the preservation of life, health and property that water mains be installed immediately in certain areas of the City, and

WHEREAS, pipe line materials are not available from stock for this purpose, and

WHEREAS, said materials are urgently needed prior to the time that the same can be secured after normal bid procedure is followed and a contract is awarded, and

WHEREAS, Section 1307 of the Charter of the City of Modesto authorizes the execution of public works contracts without advertising for bids if such work is

deemed by the Council to be of urgent necessity for the preservation of life, health and property and authorized by resolution passed by at least five (5) affirmative votes of the Council,

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Modesto hereby declares that the immediate purchase of water pipe line materials without advertising for bids is urgently necessary for the preservation of life, health and property, and

BE IT FURTHER RESOLVED that the City Manager be, and he is hereby authorized to enter into a contract or contracts on behalf of the City to purchase water pipe at the best available prices, without advertising for bids, not to exceed an aggregate expenditure in excess of \$8,000.00.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of August, 1955 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, Anderson, Arata, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Hammond

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-369

A RESOLUTION APPROVING SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR WATER PIPE, VALVES AND FITTINGS.

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

Section 1. The plans and specifications for water pipe, valves and fittings, 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 water pipe, valves and fittings, to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on September 12, 1955, 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 24th day of August, 1955, 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 votes:

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

NOES: Councilmen: None

ABSENT: Councilmen: Hammond

ATTEST: REX E. GAILFUS, City Clerk

Modesto City Council
Resolution No. 55-370

A RESOLUTION ACCEPTING THE BID OF TANNER CONSTRUCTION COMPANY FOR THE CONSTRUCTION OF CURB AND GUTTER AT WHITMORE PARK

WHEREAS, Resolution No. 55-354, adopted by the Council of the City of Modesto on August 10, 1955, approved the plans and specifications for the construction of curb and gutter at Whitmore Park and authorized the calling for bids, and

WHEREAS, the bids received for the construction of curb and gutter at Whitmore Park were opened at 2:00 P.M., August 23, 1955, 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 amount \$2,041 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Tanner Construction Company of \$2,041 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of August, 1955, 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, Arata, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Hammond

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-371

A RESOLUTION ACCEPTING THE CONSTRUCTION OF SANITARY SEWER LATERALS IN FREMONT-GRANGER ADDITIONS FROM CONTRACTOR, A. P. RASMUSSEN

WHEREAS, a report has been filed by the Director of Public Works that the construction of sanitary sewer laterals in Fremont-Granger Additions has been completed by Contractor, A. P. Rasmussen in accordance with the contract agreement dated April 13, 1955,

NOW, THEREFORE, BE IT RESOLVED that the construction of sanitary sewer laterals in the Fremont-Granger Additions be accepted from said contractor A. P. Rasmussen; that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due, as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of August, 1955, 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, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Hammond

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-372

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO RELATING TO A FREEWAY ON ROAD X-STA-4-MOD BETWEEN THE NORTHERLY AND SOUTHERLY LIMITS OF THE CITY OF MODESTO.

WHEREAS, a proposed agreement has been presented to the Council of the City of Modesto covering the construction and maintenance of a freeway on Road X-Sta-4-Mod between the southerly and the northerly City limits of Modesto, and

WHEREAS, the Council has heard said agreement read in full and is familiar with the contents thereof, and

WHEREAS, the City is agreeable to the traffic patterns which are presented in the proposed freeway agreement, and

WHEREAS, all of the studies made, both by the State and by the City, demonstrate that the freeway as proposed cannot work satisfactorily without the provision of railroad grade separations in the central section of the City, and

WHEREAS, a tremendous increase in vehicular movement east and west across the railroad tracks will result from the relocation of Highway 99, and

WHEREAS, the responsibility for moving State Highway traffic across the tracks is a State responsibility, and

WHEREAS, this problem must be resolved concurrently with the development of the freeway,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby requests the Department of Public Works, Division of Highways of the State of California to execute an agreement with the City of Modesto containing the following provisions:

1. The state agrees to the immediate institution of a joint study and analysis of the railroad grade separation problem within the City and a determination of a mutually acceptable means for its solution.

2. The State agrees to provide at its own expense the railroad grade separations required to handle the State highway traffic across the tracks in the central section of the City and further agrees that they will be planned and constructed concurrently with the freeway.

BE IT FURTHER RESOLVED that the prompt resolution of these matters is mutually urgent. Many people in the City of Modesto are anxious to have final answers regarding the acquisition of their property along the freeway route.

BE IT FURTHER RESOLVED that the City Clerk be, and he is hereby directed to transmit a copy of this resolution to the District Engineer, District X, Division of Highways, Department of Public Works, State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24 day of August, 1955, 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, Arata, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Hammond

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-373

A RESOLUTION AUTHORIZING THE PURCHASE OF SIGN FOR PARKING
LOT LOCATED AT 9TH AND J STREETS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the purchase of a large display sign to be erected at the City's Parking lot located at the corner of 9th and J Streets from Ad-Art Company for the sum of \$1357.00, including sales tax, 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 24th day of August, 1955, 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, Anderson, Arata, Merrill, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Hammond

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-374

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF
MODESTO AND M. J. RUDDY & SON

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and M. J. Ruddy & Son for additional work needed for the construction of the canopy at the off-street vehicular parking lot, on Lot 21 through 32, Block 56 (9th and J Streets) 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 24th day of August, 1955, 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: Councilmen: Arata, Anderson, Adams, Merrill, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Hammond

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-375

A RESOLUTION APPROVING THE FINAL MAP OF THE
LUNDQUIST SUBDIVISION OF THE CITY OF MODESTO

WHEREAS, ANTHONY G. J. LUNDQUIST AND AUGUSTA LUNDQUIST are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 15.88 acres known as the LUNDQUIST SUBDIVISION, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 21st day of June, 1955, 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 LUNDQUIST 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 LUNDQUIST SUBDIVISION be approved and 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, and he is hereby authorized to certify the map of said tract on behalf of the City of Modesto after the fees in the amount of ONE THOUSAND

ONE HUNDRED FORTY-THREE and 60/100ths (\$1,143.60) DOLLARS, as required by the Modesto Municipal Code for checking, copies of maps, recording and parks and playgrounds have been paid and subdividers have furnished a bond acceptable to the City Attorney, or in lieu thereof, have posted a cash deposit with the City Clerk in the sum of THIRTY-EIGHT THOUSAND and no/100ths (\$38,000.00) DOLLARS.

BE IT FURTHER RESOLVED that the City Manager and the City Clerk be, and they are hereby 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 24 day of August, 1955, 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, Anderson, Arata, Merrill, Robinson, and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Hammond

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-376

A RESOLUTION FIXING THE TIME AND PLACE FOR A PUBLIC HEARING ON AN UNCLASSIFIED USE PERMIT

WHEREAS, The Modesto City Planning Commission has, by resolution filed with the Council, recommended the approval of the following applications for an unclassified use permit,

- (a) Erection of an agriculture shop, girls' gymnasium, and chemistry and physics laboratory on the Modesto High School campus
- (b) Erection of a cafeteria building and a combined auditorium and music building on the Downey High School campus

and,

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

NOW, THEREFORE, BE IT HEREBY RESOLVED that a public hearing be held on said application for an unclassified use permit in the McHenry Public Library at Fourteenth and I Streets in the City of Modesto at (a) 8:00 P.M. (b) 8:10 P.M. o'clock p.m. on September 14, 1955.

BE IT FURTHER RESOLVED that the City Clerk give notice of the time and place of said hearing as provided in Section 10-2206 (b) of the Modesto Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of August, 1955, 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, Anderson, Arata, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Hammond

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-377

A RESOLUTION APPROVING THE FINAL MAP OF THE COLLEGE VILLAGE
PARK TRACT OF THE CITY OF MODESTO.

WHEREAS, ARTHUR J. WYLIE and FLORENCE E. WYLIE are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 2.67 acres known as the College Village Park Tract, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 24th day of May, 1955, 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 COLLEGE VILLAGE PARK 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 COLLEGE VILLAGE PARK TRACT be approved and 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, and he is hereby authorized to certify the map of said tract on behalf of the City of Modesto after the fees in the amount of Two Hundred Sixty and 60/100ths (\$260.60) 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 Three Thousand and no/100s (\$3,000.00) Dollars.

BE IT FURTHER RESOLVED that the City Manager and the City Clerk, be, and they are hereby authorized to execute and attest, respectively, an agreement with subdividers as required by Section 4-4.604 (c) of the Modesto Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of August, 1955, 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, Anderson, Arata, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Hammond

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-378

A RESOLUTION ACCEPTING DEED OF DEDICATION FROM MODESTO
HIGH SCHOOL DISTRICT OF STANISLAUS COUNTY, STATE OF
CALIFORNIA

BE IT HEREBY RESOLVED by the Council of the City of Modesto that it does hereby accept a deed of dedication from the Modesto High School District of Stanislaus County, State of California, dated August 16, 1955, for city street purposes. (Downey High School)

BE IT FURTHER RESOLVED that the City Clerk of the City of Modesto is hereby authorized to record said Deed of Dedication with the Recorder of Stanislaus County, and

BE IT FURTHER RESOLVED that the City agrees to re-locate, at no cost to the School District, any chain link fence, irrigation pipeline and related equipment onto the remaining portion of the school property if and when said fence or irrigation pipeline or related equipment becomes a nuisance or a problem 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 24th day of August, 1955, 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: Councilmen: Adams, Anderson, Arata, Merrill, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Hammond

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-379

A RESOLUTION ACCEPTING DEED OF DEDICATION FROM THE MODESTO
CITY SCHOOL DISTRICT OF STANISLAUS COUNTY, STATE OF
CALIFORNIA

BE IT HEREBY RESOLVED by the Council of the City of Modesto that it does hereby accept a deed of dedication from the Modesto City School District of Stanislaus County, State of California, dated August 16, 1955, for city street purposes. (John Fremont School, John Muir School, James Marshall School, Roosevelt School and Lincoln School)

BE IT FURTHER RESOLVED that the City Clerk of the City of Modesto is hereby authorized to record said Deed of Dedication with the Recorder of Stanislaus County.

BE IT FURTHER RESOLVED that the City agrees to re-locate, at no cost to the School District, any chain link fence, irrigation pipeline and related equipment onto the remaining portion of the school property if and when said fence or irrigation pipeline or related equipment becomes a nuisance or a problem 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 24th day of August, 1955, 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: Councilmen: Adams, Anderson, Arata, Merrill, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Hammond

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-380

A RESOLUTION ACCEPTING AUDIT REPORT ON THE PARKING
AUTHORITY FROM C. D. NATTINGER AND COMPANY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the audit report on the Parking Authority from the period of July 1, 1952 to June 30, 1955, prepared by C. D. Nattinger and Company, be and it is hereby accepted.

BE IT FURTHER RESOLVED that the payment of the claim of C. D. Nattinger and Company of \$125.00 for the audit report 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 Seventh day of September, 1955, 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: Anderson, Hammond, Merrill, Robinson and Mayor Pro Tempore Adams

NOES: Councilmen: None

ABSENT: Councilmen: Arata and Mayor Marks

ATTEST: REX E. GAILFUS, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 55-381

A RESOLUTION GRANTING AN UNCLASSIFIED USE PERMIT TO MRS.
IRL ROGERS FOR DAY CARE OF FOUR CHILDREN AT 402 ALTURAS AVENUE

WHEREAS, a verified application for the granting of an unclassified use permit for day care of four children at 402 Alturas Avenue was filed by Mrs. Irl Rogers on July 20, 1955, and

WHEREAS, said application was set for public hearing before the Planning Commission in the Council Chamber located in the McHenry Public Library at Fourteenth and I streets in the City of Modesto at 2:00 o'clock P.M. on August 2, 1955, and

WHEREAS, said hearing was held at the above time and place and evidence, both oral and documentary, was taken and introduced, and

WHEREAS, thereafter, the Planning Commission adopted Resolution No. 230 recommending to the Council that an unclassified use permit be granted in accordance with the provisions of said resolution, and

WHEREAS, said matter was set for public hearing before the Council in the Council Chamber located in the McHenry Public Library at Fourteenth and I Streets in the City of Modesto, at 4:30 o'clock P.M. on September 7, 1955, and

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

1. The home has been approved for a day care center for four (4) children up to six (6) years of age, both sexes, by the County Welfare Department, the County Fire Warden, and the City Health Department;

2. There will be no use conflict between this residence and the surrounding residences;

3. The use will not affect adversely the residential character of the neighborhood; and

4. The issuance of this permit is in the interest of the general welfare,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that an unclassified use permit be granted to Mrs. Irl Rogers for the day care of four (4) children up to six (6) years of age, subject to her compliance with the regulations stipulated by the County Welfare Department, the County Fire Warden and the City Health Department as follows:

1. That not more than four (4) children be cared for at any one time;

2. That no fuses in excess of 15 amps. be used in any lighting circuit; and

3. That a pile of tree limbs and scrap lumber be removed or stored properly.

The foregoing resolution was introduced at a regular meeting of the Council

of the City of Modesto held on the 7th day of September, 1955 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: Councilmen: Anderson, Hammond, Merrill, Robinson, and Mayor Pro Tempore Adams

NOES: Councilmen: None

ABSENT: Councilmen: Arata and Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-382

A RESOLUTION APPROVING THE EXTENSION OF LEASE BETWEEN THE CITY OF MODESTO AND STANDARD OIL COMPANY

BE IT HEREBY RESOLVED BY THE COUNCIL OF THE CITY OF MODESTO that the extension of the existing lease between the City of Modesto and Standard Oil Company relating to facilities at the Modesto Municipal Airport be approved for a term of one year May 12, 1955.

BE IT FURTHER RESOLVED that the City Manager be authorized to execute the extension on behalf of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the Seventh day of September, 1955, 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: Councilmen: Anderson, Hammond, Merrill, Robinson and Mayor Pro Tempore Adams

NOES: Councilmen: None

ABSENT: Councilmen: Arata and Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-383

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE MODESTO SCHOOL DISTRICT OF STANISLAUS COUNTY FOR AFTER-SCHOOL RECREATION PROGRAM FOR PERIOD COMMENCING SEPTEMBER 26, 1955, AND EXTENDING TO JUNE 2, 1956

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and the Modesto School District of Stanislaus County for after-school recreation program for period commencing September 26, 1955 and extending to June 2, 1956, 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 September, 1955, 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: Anderson, Hammond, Merrill, Robinson and Mayor Pro Tempore Adams

NOES: Councilmen: None

ABSENT: Councilmen: Arata and Mayor Marks

ATTEST: REX E. GAILFUS, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 55-384

A RESOLUTION DESIGNATING A LOADING ZONE ON TWELFTH STREET
BETWEEN G AND H STREETS IN THE CITY OF MODESTO

WHEREAS, Section 31 (b) of Ordinance No. 345-N.S., 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. A loading zone is hereby established at the following location:

Beginning at a point on the southwesterly curbline of TWELFTH STREET One Hundred Sixty-eight (168') feet northwesterly from the intersection of said curbline with the northwesterly property line of G Street and continuing along said curbline a distance of twenty-eight (28') 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 7th day of September, 1955, 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, Hammond, Merrill, Robinson and Mayor Pro Tempore Adams

NOES: Councilmen: None

ABSENT: Councilmen: Arata and Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-385

A RESOLUTION ESTABLISHING A PARKING METER ZONE ON BOTH SIDES
OF TWELFTH STREET BETWEEN G AND H STREETS IN THE CITY OF MODESTO

WHEREAS, Ordinance No. 778-N.S., as amended by Ordinance No. 1021-N.S. of the City of Modesto authorizes the Council by resolution to establish and designate streets and avenues in the City as parking meter zones as traffic conditions require, and

WHEREAS, a traffic study indicates that traffic conditions require the installation of parking meters on both sides of TWELFTH STREET between G and H Streets in the City of Modesto,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the following portions of streets within the City be, and they are hereby established as parking meter zones:

Both sides of TWELFTH STREET between G and H Streets except for that portion thereof described as follows:

(a) Beginning at a point on the northeasterly side of Twelfth Street thirty-one (31') feet northwesterly from its intersection with the northwesterly curb line of G Street and continuing northwesterly a distance of sixty-two (62') feet; and

(b) Beginning at a point on the southwesterly curb line of Twelfth Street one hundred sixty-eight (168') feet northwesterly from the intersection of said curb line with the northwesterly property line of G Street and continuing along said curb line a distance of twenty-eight (28') feet.

BE IT FURTHER RESOLVED that the Traffic Engineer is hereby directed to install parking meters in the above described locations and to cause said above described locations 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 7 day of September, 1955 by Council 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, Hammond, Merrill, Robinson and Mayor Pro Tempore Adams

NOES: Councilmen: None

ABSENT: Councilmen: Arata and Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-386

A RESOLUTION GRANTING AN UNCLASSIFIED USE PERMIT TO REV. ARTHUR BROHM, JR.
TO ESTABLISH A CHURCH ON THE NORTHWEST CORNER OF ORANGEBURG AND ENSLEN AVENUES

WHEREAS, a verified application for the granting of an unclassified use permit to establish a church on the Northwest corner of Orangeburg and Enslen Avenues was filed by Rev. Arthur Brohm, Jr. on July 20, 1955, and

WHEREAS, said application was set for public hearing before the Planning Commission in the Council Chamber located in the McHenry Public Library at Fourteenth and I Streets in the City of Modesto at 2:00 o'clock P.M. on August 2, 1955, and

WHEREAS, said hearing was held at the above time and place and evidence, both oral and documentary, was taken and introduced, and

WHEREAS, thereafter, the Planning Commission adopted Resolution No. 228 recommending to the Council that an unclassified use permit be granted in accordance with the provisions of said resolution, and

WHEREAS, said matter was set for public hearing before the Council in the Council Chamber located in the McHenry Public Library at Fourteenth and I Streets in the City of Modesto, at 4:40 o'clock P.M. on September 7, 1955, and

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

1. The property involved is on a major street in a residential area;
2. Churches furnish services incidental to residential development;
3. The development plan provides adequate off-street parking facilities;
4. The establishment of church facilities on the site proposed will not adversely affect the existing or potential residential development of the area, and
5. That the granting of the requested unclassified use permit is consistent with the general purposes and objectives of the zoning regulations;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that an unclassified use permit be granted to Rev. Athur Brohm, Jr. for the establishment of a church at the northwest corner of Orangeburg and Enslen Avenues subject to the following condition:

1. That the final site plan for the development of the church facilities be reviewed and approved by the staff of the City Planning Commission prior to the issuance of building permits therefor.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of September, 1955 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, Hammond, Merrill, Robinson and Mayor Pro Tempore Adams

NOES: Councilmen: None
ABSENT: Councilmen: Arata and Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-387

A RESOLUTION APPROVING APPROPRIATION TRANSFER

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

From:

Parking Fund Reserve \$1005.00

To:

Traffic Engineering Parking Fund \$1005.00

\$120.00 for utilities,
100.00 for maintenance and repairs building and grounds,
125.00 for services, professional and others,
100.00 garden and horticultural supplies,
400.00 landscape 9th Street lot,
160.00 directional signs

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of September, 1955, 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, Hammond, Merrill, Robinson, Mayor Pro Tempore Adams

Noes: Councilmen: None

Absent: Councilmen: Arata and Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-388

A RESOLUTION GRANTING AN UNCLASSIFIED USE PERMIT TO GALEN R. WEAVER FOR THE ESTABLISHMENT OF A CHURCH ON THE NORTHEAST CORNER OF SAN JUAN DRIVE AND MILLER AVENUE

WHEREAS, a verified application for the granting of an unclassified use permit to establish a church on the northeast corner of San Juan Drive and Miller Avenue was filed by Galen R. Weaver on July 20, 1955, and

WHEREAS, said application was set for public hearing before the Planning Commission in the Council Chamber located in the McHenry Public Library at Fourteenth and I Streets in the City of Modesto at 2:00 o'clock P.M. on August 2, 1955, and

WHEREAS, said hearing was held at the above time and place and evidence, both oral and documentary, was taken and introduced, and

WHEREAS, thereafter, the Planning Commission adopted Resolution No. 229 recommending to the Council that an unclassified use permit be granted in accordance with the provisions of said resolution, and

WHEREAS, said matter was set for public hearing before the Council in the Council Chamber located in the McHenry Public Library at Fourteenth and I Streets in the City of Modesto, at 4:50 o'clock P.M. on September 7, 1955, and

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

1. The property involved is on a major street in a residential area;

2. Churches furnish services incidental to residential development;
3. The development plan provides adequate off-street parking facilities;
4. The establishment of church facilities on the site proposed will not adversely affect the existing or potential residential development of the area, and
5. That the granting of the requested unclassified use permit is consistent with the general purposes and objectives of the zoning regulations,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that an unclassified use permit be granted to Galen R. Weaver for the establishment of a church at the northeast corner of San Juan Drive and Miller Avenue subject to the following condition:

1. That the final site plan for development of the church facilities be reviewed and approved by the staff of the City Planning Commission prior to the issuance of building permit therefor.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7 day of September, 1955 by Councilman Anderson, 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: Anderson, Hammond, Merrill, Robinson and Mayor Pro Tempore Adams

NOES: Councilmen: None

ABSENT: Councilmen: Arata and Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-389

A RESOLUTION DESIGNATING A LOADING ZONE ON THE NORTHEASTERLY SIDE OF NINTH STREET BETWEEN J AND K STREETS IN THE CITY OF MODESTO

WHEREAS, Section 31 (b) of Ordinance No. 345-N.S., 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. A loading zone is hereby established at the following location:

Beginning at a point on the northeasterly curb line of NINTH STREET one hundred ninety-six (196') feet northwesterly from the intersection of said curb line with the northwesterly property line of J Street and extending northwesterly along said curb line a distance of thirty-six (36') 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.

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 (6) 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 7 day of September, 1955, 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: Councilmen: Anderson, Hammond, Merrill, Robinson and Mayor Pro Tempore Adams

NOES: Councilmen: None

ABSENT: Councilmen: Arata and Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-390

A RESOLUTION DESIGNATING A PORTION OF SUTTER AVENUE AS AN ARTERIAL STREET AND AUTHORIZING THE INSTALLATION OF BOULEVARD STOP SIGNS

WHEREAS, the Council of the City of Modesto, after due investigation and deliberation, is of the opinion that SUTTER AVENUE from the southerly right of way of Nian Way northerly to the southeasterly right of way of Paradise Road should be designated as an arterial street,

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

SECTION 1. SUTTER AVENUE from the southerly right of way of Nian Way northerly to the southeasterly right of way of Paradise Road is hereby designated as an arterial street.

SECTION 2. The Traffic Engineer is hereby authorized and directed to cause boulevard stop signs to be erected and maintained where required to effect the purposes of this resolution on all streets entering or crossing said SUTTER AVENUE within the City limits.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7 day of September, 1955, 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: Anderson, Hammond, Merrill, Robinson and Mayor Pro Tempore Adams
NOES: Councilmen: None
ABSENT: Councilmen: Arata and Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-391

A RESOLUTION ESTABLISHING A NO PARKING ZONE ON THE SOUTHEAST CORNER OF THE INTERSECTION OF H STREET AND DOWNEY AVENUE

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 a specified place on the Southeasterly corner of the intersection of H STREET and DOWNEY AVENUE 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. It shall be unlawful for the operator of a vehicle to park or stop such vehicle in the following place in the City of Modesto:

Beginning at a point on the southeasterly curblineline of H STREET forty-six (46') feet northeasterly from the intersection of said curblineline with the easterly curblineline of Burney Street and continuing northeasterly for a distance of thirty-eight (38') 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.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7 day of September, 1955, 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: Councilmen: Anderson, Hammond, Merrill, Robinson and Mayor Pro Tempore Adams

NOES: Councilmen: None

ABSENT: Councilmen: Arata and Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-392

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED TERRITORY FROM THE McHENRY-DRY CREEK FIRE PROTECTION DISTRICT BY REASON OF ITS ANNEXATION TO THE CITY OF MODESTO. (LA VILLA ROSE ADDITION)

WHEREAS, a portion of the McHenry-Dry Creek Fire Protection District was annexed to the City of Modesto by Ordinance No. 37-C.S., dated July 20, 1955, and

WHEREAS, said territory officially became a part of the City on July 22, 1955, and

WHEREAS, the State law provides that whenever any portion of 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 that the following described territory be, and it is hereby declared 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 17, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being a portion of Lot 8 of the Fresno Tract according to the map filed March 14, 1903, in Volume 1, Page 76, Stanislaus County Records and more particularly described as follows:

Commencing at the interior quarter section corner of said Section 17, said corner being also the Northwesterly corner of Lot 9 of said Fresno Tract; thence along the East-West quarter section line and the Northerly line of said Fresno Tract, said line also being the center line of Bowen Avenue as shown on the map of the La Villa Serena Tract as filed March 11, 1953 in Volume 17 of Maps, Page 70, Stanislaus County Records, South 88° 53' East, 858.46 feet, to the Northeasterly corner of said La Villa Serena Tract; thence continuing along said center line of Bowen Avenue South 88° 53' East, 4.80 feet to the Northeasterly corner of the existing city limits as described in the boundary description of the Briggs-Whitmore Addition as filed in Volume 1175, at Page 200, Stanislaus County Records, said point being the true point of beginning of this description; thence along the Eastern line of said Briggs-Whitmore Addition and existing city limits line, said line being parallel to and 204 feet at right angles Easterly of the Westerly line of Lot 7 and 8 of said Fresno Tract, Southerly to a point on the Southerly line of the Modesto Irrigation District Lateral Number 3, as shown on the map of said Fresno Tract; thence along said Southerly line of Lateral Number 3 and existing city limits, North 89° 27' East, 425.00 feet to the extension produced Southerly of the Westerly line of Sycamore Avenue as described in the deed recorded in Volume 1243, Page 269, Stanislaus County Records; thence along said Westerly line of Sycamore Avenue, said line being parallel to and 30 feet at right angles from the Easterly line of said Lot 8, North 00° 48' West, to the Northerly line of said Lot 8, and center line of said Bowen Avenue; thence along said Northerly line of Lot 8 and center line of Bowen Avenue, North 88° 53' West, 425.00 feet to the true point of beginning of this description.

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 the 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 7 day of September, 1955, 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: Anderson, Hammond, Merrill, Robinson and Mayor Pro Tempore M. Adams
NOES: Councilmen: None
ABSENT: Councilmen: Arata and Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-393

A RESOLUTION APPROVING THE FINAL MAP OF THE ARBOR VILLA TRACT
#2 OF THE CITY OF MODESTO

WHEREAS, AMEDIO and GUIDITH LORETELLI are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 4.56 acres known as the ARBOR VILLA TRACT #2, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 24th day of May, 1955, 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 ARBOR VILLA TRACT #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 ARBOR VILLA TRACT #2 be approved and 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, and he is hereby authorized to certify the map of said tract on behalf of the City of Modesto after the fees in the amount of Three Hundred Fifty-One and 60/100ths (\$351.60) 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 Eleven Thousand and no/100ths (\$11,000) Dollars.

BE IT FURTHER RESOLVED that the City Manager and the City Clerk be, and they are hereby 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 7 day of Sept., 1955, 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: Hammond, Merrill, Robinson and Mayor Pro Tempore Adams
NOES: Councilmen: None
ABSENT: Councilmen: Anderson, Arata, Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-394

A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE STORM SEWER AND
PUMP STATION ON COLLEGE AVENUE

WHEREAS, a report has been filed by the Director of Public Works that the construction of the storm sewer and pump station on College Avenue has been completed by A. P. Rasmussen in accordance with the contract agreement dated April 13, 1955.

NOW, THEREFORE, BE IT RESOLVED that the construction of the storm sewer and pump station on College Avenue be accepted from said contractor, 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 7th day of September, 1955, 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: Hammond, Merrill, Robinson and Mayor Pro Tempore Adams

NOES: Councilmen: None

ABSENT: Councilmen: Anderson, Arata, and Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-395

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE
CALLING FOR BIDS FOR THE CONSTRUCTION OF A SEWER LINE TO GARRISON SCHOOL

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 sewer line to Garrison School, 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 construction of a sewer line to Garrison School on Teresa Avenue, to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on September 26, 1955, 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 7th day of September, 1955, 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: Hammond, Merrill, Robinson, Mayor Pro Tempore Adams

NOES: Councilmen: None

ABSENT: Councilmen: Anderson, Arata, and Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-396

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
MODESTO IRRIGATION DISTRICT -- WATER LINE CROSSING M.I.D. LATERAL
#3 AT SYCAMORE AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Modesto Irrigation District relating to water line crossing of Lateral No. 3 at Sycamore dated August 1, 1955, 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 7 day of September, 1955, 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: Merrill, Hammond, Robinson, Mayor Pro Tempore Adams

NOES: Councilmen: None

ABSENT: Councilmen: Anderson, Arata and Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-397

A RESOLUTION INCREASING THE PETTY CASH REVOLVING FUND OF THE CITY OF MODESTO FROM \$435 TO \$500 AND AUTHORIZING THE TRANSFER OF THE ADDITIONAL SUM OF \$65 FROM THE GENERAL FUND TO THE PETTY CASH FUND

WHEREAS, the Council, by Resolution No. 9752-N.S., adopted February 27, 1952, established a Petty Cash Revolving Fund in the sum of \$435.00, and

WHEREAS, it is desirable and necessary that the Petty Cash Revolving Fund be increased to \$500.00 in order to provide funds to effectively accomplish its purpose,

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

SECTION 1. The Petty Cash Revolving Fund, established by Resolution No. 9752-N.S., is hereby increased from Four Hundred Thirty-Five (\$435.00) Dollars to Five Hundred (\$500.00) Dollars.

SECTION 2. The Director of Finance is hereby authorized to transfer Sixty-Five (\$65.00) Dollars from the General Fund of the City to the Petty Cash Revolving Fund as an increase in the advance of capital.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7 day of September, 1955, 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: Hammond, Merrill, Robinson, Mayor Pro Tempore Adams

NOES: Councilmen: None

ABSENT: Councilmen: Arata, Anderson and Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-398

A RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE
TO PLACE SURETY BOND COVERAGE FOR THE CITY OF
MODESTO.

WHEREAS, the Modesto Insurance Agents Association has secured bids for
surety bond coverage for the City of Modesto, and

WHEREAS, the Reliance Insurance Company, a member of the Fire Association
Group established in 1817, was the best of four bids received by the Modesto Insur-
ance Agents Association.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Director of Finance place
the surety bond coverage for the City of Modesto with the Reliance Insurance Company
for a three year period commencing September 10, 1955, and that the premiums be paid
as listed below upon presentation of the invoices from the Modesto Insurance Agents
Association.

a. Faithful performance blanket position bond on all police officers and employees of the Police Department	\$ 976.25
b. Public employees honesty blanket position bond (excluding police officers and employ- ees and excluding officers required by law to provide statutory bonds)	<u>373.61</u>
Total premium	\$1,349.86

BE IT FURTHER RESOLVED, that the bonds for Rex E. Gailfus and Fred
Lawrence be renewed with the Massachusetts Bonding Company for a three year period
in the following amounts:

Rex E. Gailfus, Bond \$25,000.00 Premium	\$ 337.50
Fred Lawrence, Bond \$50,000.00 Premium	\$ 675.00

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto, held on the 7th day of September, 1955, by Council-
man Robinson, who moved its adoption, which motion being duly seconded by Council-
man Hammond, was upon roll call carried and the resolution adopted by the following
vote:

AYES: Councilmen: Hammond, Merrill, Robinson, Mayor Pro Tempore Adams

NOES: Councilmen: None

ABSENT: Councilmen: Arata, Anderson and Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-399

A RESOLUTION ACCEPTING THE BID OF WATER WORKS SUPPLY FOR FITTINGS.

WHEREAS, Resolution No. 55-369, adopted by the Council of the City of Modesto on August 24, 1955, approved the specifications for water pipe, valves and fittings and authorized the calling for bids, and

WHEREAS, the bids received for water pipe, valves and fittings were opened at 2:00 P.M., September 12, 1955 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 \$3,901.80 on fittings submitted by Water Works Supply on items 5 to 26 inc., of the call for bids be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of \$3,901.80 of Water Works Supply for fittings, items 5 to 26 inc. of the call for bids be accepted and the execution of contract for the delivery of the 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 14th day of September, 1955, 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: Anderson, Arata, Adams, Hammond, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-400

A RESOLUTION ACCEPTING THE BID OF TAY-HOLBROOK FOR VALVES

WHEREAS, Resolution No. 55-369, adopted by the Council of the City of Modesto on August 24, 1955, approved the specifications for the water pipe, valves and fittings and authorized the calling for bids, and

WHEREAS, the bids received for the water pipe, valves and fittings were opened at 2:00 P.M. September 12, 1955 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 \$7,715 submitted by Tay-Holbrook on valves, items 27 to 30 inc., of the call for bids be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of \$7,715 submitted by Tay-Holbrook on valves, items 27 to 30 inc., of the call for bids be accepted and the execution of a contract for the 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 14 day of September, 1955, 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, Anderson, Arata, Hammond, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-401

A RESOLUTION ACCEPTING THE BIDS OF UNITED STATES PIPE AND FOUNDRY AND
JOHNS MANVILLE SALES CORPORATION ON WATER PIPE

WHEREAS, Resolution No. 55-369, adopted by the Council of the City of Modesto on August 24, 1955, approved the specifications for water pipe, valves and fittings and authorized the calling for bids, and

WHEREAS the bids received for the water pipe, valves and fittings were opened at 2:00 P.M., September 12, 1955, and labor tabulated by the Public Works Department for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that, and the Council finding that an early delivery date is of utmost importance to the city due to the existing shortage of pipe, the following awards be made; as the lowest responsible bids;

Item Nos.	Bidder	Size	Delivery	Amount of Bid
1.	United States Pipe & Foundry	4" Cast iron	75 da	\$16,416.00
2.	United States Pipe & Foundry	6" " "	60 da	40,344.00
3A.	Johns-Manville Sales Corp.	8" Asbestos Cement Pipe	Oct. 15	30,870.00
4A.	Johns-Manville Sales Corp.	10" " "	" "	14,210.00

NOW, THEREFORE, BE IT RESOLVED that the bid of United States Pipe and Foundry on items 1 and 2 of the call for bids for cast iron water pipe and the bid of Johns-Manville Sales Corp. on items 3a and 4a for asbestos cement pipe be accepted and the execution of contracts for the delivery of the pipe by the city's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of September, 1955, 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: Anderson, Adams, Arata, Merrill, Hammond and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-402

A RESOLUTION GRANTING AN UNCLASSIFIED USE PERMIT TO MODESTO CITY SCHOOLS FOR
THE ERECTION OF A GIRLS' GYM, SCIENCE CLASSROOMS AND AG SHOP

WHEREAS, a verified application for the granting of an unclassified use permit to erect an agriculture shop, girls' gymnasium, and chemistry and physics laboratory on the Modesto High School Campus, was filed by Modesto City Schools on August 16, 1955, and

WHEREAS, said application was set for public hearing before the Planning Commission in the Council Chamber located in the McHenry Public Library at Fourteenth and I Streets in the City of Modesto at 2:30 o'clock p.m. on August 16, 1955, and

WHEREAS, said hearing was held at the above time and place and evidence, both oral and documentary, was taken and introduced, and

WHEREAS, thereafter, the Planning Commission adopted Resolution No. 235 recommending to the Council that an unclassified use permit be granted in accordance

with the provisions of said resolution, and

WHEREAS, said matter was set for public hearing before the Council in the Council Chamber located in the McHenry Public Library at Fourteenth and I Streets in the City of Modesto, at 4:50 o'clock p.m. on September 14, 1955, and

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

The construction and use of the buildings described above will not affect adversely the existing or potential residential development of the surrounding area, either with respect to circulation pattern or to decreasing parking facilities.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that an unclassified use permit be granted to Modesto City Schools to erect an agriculture shop, girls gymnasium, and chemistry and physics laboratory on the Modesto High School campus, subject to the following condition:

That development take place according to the plans submitted to the Planning Commission by the Modesto City Schools and on file in the office of the Planning Director.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of September, 1955, 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: Anderson, Adams, Arata, Hammond, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-403

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR THE SEWAGE PUMPING PLANT IN THE THOUSAND OAKS PARK

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

Section 1. The plans and specifications for the sewage pumping plant in the Thousand Oaks Park, 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 sewage pumping plant in the Thousand Oaks Park, to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on October 10, 1955 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 14 day of September, 1955, 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, Anderson, Arata, Hammond, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-404

A RESOLUTION APPROVING SPECIFICATIONS AND AUTHORIZING
THE CALLING FOR BIDS FOR PAVING MATERIAL

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

Section 1. The specifications for furnishing and delivering, or for furnishing, delivering and placing paving material in accordance with the specifications therefor, 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 paving material to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on October 4, 1955, 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 14th day of September, 1955, 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 and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-405

A RESOLUTION ACCEPTING THE CONSTRUCTION OF PERIMETER SEWERS
IN WESTWOOD MANOR SUBDIVISION

WHEREAS, a report has been filed by the Director of Public Works that the construction of perimeter sewers in Westwood Manor Subdivision has been completed by W. M. Lyles Company in accordance with the contract dated June 22, 1955

NOW, THEREFORE, BE IT RESOLVED that the construction of perimeter sewers in Westwood Manor Subdivision be accepted from said contractor W. M. Lyles Company and 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 14th day of September, 1955, 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: Councilmen: Adams, Anderson, Arata, Hammond, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-406

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO
AND COUNTY OF STANISLAUS

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 collection by the County of Improvement District assessments of less than \$25.00 for a term of one year, commencing September 12, 1955 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 14 day of September, 1955, 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: Councilmen: Adams, Anderson, Arata, Hammond, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Hobinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-407

A RESOLUTION DIRECTING COLLECTION OF ASSESSMENTS UPON
TAX ROLLS.

WHEREAS, the City Council of the City of Modesto did on the 14th day of July, 1954, pass its Resolution of Intention No. 242 for the construction of improvements in Improvement District No. 2 of the City of Modesto, Stanislaus County, California; and

WHEREAS, on the 15th day of September, 1954, said City Council did amend said Resolution of Intention to provide that all of the assessments to be levied in said proceedings of less than Twenty-five Dollars (\$25.00) shall be collected upon the tax rolls of the City of Modesto in accordance with the provisions of Chapter 18.1 of the Improvement Act of 1911 of the State of California;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Modesto, Stanislaus County, California, and said City Council hereby finds that assessments of less than Twenty-five Dollars (\$25.00) 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, 1955, are as follows:

<u>Asst. and Diagram No.</u>	<u>Amount of Ass't.</u>	<u>Description of Property</u>	<u>Amts. of Interest</u>	<u>Total Prin. and Interest</u>
706-4	\$ 23.12	Blk 706, Lot 8	\$2.08	\$25.20
720-15	8.09	Blk 720, the So. 21' of the No. 30' of Lot 7	.72	8.81
725-4	20.50	Blk 725, Lots 9 and 10	1.84	22.34
725-9	17.76	Blk 725, Lot 16	1.59	19.35
726-2	20.66	Blk 726, Lots 4 and 5	1.85	22.51
731-3	23.08	Blk 731, the So. 16.5' of Lot 6, all of Lot 7, and the No. 15' of Lot 8	2.07	25.15
739-9	21.35	Blk 739, Lot 10	1.92	23.27

<u>Asst. and Diagram No.</u>	<u>Amount of Ass't.</u>	<u>Description of property</u>	<u>Amts. of Interest</u>	<u>Total Prin. and Interest</u>
744-4	\$ 24.13	Blk 744, Beg. at a point on the S side of Roseburg Ave. which is E'ly 215.125' from the NW corner of Block 744; thence E'ly along the S side of Roseburg Ave. 55'; thence S'ly at right angles to Roseburg Ave. 162.84'; thence W'ly parallel to Roseburg Ave. 55'; thence N'ly at right angles to Roseburg Ave. 162.84' to P.O.B.	\$ 2.17	\$ 26.30
744-13	23.00	Blk 744, Beg. at a point on S side of Mensinger Ave. which is W'ly 306' from SE corner of Blk 744; thence continuing W'ly along the N side of Mensinger Ave. 65'; thence N'ly at right angles to Mensinger Ave. 110'; thence E'ly parallel to Mensinger Ave. 65'; thence S'ly at right angles to Mensinger Ave. 110' to P.O.B.	2.07	25.07
6004-3	20.91	Bl 6004, the S. 45' of Lot 3, and the N. 20' of Lot 4.	1.88	22.79
6004-5	20.91	Blk 6004, the S. 30' of Lot 5 and the N. 35' of Lot 6.	1.88	22.79
6004-16	21.23	Blk 6004, the N. 48' of Lot 17, and the S. 18' of Lot 18.	1.91	23.14
6004-17	21.23	Blk 6004, the N. 42' of Lot 18, and the S. 24' of Lot 19.	1.91	23.14
6004-19	24.13	Blk 6004, the N. 30' of Lot 20, and the S. 45' of Lot 21.	2.17	26.30
6052-7	18.134	Blk 6052, Lot 7	1.65	19.99
6053-4	20.27	Blk 6053, the S. 40' of Lot 4, and N. 20' of Lot 5	1.82	22.09
6053-12	20.27	Blk 6053, the N. 3' of Lot 13 and all of Lot 14	1.82	22.09
6054-2	21.75	Blk 6054, beg. at NW'ly corner of Lot 2; thence S 0° 52' E., 105.14'; thence N 88° 49' W a distance of 18'; thence S 0° 52' E 10'; thence S 88° 49' E 88'; thence N 0° 52' W 115.189'; thence N 88° 51' 30" W., 70' to P.O.B.	1.95	23.70
6054	14.45	Blk 6054, the E 60' of Lot 9	1.30	15.75
6054-13	20.91	Blk 6054, Lot 13	1.88	22.79
6055-8	20.59	Blk 6055, Lots 18 and 19	1.85	22.44
6055-13	20.61	Blk 6055, Lot 28	1.85	22.46
6067-1	24.56	Blk 6067, Lot 1	2.21	26.77
6067-2	19.60	Blk 6067, Lot 2	1.76	21.36
6067-3	19.61	Blk 6067, Lot 3	1.76	21.37
6067-4	19.62	Blk 6067, Lot 4	1.76	21.38
6067-5	19.63	Blk 6067, Lot 5	1.76	21.39
6068-1	22.88	Blk 6068, Lot 1	2.05	24.93
6068-2	19.31	Blk 6068, Lot 2	1.73	21.04
6068-3	19.31	Blk 6068, Lot 3	1.73	21.04
6068-4	19.31	Blk 6068, Lot 4	1.73	21.04
6068-5	19.31	Blk 6068, Lot 5	1.73	21.04

AND BE IT FURTHER RESOLVED that the said assessments, together with the interest thereon to December 31, 1955, 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, 1955, 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, 1956.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14 day of September, 1955, 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: Councilmen: Anderson, Adams, Arata, Hammohd, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

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 14 day of September, 1955, by the following vote, to wit:

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

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk
City of Modesto, Stanislaus
County, California

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 55-408

A RESOLUTION AUTHORIZING RELEASE OF REMAINING PORTION OF CASH BOND POSTED BY WOLVERINE BUILDING SERVICE TO GUARANTEE IMPROVEMENTS IN THE PACIFICA TRACT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the remaining portion of the cash Bond, \$8,300 filed by Wolverine Building Service to guarantee the improvements in the Pacific Tract be refunded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of September, 1955 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: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-409

A RESOLUTION SELECTING A CIVIC CENTER SITE FOR THE
CITY OF MODESTO

WHEREAS, the Council of the City of Modesto, in a regular meeting held March 23, 1955, approved the location of the proposed city hall as a part of a civic center for the City of Modesto, and

WHEREAS, the City Council Civic Center Committee, the Modesto City Planning Commission, and a number of the members of the Citizens Civic Center Committee, appointed by the Planning Commission, have recommended that the City have a civic center, and that the civic center be located in Study Area No. 2 as shown in the report entitled, "A Civic Center for Modesto", such area being bounded by Scenic Drive, Beard Brook, La Loma, and Nineteenth Street, and

WHEREAS, the City Council must select a civic center area before a site for the city hall can be selected, and

WHEREAS, it is in the public interest that a site for the city hall be selected and the city hall be completed at an early date, and

WHEREAS, the City Council, after studying the reports of the Forward Modesto Committee, the Citizens Civic Center Committee, the Joint City Council-Planning Commission Civic Center Committee, and the staff Civic Center Report, concludes, for the reasons stated in said report, that the Area No. 2 location is the best location in Modesto for the civic center.

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Modesto hereby selects Study Area No. 2, as shown in the Report entitled, "A Civic Center for Modesto", on file in the office of the City Clerk, as the general location for the ultimate development of a Modesto community civic center.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of September, 1955, 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, Anderson, Arata, Hammond, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-410

A RESOLUTION AMENDING RESOLUTION NO. 55-348 ENTITLED "A RESOLUTION
ESTABLISHING SALARY SCHEDULES AND FIXING THE COMPENSATION FOR CLASSES
OF POSITIONS IN THE CITY SERVICE".

BE IT RESOLVED by the Council of the City of Modesto that Section 10 of Resolution No. 55-348 entitled "A Resolution Establishing Salary Schedules and Fixing Compensation for Classes of Positions in the City Service" adopted by the Council of the City of Modesto on the 10th day of August, 1955, be amended as follows:

SECTION 10. EFFECTIVE DATE. The schedules of salary rates and ranges, and the compensation fixed for classes of positions by this resolution shall be effective July 1, 1955.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14 day of September, 1955, 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: Anderson, Adams, Hammond, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Robinson and Arata

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-411

A RESOLUTION AMENDING RESOLUTION NO. 55-350 ENTITLED "A RESOLUTION RESCINDING RESOLUTION NO. 55-349 AND ESTABLISHING SALARY RANGE FOR THE CITY CLERK".

BE IT RESOLVED by the council of the City of Modesto that that portion of Resolution No. 55-350 entitled "A Resolution Rescinding Resolution No. 55-349 and Establishing Salary Range for the City Clerk" adopted by the Council of the City of Modesto on the 10th day of August, 1955, reading as follows:

"BE IT FURTHER RESOLVED that the salary to be paid Rex E. Gailfus, City Clerk, effective August 1, 1955, is hereby established in "Step E" at \$584.00"

be amended to read as follows:

"BE IT FURTHER RESOLVED that the salary to be paid Rex E. Gailfus, City Clerk, effective July 1, 1955, is hereby established in "Step E" at \$584.00"

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14 day of September, 1955, 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: Councilmen: Anderson, Adams, Hammond, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Robinson and Arata

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-412

A RESOLUTION AMENDING RESOLUTION NO. 55-364 ENTITLED "A RESOLUTION AUTHORIZING AN INCREASE IN COMPENSATION FOR CERTAIN CITY EMPLOYEES".

BE IT RESOLVED by the Council of the City of Modesto that that portion of Resolution No. 55-364 entitled "A Resolution Authorizing an Increase in Compensation for Certain City Employees" adopted by the Council of the City of Modesto on the 17th day of August, 1955, reading as follows:

"NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a wage increase, not to exceed one-range, may be granted by the City Manager to those employees on Y rates, but which rates are not included in Exhibit "B" of Salary Resolution No. 55-348, to be effective August 1, 1955."

be amended to read as follows:

"NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a wage increase, not to exceed one-range, may be granted by the City Manager to these employees on Y rates, but which rates are not included in Exhibit "B" of Salary Resolution No. 55-348, to be effective July 1, 1955."

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14 day of September, 1955, 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, Adams, Hammond, Merrill, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Arata and Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-413

A RESOLUTION AMENDING RESOLUTION NO. 55-365 ENTITLED "A RESOLUTION REVISING THE POSITION CLASSIFICATION PLAN FOR THE CITY OF MODESTO".

BE IT RESOLVED by the Council of the City of Modesto that Section 3 of Resolution No. 55-365 entitled "A Resolution Revising the Position Classification Plan for the City of Modesto" adopted by the Council of the City of Modesto on the 17th day of August, 1955, be amended as follows:

Section 3. This resolution shall apply retroactively commencing on and after July 1, 1955.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14 day of September, 1955, 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: Anderson, Adams, Hammond, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Arata and Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-414

A RESOLUTION APPROVING APPROPRIATION TRANSFER

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

FROM: Library Reserve	\$ 83.00
TO: Library Salary & Wages, Regular	78.00
Retirement Contribution	<u>5.00</u>
	\$ 83.00

To provide sufficient funds from the Library Reserve for the general increase for the month of July, 1955, authorized by the Council in accordance with Resolution 55-348.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of September, 1955, 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: Anderson, Adams, Arata, Hammond, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-415

A RESOLUTION APPROVING APPROPRIATION TRANSFER

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

FROM:	General Reserve		\$5183
TO:	Various Departments as per attached list	Salaries and Wages	4855
	Miscellaneous Unclassified	Retirement Contribution	328
			<hr/>
			\$5183

To transfer for expenditure sufficient amount from the general reserve to the various departments to provide funds for the general salary increase authorized by the Council for the month of July, and to provide in the Miscellaneous Unclassified budget sufficient Retirement Contribution based on the increased salaries.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of September, 1955, 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 and Mayor Marks
 NOES: Councilmen: None
 ABSENT: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
 RESOLUTION NO. 55-416

A RESOLUTION FIXING THE TIME AND PLACE FOR A PUBLIC HEARING ON AN UNCLASSIFIED USE PERMIT FOR THE DAY CARE OF CHILDREN BY MRS. THELMA PRICE

WHEREAS, the Modesto City Planning Commission has, by resolution filed with the Council, recommended the approval of the following application for an unclassified use permit, for the day care of Children by Mrs. Thelma K. Price, 109 Village Road, Block 259, lot 3, and

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

NOW, THEREFORE, BE IT HEREBY RESOLVED that a public hearing be held on said application for an unclassified use permit in the McHenry Public Library at Fourteenth and I Streets in the City of Modesto at 4:30 P.M. o'clock p.m. on October 5, 1955.

BE IT FURTHER RESOLVED that the City Clerk give notice of the time and place of said hearing as provided in Section 10-2206 (b) of the ^{Modesto} Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of September, 1955, 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, Mayor Marks
 NOES: Councilmen: None
 ABSENT: Councilmen: Anderson, Arata, Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
 RESOLUTION NO. 55-417

A RESOLUTION FIXING THE TIME AND PLACE FOR A PUBLIC HEARING ON AN UNCLASSIFIED USE PERMIT FOR THE DAY CARE OF CHILDREN BY EULA FLYNN, 1516 DEL MAR.

WHEREAS, the Modesto City Planning Commission has, by resolution, filed with the Council, recommended the approval of the following application for an unclassified use permit, for the day care of children, limit of 8, by Eula Flynn, 1516 Del Mar, Block 920, lot 5, and,

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

NOW, THEREFORE, BE IT HEREBY RESOLVED that a public hearing be held on said application for an unclassified use permit in the McHenry Public Library at Fourteenth and I Streets, in the City of Modesto at 4:35 O'clock p.m. on October 5, 1955.

BE IT FURTHER RESOLVED that the City Clerk give notice of the time and place of said hearing as provided in Section 10-2206 (b) of the Modesto Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of September, 1955, 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, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Anderson, Arata, Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-418

A RESOLUTION FIXING THE TIME AND PLACE FOR A PUBLIC
HEARING ON AN UNCLASSIFIED USE PERMIT

WHEREAS, the Modesto City Planning Commission has, by resolution filed with the Council, recommended the approval of the following application for an unclassified use permit, for the day care of children by Helen Thompson, 2029 Dora Street, Block 2226, lot 19, and,

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

NOW, THEREFORE, BE IT HEREBY RESOLVED that a public hearing be held on said application for an unclassified use permit in the McHenry Public Library at Fourteenth and I Streets in the City of Modesto at 4:40 o'clock p.m. on October 5, 1955.

BE IT FURTHER RESOLVED that the City Clerk give notice of the time and place of said hearing as provided in Section 10-2206 (b) of the Modesto Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of September, 1955, 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, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Anderson, Arata, Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-419

A RESOLUTION RENUMBERING CERTAIN CITY BLOCKS IN
THE CITY OF MODESTO

WHEREAS, a duplication exists in the numbers of certain blocks within the City of Modesto which creates confusion, and

WHEREAS, the Planning Commission adopted Resolution No. 242 on September 6, 1955, recommending to the City Council that it take appropriate action to change Block 6117 in the Westwood Manor Tract to Block 6117-A; block 6118-in the Westwood Manor Tract

to Block 6118-A; and block 6042 in the Westland Manor Tract to Block 6042-A, and
WHEREAS, the Council finds and determines that the renumbering of said blocks
to eliminate duplication of block numbers is in the public interest,

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

SECTION 1. That the following city blocks be renumbered as indicated:

- (a) That block 6117 in the Westwood Manor Tract be renumbered as 6117-A;
- (b) That block 6118 in the Westwood Manor Tract be renumbered as 6118-A;

and

- (c) That block 6042 in the Westland Manor Tract be renumbered as 6042-A.

SECTION 2. That the City Clerk be, and he is hereby authorized and directed
to record an authenticated copy of this resolution in the office of the Recorder of
Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 14th day of September, 1955, 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 and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-420

A RESOLUTION ACCEPTING GRANT DEED FROM M. E. ANDERSON AND
GERTRUDE J. ANDERSON FOR ALLEY IN BLOCK 1047

BE IT HEREBY RESOLVED by the Council of the City of Modesto that it does
hereby accept a grant deed from M. E. Anderson and Gertrude J. Anderson dated September
7, 1955 for alley in Block 1047.

BE IT FURTHER RESOLVED that the City Clerk of the City of Modesto is hereby
authorized to record said Grant Deed with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 14th day of September, 1955, 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, Anderson, Arata, Hammond, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-421

A RESOLUTION APPROVING THE TRANSFER OF THE CONTRACT FOR LEGAL
ADVERTISING FROM THE MODESTO JOURNAL AND VALLEY CITIZEN TO
THE STANISLAUS PUBLISHING COMPANY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that effective
August 1, 1955, the transfer of the contract for legal advertising from the Modesto
Journal and Valley Citizen to the Stanislaus Publishing Company be approved,

BE IT FURTHER RESOLVED that the execution of said agreement by the designated

city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of September, 1955 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: Anderson, Adams, Arata, Hammond, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-422

A RESOLUTION AUTHORIZING RELEASE OF CASH BOND OF \$750.00 POSTED BY CHARLES T. CHADWICK ET AL, THE SUBDIVIDERS OF WILKINSON TRACT NO. 2, TO GUARANTEE IMPROVEMENTS.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the cash bond, \$750.00, filed by Charles T. Chadwick et al to guarantee the improvements in the Wilkinson Tract No. 2 be refunded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of September, 1955 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 and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-423

A RESOLUTION GRANTING AN UNCLASSIFIED USE PERMIT TO MODESTO CITY SCHOOLS FOR THE ERECTION OF NEW BUILDINGS ON THE DOWNEY HIGH SCHOOL CAMPUS

WHEREAS, a verified application for the granting of an unclassified use permit to erect four new classrooms for T. & I. Shops, and an auditorium - music, cafeteria - study hall unit was filed by Modesto City Schools on August 11, 1955, and

WHEREAS, said application was set for public hearing before the Planning Commission in the Council Chamber located in the McHenry Public Library at Fourteenth and I Streets in the City of Modesto at 2:15 o'clock p.m. on August 16, 1955, and

WHEREAS, said hearing was held at the above time and place and evidence, both oral and documentary, was taken and introduced, and

WHEREAS, thereafter, the Planning Commission adopted Resolution No. 234 recommending to the Council that an unclassified use permit be granted in accordance with the provisions of said resolution, and

WHEREAS, said matter was set for public hearing before the Council in the Council Chamber located in the McHenry Public Library at Fourteenth and I Streets in the City of Modesto, at 4:30 o'clock p. m. on September 14, 1955, and

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

The construction and use of the building described above will not affect adversely the existing or potential residential development of the surrounding area, either with respect to decreasing parking facilities or circulation pattern.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that an unclassified use permit be granted to Modesto City Schools to erect four new classrooms for T. & I. Shops, and an auditorium - music, cafeteria-study hall unit on the Downey High School Campus, subject to the following conditions:

That development take place according to the plans submitted to the Planning Commission by the Modesto City Schools and on file in the Office of the Planning Director.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of September, 1955 by Councilman Arata, being duly seconded by Councilman Anderson who moved its adoption, which motion/was upon roll call carried and the resolution adopted by the following vote:

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

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-424

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 GREGORY GARDENS 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 portion of Sections 17 and 18, township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning 20' East of the Northwest corner of Lot 17 of FRESNO TRACT, according to the Map thereof, filed in the office of the County Recorder of Stanislaus County, California on March 14, 1903 in Vol. 1 of Maps at page 76, said point of beginning being the Northwest corner of the property annexed to the City of Modesto, California, by Ordinance No. 1096-N.S., a certified copy of which was recorded November 6, 1953 in Vol. 1181 of Official Records at page 73 as Instrument No. 27782; thence South along the West line of the said property annexed to the City of Modesto above referred to, 1074.02 feet, to a point 40 feet East of the Southeast corner of the property conveyed to Lance E. Ellis, et ux, by Deed recorded April 28, 1955, in Vol. 1288 of Official Records, page 6, as Instrument No. 12573; thence West 40 feet to the Southeast corner of said Ellis property; thence North 88° 20' West 1622.61 feet to the Southwest corner of said Ellis property; thence North 0° 02' West along the West line of said Ellis property 1074.02 feet to the quarter section line in said Section 18; thence South 88° 20' East along said East and West quarter Section line, 1622.94 feet to the Northeast corner of said Ellis property, being a point in the West line of Tully Road; thence East 40 feet to the point of beginning; containing 40 acres, more or less.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of September, 1955, 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, Hammond, Robinson, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams, Arata and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-425

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 NORTHGATE 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 situated in the State of California, County of Stanislaus, Section 17, Township 3 South, Range 9 East, Mount Diablo Base and Meridian and more particularly described as follows:

Beginning at the Northeastern corner of the existing City Limits as described in the boundary description of the La Villa Rose Addition as filed in Volume 1202, at Page 454, Stanislaus County Records, said point being on the East-West quarter section line of said Section 17; thence along the existing City Limits and said quarter section line and the Northern line of said La Villa Rose Addition, North 88° 53' West, 425.00 feet to the Northeastern corner of the Briggs-Whitmore Addition as filed in Volume 1175, at Page 200, Stanislaus County Records; thence along said City Limits and said quarter section line and the Northern line of said Briggs-Whitmore Addition, North 88° 53' West 864.00 feet to the interior quarter section corner, Section 17; thence along the existing City Limits and the Eastern line of the Ashford Addition as filed in Volume 1197, at Page 112, Stanislaus County Records, said line being the quarter section line and the Eastern line of the Tidewater Southern Right of Way, Northerly 1318.39 feet; thence continuing along said Eastern line of the Tidewater Southern Right of Way, Northerly to its intersection with the Westerly extension of the Southern line of Leveland Lane as located in Stanislaus County Record Survey #986, July 5, 1932; thence along the Southern line of said Leveland Lane, Easterly, 2110.83 feet to the Northwestern corner of land conveyed to Amedeo Loretelli, et ux as Parcel #1 by Deed #19381, recorded July 6, 1955, Stanislaus County Records, thence along the Western line of said Parcel #1, Southerly 393.05 feet to the Southwestern corner of land conveyed to Amedeo Loretelli as Parcel #2 by deed above referred to; thence along the Southern line of said Parcel #2, Easterly, 502.00 feet to a point on the western line of the 50.00 foot wide road known as McHenry Avenue; thence Southerly along the Western line of said McHenry Avenue to the Northeastern corner of Lot 4, Leveland Tract as filed in Volume 9 of Maps, at Page 71, Stanislaus County Records, thence along the Northern line of said Lot 4, Westerly, 390.00 feet to the Northwestern corner of said Lot 4; thence along the Western line of said Lot 4, Southerly, 111.70 feet to the Northern line of Bowen Avenue as shown on said Leveland Tract; thence Westerly along the Northern line of said Bowen Avenue to its intersection with the Northerly extension of the Eastern line of said La Villa

Rose Addition; thence along the said Northerly extension of the Eastern line of said La Villa Rose Addition, Southerly, 25.00 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 23 day of September, 1955, 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, Hammond, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams, Arata, Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-426

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR THE CONSTRUCTION OF SANITARY SEWER IN BLOCK 2029 AND ROBLE AVENUE

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

Section 1. The plans and specifications for the construction of Sanitary Sewer in Block 2029 and Roble 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 construction of Sanitary Sewer in Block 2029 and Roble Avenue, to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on Monday October 10, 1955, 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, 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 23rd day of September, 1955, 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, Hammond, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams, Arata and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-427

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JOE A. ZLAB AND LOIS ZLAB FOR THE FURNISHING OF SEWER SERVICE TO THE ZLAB SUBDIVISION

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 for the furnishing of sewer service to the Zlab Subdivision, located on Coffee Road near the north boundary of Downey High School, 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 23rd day of September, 1955, 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: Councilmen: Anderson, Hammond, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams, Arata and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-428

A RESOLUTION APPROVING APPROPRIATION TRANSFER

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

FROM: General Reserve \$1200

TO: Traffic Engineer \$1200
For installation of
"on-street" parking
meters

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of September, 1955, 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, Hammond, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams, Arata and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-429

A RESOLUTION APPROVING THE APPLICATION TO THE CALIFORNIA STATE PARK COMMISSION FOR THE CREATION OF A STATE PARK ON THE TUOLUMNE RIVER

WHEREAS, many public officials, citizens, and unofficial agencies have worked for a number of years for the development of park facilities on and near the Tuolumne River, and

WHEREAS, the Modesto City Council believes that a park on such river should be developed and maintained by the State of California as part of a State Park System, and

WHEREAS, the State Park Commission has called a hearing on October 26, 1955, to receive applications for areas to be included in the State Park System in harmony with a master plan of State parks to be presented to the State Legislature, and

WHEREAS, the Modesto City Council believes that the proposed Tuolumne River Park will form a desirable portion of such State Park System, and

WHEREAS, the staffs of Stanislaus County and Modesto City have prepared a booklet entitled "An Application to the State of California for the Development of a State Park on the Tuolumne River", and

WHEREAS, the City Council of the City of Modesto approves such application and believes the park proposed therein to be in the interest of the people of the State of California and of the City of Modesto,

NOW, THEREFORE, BE IT RESOLVED that the booklet and application to the State of California for the development of a State Park on Tuolumne River be presented to the

State Park Commission in its hearing in San Francisco on October 26th, as an official application of the Modesto City Council for the development of a State Park.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of September, 1955, 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: Anderson, Hammond, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams, Arata and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-430

A RESOLUTION ACCEPTING THE BID OF CARMAN & HALBACH FOR THE CONSTRUCTION OF SEWER LATERAL EXTENSION TO GARRISON SCHOOL

WHEREAS, Resolution No. 55-395, adopted by the Council of the City of Modesto on September 7, 1955, approved the plans and specifications for the construction of a sewer lateral extension to Garrison School and authorized the calling for bids, and

WHEREAS, the Bids received for the construction of a sewer lateral extension to Garrison School were opened at 2:00 P.M., September 26, 1955, 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 \$3,969.40, submitted by Carman and Halbach be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Carman & Halbach, in amount \$3,969.40, for the construction of a sewer lateral extension to Garrison School be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of September, 1955, 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: Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-431

A RESOLUTION AUTHORIZING PAYMENT OF CLAIM FILED BY THE MODESTO RETAIL MERCHANTS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the claim filed by the Modesto Retail Merchants for \$3,000 being amount budgeted by the City for the fiscal year of 1955-56, be and it is hereby approved.

BE IT FURTHER RESOLVED that the Director of Finance be 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 28th day of September, 1955, 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:

MODESTO CITY COUNCIL
RESOLUTION NO. 55-433

A RESOLUTION APPROVING THE RENEWAL OF LEASE AGREEMENT WITH D. E. SHANNON AND CARL W. SHANNON FOR THE OFFICE OF THE CITY ATTORNEY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Ross Miller, City Manager and Rex E. Gailfus, City Clerk, of the City of Modesto, be and they are hereby authorized and directed to execute in the name of and for and on behalf of the City of Modesto, that certain renewal lease agreement covering the lease of Suite 5, Carlton Building, 925 12th Street, Modesto, California, occupied by the City Attorney, for the term of one year commencing October 6, 1955. Reference is hereby made to a copy of lease agreement on file in the office of the City Clerk in 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 28th day of September, 1955, 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: Councilmen: Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams

ATTEST: REX E. GAILFUS, City Clerk

~~MODESTO CITY COUNCIL
RESOLUTION NO. 55-434~~

~~A RESOLUTION AUTHORIZING THE INSTITUTION OF LITIGATION TO DETERMINE THE VALIDITY OF CERTAIN CONTRACTS BETWEEN THE CITY OF MODESTO AND MEMBERS OF THE VALLEY BUILDINGS EXCHANGE, INC.~~

~~WHEREAS, on September 8, 1955, the Attorney General of the State of California rendered Opinion No. 55/82, ruling that the City of Modesto could not lawfully enter into contracts with members of the Valley Buildings Exchange, Inc. while a member of the City Council was also secretary of said Exchange, and~~

~~WHEREAS, during the time that a member of the City Council was the secretary of the Valley Builders Exchange, Inc. the City of Modesto entered into contracts with persons, firms and corporations who were members of the Valley Buildings Exchange, Inc., and~~

~~WHEREAS, the status of such contracts is in dispute, and~~

~~WHEREAS, contracts of such a nature involving substantial sums of money have been entered into between the City of Modesto and Standard Materials, Inc., and~~

~~WHEREAS, the City Attorney has advised the Council that it cannot proceed to treat such contracts as valid and make payment thereunder with safety to the rights and interests of the taxpayers of the City of Modesto and to themselves without a prior determination by a Court of competent jurisdiction as to the validity of such contracts, and~~

~~WHEREAS, the City Attorney has recommended that an action of declaratory relief be instituted immediately in the Superior Court of Stanislaus County in order to determine the validity of such contracts and the payment of public funds thereunder, and~~

~~WHEREAS, it is to the best interests of all parties concerned that the matter be resolved at the earliest possible time,~~

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

~~SECTION 1. The City Council declares its intention to treat all such contracts~~

~~AYES: Councilmen: Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks~~

~~NOES: Councilmen: None~~

~~ABSENT: Councilmen: Adams~~

~~ATTEST: REX E. GAILFUS, City Clerk~~

MODESTO CITY COUNCIL
RESOLUTION NO. 55-432

A RESOLUTION APPROVING THE EXECUTION OF AN AGREEMENT WITH STANDARD MATERIALS, INCORPORATED, FOR THE CONSTRUCTION AND RESURFACING OF A PORTION OF CARVER ROAD WITHOUT ADVERTISING FOR BIDS.

WHEREAS, the City has caused certain work to be performed on Carver Road between Orangeburg Avenue and U. S. Highway 99 which has destroyed a portion of the surfacing, and

WHEREAS, it is necessary that a section of Carver Road be lowered and resurfaced full width in order to conform to grades established for a new subdivision between Orangeburg and Clayton Avenues, and

WHEREAS, it is of urgent necessity that said work be done immediately in order to eliminate a potential traffic hazard, and to safeguard the lives, health and property of the citizens of Modesto traveling over said roadway, and

WHEREAS, City's agreement with the County of Stanislaus requires that the street surfacing be replaced with due diligence and speed, and

WHEREAS, all of said work must be completed in the shortest possible time due to the possibility of adverse weather conditions, and

WHEREAS, Section 1307 of the Charter of the City of Modesto authorizes the execution of public works contracts without advertising for bids if such work is deemed by the Council to be of urgent necessity for the preservation of life, health or property and authorized by resolution passed by at least five affirmative votes of the Council,

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Modesto hereby declares that the execution of a contract for reconstruction and resurfacing of a portion of Carver Road without advertising for bids is urgently necessary for the preservation of life, health and property for the reasons stated above, and

BE IT FURTHER RESOLVED that the City Manager and the City Clerk be, and they are hereby authorized to execute and attest, respectively, on behalf of the City, that certain contract with Standard Materials, Incorporated, on file in the Office of the City Clerk, for the reconstruction and resurfacing of a portion of Carver Road, without advertising for bids.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of September, 1955, 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: Councilmen: Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams

ATTEST: REX E. GAILFUS, City Clerk

as valid and unenforceable and disburse no funds thereunder until such time as it may validly do so pursuant to a Court ruling on the matter.

SECTION 2. The City Attorney is hereby authorized to immediately institute an action of declaratory relief in the Superior Court of Stanislaus County against the Standard Materials, Inc. to obtain a declaration of the Court in a test case as to the validity of such contracts.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of September, 1955, 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: Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-434

A RESOLUTION AUTHORIZING THE INSTITUTION OF LITIGATION TO DETERMINE THE VALIDITY OF CERTAIN CONTRACTS BETWEEN THE CITY OF MODESTO AND MEMBERS OF THE VALLEY BUILDERS EXCHANGE, INC.

WHEREAS, on September 8, 1955, the Attorney General of the State of California rendered Opinion No. 55/82 ruling that the City of Modesto could not lawfully enter into contracts with members of the Valley Builders Exchange, Inc. while a member of the City Council was also secretary of said Exchange, and

WHEREAS, during the time that a member of the City Council was the secretary of the Valley Builders Exchange, Inc. the City of Modesto entered into contracts with persons, firms and corporations who were members of the Valley Builders Exchange, Inc., and

WHEREAS, the status of such contracts is in dispute, and

WHEREAS, contracts of such a nature involving substantial sums of money have been entered into between the City of Modesto and Standard Materials, Inc., and

WHEREAS, the City Attorney has advised the Council that it cannot proceed to treat such contracts as valid and make payment thereunder with safety to the rights and interests of the taxpayers of the City of Modesto and to themselves without a prior determination by a Court of competent jurisdiction as to the validity of such contracts, and

WHEREAS, the City Attorney has recommended that an action of declaratory relief be instituted immediately in the Superior Court of Stanislaus County in order to determine the validity of such contracts and the payment of public funds thereunder, and

WHEREAS, it is to the best interests of all parties concerned that the matter be resolved at the earliest possible time,

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

SECTION 1. The City Council declares its intention to treat all such contracts as invalid and unenforceable and disburse no funds thereunder until such time as it may validly do so pursuant to a Court ruling on the matter.

SECTION 2. The City Attorney is hereby authorized to immediately institute an action of declaratory relief in the Superior Court of Stanislaus County against the Standard Materials, Inc. to obtain a declaration of the Court in a test case as to the validity of such contracts.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28 day of September, 1955, 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: Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-435

A RESOLUTION ACCEPTING THE BID OF M. J. RUDDY & SON ON PAVING
MATERIALS FOR THE FISCAL YEAR 1955-56

WHEREAS, Resolution No. 55-404, adopted by the Council of the City of Modesto on September 14, 1955, approved the specifications for the furnishing of paving materials for the fiscal year 1955-56 and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of paving materials for the fiscal year 1955-56 were opened at 2:00 P.M., October 4, 1955 and later tabulated by the Public Works Department for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of M. J. Ruddy and Son, be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of M. J. Ruddy & Son be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of October, 1955, 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: Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-436

A RESOLUTION GRANTING AN UNCLASSIFIED USE PERMIT TO THELMA K.
PRICE FOR THE DAY CARE OF CHILDREN

WHEREAS, a verified application for the granting of an unclassified use permit for the day care of eight children at 109 Village Road was filed by Thelma K. Price on August 30, 1955, and

WHEREAS, said application was set for public hearing before the Planning Commission in the Council Chamber located in the McHenry Public Library at Fourteenth and I Streets in the City of Modesto at 2:00 o'clock P.M. on September 6, 1955, and

WHEREAS, said hearing was held at the above time and place and evidence, both oral and documentary, was taken and introduced, and

WHEREAS, thereafter, the Planning Commission adopted Resolution No. 239 recommending to the Council that an unclassified use permit be granted in accordance with the provisions of said resolution, and

WHEREAS, said matter was set for public hearing before the Council in the Council Chamber located in the McHenry Public Library at Fourteenth and I Streets in the City

of Modesto, at 4:30 o'clock p.m. on October 5, 1955, and

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

1. The home has been approved for a day care center for eight (8) children by the County Welfare Department, the County Fire Warden, and the City Health Department;
2. There will be no use conflict between this residence and the surrounding residences;
3. The use will not affect adversely the residential character of the neighborhood; and
4. The issuance of this permit is in the interest of the general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that an unclassified use permit be granted to Thelma K. Price for the day care of eight (8) children up to ten (10) years of age.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of October, 1955 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: Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Adams

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-437

A RESOLUTION GRANTING AN UNCLASSIFIED USE PERMIT TO
EULA FLYNN FOR THE DAY CARE OF CHILDREN

WHEREAS, a verified application for the granting of an unclassified use permit for the day care of children, limit of 6, was filed by Eula C. Flynn on August 18, 1955, and

WHEREAS, said application was set for public hearing before the Planning Commission in the Council Chamber located in the McHenry Public Library at Fourteenth and I Streets in the City of Modesto at 2:30 o'clock P.M. on September 6, 1955, and

WHEREAS, said hearing was held at the above time and place and evidence, both oral and documentary, was taken and introduced, and

WHEREAS, thereafter, the Planning Commission adopted Resolution No. 240, recommending to the Council that an unclassified use permit be granted in accordance with the provisions of said resolution, and

WHEREAS, said matter was set for public hearing before the Council in the Council Chamber located in the McHenry Public Library at Fourteenth and I Streets in the City of Modesto, at 4:35 o'clock P.M. on October 5, 1955, and

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

1. The home has been approved for a day care center for six children by the County Welfare Department, the County Fire Warden, and the City Health Department;
2. There will be no use conflict between this residence and the surrounding residences;
3. The use will not affect adversely the residential character of the neighborhood; and

hood; and

4. The issuance of this permit is in the interest of the general welfare,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that an unclassified use permit be granted to Eula C. Flynn for the day care of six (6) children at 1516 Del Mar Avenue, subject to her compliance with the regulations as follows:

1. That the incinerator be fenced away from the children;

2. That she obtain a dry powder handshaker type fire extinguisher for the kitchen; and

3. That no fuses larger than 15 ampere be used.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of October, 1955 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: Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-438

A RESOLUTION GRANTING AN UNCLASSIFIED USE PERMIT TO HELEN THOMPSON FOR THE DAY CARE OF CHILDREN.

WHEREAS, a verified application for the granting of an unclassified use permit for the day care of five children at 2029 Dora Street was filed by Helen Thompson on August 22, 1955, and

WHEREAS, said application was set for public hearing before the Planning Commission in the Council Chamber located in the McHenry Public Library at Fourteenth and I Streets in the City of Modesto at 2:45 o'clock P.M. on September 6, 1955, and

WHEREAS, said hearing was held at the above time and place and evidence, both oral and documentary, was taken and introduced, and

WHEREAS, thereafter, the Planning Commission adopted Resolution No. 241 recommending to the Council that an unclassified use permit be granted in accordance with the provisions of said resolution, and

WHEREAS, said matter was set for public hearing before the Council in the Council Chamber located in the McHenry Public Library at Fourteenth and I Streets in the City of Modesto, at 4:40 o'clock P.M. on October 5, 1955, and

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

1. The home has been approved for a day care center for five (5) children by the County Welfare Department, the County Fire Warden, and the City Health Department;

2. There will be no use conflict between this residence and the surrounding residences;

3. The use will not affect adversely the residential character of the neighborhood; and

4. The issuance of this permit is in the interest of the general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that an unclassified use permit be granted to Helen Thompson for the day care of five (5) children at 2029 Dora Street, subject to her compliance with the regulations stipulated by the County Fire Warden and the City Health Department as follows:

1. That the rear yard be fenced;
2. That play equipment be provided and maintained;
3. That the kitchen stove be vented; and
4. That no fuses in excess of 15 ampere be used.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of October, 1955, 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: Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
 NOES: Councilmen: None
 ABSENT: Councilmen: Adams

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
 RESOLUTION NO. 55-439

A RESOLUTION RESCINDING RESOLUTION NO. 5877-N.S. ENTITLED "A RESOLUTION GRANTING REQUEST OF THE AMERICAN RED CROSS FOR RESERVED PARKING SPACE AT 1416 J STREET

BE IT RESOLVED by the Council of the City of Modesto that Resolution No. 5877-N.S. entitled "A Resolution Granting Request of the American Red Cross for Reserved Parking Space at 1416 J Street" is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of October, 1955, by Councilman Anderson, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call/adopted by the following vote:

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

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
 RESOLUTION NO. 55-440

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF MODESTO AND MIKE CAPOBIANCO AND LENA CAPOBIANCO

BE IT HEREBY RESOLVED by the council of the City of Modesto that the Right of Way Agreement between the City of Modesto and Mike Capobianco and Lena Capobianco for Sanitary Sewer in Block 2199 (La Loma Improvement District No. 5) be and it is hereby approved. For further particulars, reference is made to a copy of the Agreement on file in the office of the City Clerk.

BE IT FURTHER RESOLVED that the City Manager and City Clerk of the City of Modesto be, and they are hereby authorized and directed to execute said Right of Way Agreement on Behalf of the City of Modesto .

BE IT FURTHER RESOLVED that the City Clerk be authorized to record said Right of Way Agreement 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 5th day of October, 1955, 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: Anderson, Arata, Hammond, Robinson, and Mayor Marks
 NOES: Councilmen: None
 Absent: Councilmen: Adams and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-441

A RESOLUTION ACCEPTING GRANT DEED FROM JOHN QUARESMA AND BERNICE
QUARESMA FOR TREE PLANTING EASEMENT IN GLENWOOD PARK ADDITION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that it does hereby accept a grant deed from John Quaresma and Bernice Quaresma dated September 13, 1955, for an easement for tree planting purposes (Lots 6 to 21, inc., Block 6116; Lots 1 to 12 inc., Block 6115; Lots 16 to 21 inc., Block 6115).

BE IT FURTHER RESOLVED that the City Clerk of the City of Modesto is hereby authorized to record said Grant Deed with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of October, 1955, 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, Robinson and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Adams and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-442

A RESOLUTION AUTHORIZING THE TRANSFER OF CONTRACT WITH BYRON JACKSON
COMPANY, FOR PURCHASE OF A DEEPWELL PUMP, TO BORG-WARNER CORPORATION.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that that certain contract between the City of Modesto and Byron Jackson Company, dated July 6, 1955, for the purchase of a deepwell pump with electrical equipment be, and it is hereby assigned to Borg-Warner Corporation as of this date.

BE IT FURTHER RESOLVED that the City Manager Pro Tempore C. W. Masonheimer be authorized to execute said Assignment on behalf of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of October, 1955, 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: Councilmen: Anderson, Arata, Hammond, Robinson and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Adams and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-443

A RESOLUTION AMENDING SECTION 13.1 OF THE PERSONNEL RULES AND
REGULATIONS RELATING TO HOURS OF WORK

WHEREAS, Section 1202 of Article XII of the Charter of the City of Modesto provides that the Personnel System provided by said Article shall be implemented by such rules and regulations governing the administration thereof as are adopted by the City Council upon the recommendation of the City Manager, and

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

WHEREAS, The Personnel Commission, after a public hearing thereon, has recommended that Section 13.1 of the Personnel Rules and Regulations, relating to hours of work of City employees, be amended as hereinafter set forth, and

WHEREAS, the City Manager has reviewed the proposed amendment to the Personnel Rules and Regulations as recommended by the Personnel Commission, and

WHEREAS, the Council has reviewed said amendment to the Personnel Rules and Regulations as recommended by the Personnel Commission and the City Manager and finds that said amendment promotes the purposes and objectives of the personnel system,

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

SECTION 1. That Section 13.1 of the Personnel Rules and Regulations be amended to read as follows:

13.1 Hours of work

- (a) All Employees Except Fire Department Personnel
All full-time City employees except designated Fire Department personnel shall work a minimum of forty hours a week, normally to be composed of five consecutive days of eight hours each, not including time taken for meals except as noted herein.

The City Manager may designate certain personnel to work a straight eight-hour shift and in these cases, if the nature of the work makes it advisable he may further direct that time for one meal each/shift may be considered time worked. Employees may be required to report early or to remain after shift for purposes of briefing or instructions, without compensation.

In addition to "on the job" training and other training sessions during the normal working shift, employees are encouraged to take such additional training during off-duty time without compensation as is necessary to obtain and maintain high standards of performance, and provide opportunity for advancement within the city service.

The days and hours to be worked by each employee and the type of training shall be established by his department head.

- (b) All Fire Department Personnel working in a class for which safety membership in the State Employees' Retirement System is required shall be on duty an average minimum of seventy-two hours a week. The regular hours and days of duty shall be established by the Fire Chief.

SECTION 2. This resolution shall be effective on and after December 1, 1955.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5 day of October, 1955, 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, Robinson and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Adams and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-444

A RESOLUTION AMENDING RESOLUTION NO. 55-434 ENTITLED, " A RESOLUTION AUTHORIZING THE INSTITUTION OF LITIGATION TO DETERMINE THE VALIDITY OF CERTAIN CONTRACTS BETWEEN THE CITY OF MODESTO AND MEMBERS OF THE VALLEY BUILDERS EXCHANGE, INC."

BE IT RESOLVED by the Council of the City of Modesto that Section 2 of Resolution No. 55-434 entitled, "A Resolution Authorizing the Institution of Litigation to

determine the Validity of Certain Contracts between the City of Modesto and Members of the Valley Builders Exchange, Inc.", adopted by the Council of the City of Modesto on the 28th day of September, 1955, be amended as follows:

SECTION 2. The City Attorney is hereby authorized to immediately institute an action of declaratory relief in the Superior Court of Stanislaus County against all persons, firms and corporations with whom the City entered into such contracts as hereinabove described in order to obtain a declaration of the Court as to the validity of such contracts.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5 day of October, 1955, 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: Anderson, Arata, Hammond, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Merrill and Adams

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-445

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION OF THE GREGORY GARDENS 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 Lance E. Ellis and Carol L. Ellis on September 15, 1955, 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. 2 Addition, situate in the County of Stanislaus, State of California, and contiguous to the City of Modesto, described as follows:

All that portion of Sections 17 and 18, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning 20' East of the Northwest corner of Lot 17 of FRESNO TRACT, according to the Map thereof, filed in the office of the County Recorder of Stanislaus County, California on March 14, 1903 in Vol. 1 of Maps at page 76, said point of beginning being the Northwest corner of the property annexed to the City of Modesto, California, by Ordinance No. 1096-N.S., a certified copy of which was recorded November 6, 1953 in Vol. 1181 of Official Records at Page 73 as Instrument No. 27782; thence South along the West line of the said property annexed to the City of Modesto above referred to, 1074.02 feet, to a point 40 feet East of the Southeast corner of the property conveyed to Lance E. Ellis, et ux, by Deed recorded April 28, 1955, in Vol. 1288 of Official Records, page 6, as Instrument No. 12573; thence West 40 feet to the Southeast corner of said Ellis property; thence North 88° 20' West 1622.94 feet to the Southwest corner of said Ellis property; thence North 0° 02' West along the West line of said Ellis property 1074.02 feet to the quarter section line in said Section 18; thence South 88° 20' East along said East and West quarter Section line, 1622.94 feet to the Northeast corner of said Ellis property, being a point in the West line of Tully Road; thence East 40 feet to the point of beginning; containing 40 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 16th day of November, 1955, 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 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 5th day of October, 1955, 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: Anderson, Arata, Hammond, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Adams and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-446

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION OF THE
NORTHGATE 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 Boyce Ashford, Frances Ashford and Roosevelt Center, Inc. on September 15, 1955 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 Northgate 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 17, Township 3 South, Range 9 East, Mount Diablo Base and Meridian and more particularly described as follows:

Beginning at the Northeastern corner of the existing City Limits as described in the boundary description of the La Villa Rose Addition as filed in Volume 1202, at Page 454, Stanislaus County Records, said point being on the East-West Quarter section line of said Section 17; thence along the existing City Limits and said quarter section line and the Northern line of said La Villa Rose Addition, North 88° 53' West, 425.00 feet to the Northeastern corner of the Briggs-Whitmore Addition as filed in Volume 1175, at Page 200, Stanislaus County Records; thence along said City Limits and said quarter section line and the Northern line of said Briggs-Whitmore Addition, North 88° 53' West 864.00 feet to the interior quarter section corner, Section 17; thence along the existing City Limits and the Eastern Line of the Ashford Addition as filed in Volume 1197, at Page 112, Stanislaus County Records, said line being the quarter section line and the Eastern line of the Tidewater Southern Right of Way, Northerly 1318.39 feet; thence continuing along said Eastern line of the Tidewater Southern Right of Way, Northerly to its intersection with the westerly extension of the Southern line of Leveland Lane as located in Stanislaus County Record Survey #986, July 5, 1932, thence along the Southern line of said Leveland Lane, Easterly, 2110.83 feet to the Northwestern corner of land conveyed to Amedeo Loretelli, et ux as Parcel #1 by Deed #19381, recorded July 6, 1955, Stanislaus County Records, thence along the Western line of said Parcel #1, Southerly 393.05 feet to the Southwestern corner of land conveyed to Amedeo Loretelli as Parcel #2 by deed above referred to; thence along the Southern line of said Parcel #2, Easterly, 502.00 feet to a point on the western line of the 50.00 foot wide road known as McHenry Avenue; thence Southerly along the Western line of said McHenry Avenue to the Northeastern corner of Lot 4, Leveland Tract as filed in Volume 9 of Maps, at Page 71, Stanislaus County Records, thence along the Northern line of said Lot 4, Westerly, 390.00 feet to the Northwestern corner of said Lot 4; thence along the Western line of said Lot 4, Southerly, 111.70 feet to the Northern line of Bowen Avenue as shown on said Leveland Tract; thence Westerly along the Northern line of said Bowen Avenue to its intersection with the Northerly extension of the Eastern line of said La Villa Rose Addition; thence along the said Northerly extension of the Eastern line of said La Villa Rose Addition, Southerly, 25.00 feet to the point of beginning.,

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 16th day of November, 1955, at the hour of 4:15 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 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.

SECTION 4. If the above described territory is annexed to the City of Modesto, it shall become a part of the Modesto City School District of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5 day of October, 1955, by Councilman Anderson, 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: Anderson, Arata, Hammond, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Adams, Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-447

A RESOLUTION ACCEPTING THE BID OF NORTH BAY CONSTRUCTION COMPANY
FOR THE CONSTRUCTION OF THOUSAND OAKS PARK SEWAGE PUMPING STATION

WHEREAS, Resolution No. 55-403, adopted by the Council of the City of Modesto on September 14, 1955, approved the plans and specifications for the construction of Thousand Oaks Park Sewage Pumping Station and authorized the calling for bids, and

WHEREAS, the bids received for the construction of Thousand Oaks Park Sewage Pumping Station were opened at 2 P.M. October 10, 1955 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 North Bay Construction Company of \$35,940 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of \$35,940 submitted by the North Bay Construction Company for the construction of the Thousand Oaks Park Sewage Pumping Station be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 11 day of October, 1955, 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, Anderson, Arata, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Hammond and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-448

A RESOLUTION ACCEPTING THE BID OF TED SWINFORD FOR THE CONSTRUCTION
OF A SANITARY SEWER IN BLOCK 2029 AND ROBLE AVENUE

WHEREAS, Resolution No. 55-426, adopted by the Council of the City of Modesto on September 14, 1955, approved the plans and specifications for the construction of sanitary sewer in Block 2029 and Roble Avenue and authorized the calling for bids, and

WHEREAS, the bids received for the construction of the sanitary sewer in Block 2029 and Roble Avenue were opened at 3 P.M. October 10, 1955 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 \$2,563.20 submitted by Ted Swinford for the construction of a sanitary sewer in Block 2029 and Roble Avenue be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of \$2,563.20 submitted by Ted Swinford for the construction of a sanitary sewer in Block 2029 and Roble Avenue be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 11 day of October, 1955, 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, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Hammond and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-449

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR ROOFS FOR DOMESTIC SEWAGE DIGESTERS AT THE SEWAGE TREATMENT PLANT

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

SECTION 1. The plans and specifications for the construction of roofs for Domestic Sewage Digesters at the Sewage Treatment Plant, 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 construction of roofs for Domestic Sewage Digesters at the Sewage Treatment Plant to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on October 31, 1955, 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 11 day of October, 1955, 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, Anderson, Arata, Robinson and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Hammond and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-450

A RESOLUTION AMENDING RESOLUTION NO. 55-373, RELATING TO THE PURCHASE OF NEON SIGN FOR THE CITY OF MODESTO PARKING LOT LOCATED ON THE SOUTHEAST CORNER OF NINTH AND J STREETS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Resolution No. 55-373, adopted by the Council at its regular meeting of August 24, 1955, relating to the purchase of a neon sign for the City of Modesto parking lot located on the Southeast corner of Ninth and J Streets, be amended to provide that the cost price of the sign is \$1357.20, plus sales tax of \$40.72, making a total of \$1397.92.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 11th day of October, 1955 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: Anderson, Adams, Robinson, Arata, Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Hammond and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-451

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

WHEREAS, under and by virtue of provisions of Ordinance No. 558-N.S. of the City of Modesto, the City Council of said City has the power when and if the general welfare and safety of the citizens of the City of Modesto so require it, to erect boulevard stop signs at or adjacent to any intersection within the City of Modesto, and

WHEREAS, it appears to said City Council that the general welfare of the citizens of Modesto require that boulevard stop signs be erected and maintained at G Street at its intersection with Fifteenth Street and that at said intersection all of the provisions of Ordinance No. 558-N.S. of the City of Modesto entitled "An Ordinance Amending Section 23 of Ordinance No. 345-N.S. of the City of Modesto as Hereafter Amended" shall be enforced and said stop signs shall be erected prohibiting drivers/ from passing said boulevard stop signs without first stopping vehicles so operated by said operator,

NOW, THEREFORE, BE IT RESOLVED and ordered by said City Council that the Traffic Engineer shall erect or cause to be erected and maintained, boulevard stop signs at G STREET at its intersection with Fifteenth Street and that said Ordinance No. 558-N.S. heretofore referred to shall be enforced at said intersection.

The foregoing resolution was introduced at a adjourned regular meeting of the Council of the City of Modesto held on the 11 day of October, 1955, 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: Councilmen: Adams, Anderson, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Arata, Hammond, Merrill

Attest: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-452

A RESOLUTION APPROVING REFUND OF CASH BOND POSTED BY STANISLAUS
COUNTY TITLE COMPANY GUARANTEEING IMPROVEMENTS IN WESTLAND MANOR #1

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the release of the \$24,000 cash bond posted by Stanislaus County Title Company to guarantee the improvements in Westland Manor #1 be and it is hereby authorized.

The foregoing resolution was introduced at a regular adjourned meeting of the County of the City of Modesto held on the 11th day of October, 1955, 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, Robinson and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Arata, Hammond, Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-453

A RESOLUTION ACCEPTING DEED OF EASEMENT FROM JOHN WILLIAM RIFENBURG
FOR COFFEE ROAD SANITARY TRUNK SEWER LINE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that it does hereby accept a Deed of Easement from John William Rifenburg dated October 11, 1955 for Coffee Road Sanitary Trunk Sewer Line,

BE IT FURTHER RESOLVED that the City Clerk of the City of Modesto is hereby authorized to record said Deed of Easement with the Recorder of Stanislaus County.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 11th day of October, 1955, 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: Councilmen: Adams, Anderson, Robinson and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Arata, Hammond and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-454

A RESOLUTION AMENDING RESOLUTION NO. 55-348, AS AMENDED, ENTITLED "A RESOLUTION ESTABLISHING SALARY SCHEDULES AND FIXING THE COMPENSATION FOR CLASSES OF POSITIONS IN THE CITY SERVICE"

BE IT RESOLVED by the Council of the City of Modesto that Ranges 15, 16, and 17 of Exhibit "B" established by Section 2 of Resolution No. 55-348, as amended, entitled, "A Resolution Establishing Salary Schedules and Fixing Compensation for Classes of Positions in the City Service" be amended to read as follows:

RANGE 15 \$325-341-358-376-395

Accountant II
Assistant City Clerk
Equipment Mechanic II
Fire Lieutenant
Fire Technician
Greenskeeper
Parks Foreman
Patrolman II
Public Health Nurse
Personnel Technician
Junior Sanitarian

RANGE 16 ~~\$341~~-358-376-395-415

Building Inspector
Chief Mechanic
Chief Pump Maintenance Man
Electrician II
Fire Captain
Police Sergeant
Public Works Foreman
Purchasing Assistant
Senior Engineering Aide

RANGE 17 \$358-376-395-415-436

Administrative Assistant
Sewage Plant Superintendent
Supervising Public Health Nurse
Sanitarian
Dairy Sanitarian

BE IT FURTHER RESOLVED that this resolution shall be effective on and after October 1, 1955.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 11 day of October, 1955, 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, Anderson, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Arata, Hammond, Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-455

A RESOLUTION APPROVING SPECIFICATIONS AND AUTHORIZING THE CALLING
FOR BIDS FOR THE FURNISHING OF STREET LIGHTING MATERIALS TO BE
USED IN SUBDIVISIONS

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

Section 1. The specifications for the furnishing of street lighting materials to be used in subdivisions, 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 street lighting materials to be used in subdivisions, to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on Tuesday, November 8, 1955, 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 19th day of October, 1955, 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: Anderson, Arata, Hammond, Merrill and Mayor Pro Tempore Adams

Noes: Councilmen: None

Absent: Councilmen: Robinson and Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-456

A RESOLUTION OF THE MODESTO CITY COUNCIL SETTING DATE FOR A PUBLIC
HEARING ON AMENDMENTS TO THE ZONING ORDINANCE NO. 29-C.S.

WHEREAS, the Modesto City Planning Commission held a public hearing in the Council Chamber located in the McHenry Public Library, 14th and I Streets, in the City of Modesto, at 2:00 P.M. on October 18, 1955, for the purpose of considering amendments to the Zoning Ordinance, and

WHEREAS, the said commission, after hearing evidence, both oral and documentary, on the proposed amendments, adopted Resolution No. 250, recommending to the Council of the City of Modesto that the text of the Zoning Ordinance be amended as follows:

Section 10-2.801 to be amended to add the following permitted uses:

Lodging house; boarding house; motel; hotel; membership hotel;

Section 10-2.1001 to be amended to add the following permitted use:

Bottling plant, soft drinks.

Section 10-2.1701 to be repealed.

and that the map of the zoning Ordinance be amended as follows:

- (1) The following described property, which has been annexed to the City subsequent to the adoption of the zoning Ordinance (No. 29-C.S.), to be reclassified from One Family Residential zone, in which it was automatically placed by such annexation to the City, to the Multiple Family Residential zone:

Beginning at a point on the center line
of Tully Road 124.08 feet north of the
intersection of the center line of Granger
Avenue and the center line of Tully Road,

thence north 89° 17' 30" west 173 feet to the east boundary of the Westwood Manor subdivision, thence north 0° 34' west 593.60 feet, thence south 89° 17' 30" east 173 feet to the center line of Tully Road, thence southerly along the center line of Tully Road to the point of beginning.

- (2) The following described property, which has been annexed to the city subsequent to the adoption of the Zoning Ordinance (No. 29 C.S.), to be reclassified from One Family Residential zone, in which it was automatically placed by such annexation to the City, to the Multiple Family Residential zone:

Lot 12, Block 6114, Lot 1, Block 6116.

- (3) The following described property to be reclassified from the Neighborhood Commercial Zone to the General Commercial zone:

That property fronting on the west side of McHenry Avenue between Needham Avenue and Modesto Irrigation District Lateral #4 and that property fronting on the east side of McHenry Avenue between Downey Avenue and Modesto Irrigation District Lateral #4 which is presently classified as Neighborhood Commercial.

- (4) The following described property to be reclassified from the One family Residential zone to the Multiple Family Residential zone:

Lot 13, Block 549

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendments be set for 8:00 P.M. on November 9, 1955, in the Council Chamber of the City of Modesto, in the McHenry Public Library, 14th and I Streets, as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of October, 1955, 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: Anderson, Arata, Hammond, Merrill, Mayor Pro Tempore Adams
Noes: Councilmen: None
Absent: Councilmen: Robinson and Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-457

A RESOLUTION PROTESTING THE GRANTING OF APPLICATION NO. 15880 FILED BY TUOLUMNE COUNTY WATER DISTRICT NO. 2

WHEREAS, the Tuolumne County Water District No. 2 has filed Application No. 15880 with the State of California, Department of Public Works, Division of Water Resources, for a permit to appropriate unappropriated water from Tuolumne River tributary in the County of Tuolumne in the amount of 1250 cubic feet per second during the diversion season of January 1 to December 31 of each year to be used for power purposes, and

WHEREAS, it is the desire of the City of Modesto to file a protest to the granting of such permit,

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that it does hereby protest to the granting of Application No. 15880, filed by the Tuolumne County Water District No. 2, by the State of California Department of Public

Works, Division of Water Resources, for the following reasons:

1. That the loss of the site by the City and County of San Francisco for the Early Intake Power Plant No. 2 could result in an increase in the power costs to the citizens of the City of Modesto
2. That the loss of revenue to the City and County of San Francisco may effect a delay in the construction of the New Don Pedro Dam
3. That the coordinated development of the flood control of Tuolumne River by the United States Corp of Engineers and the City and County of San Francisco, Modesto Irrigation District, and Turlock Irrigation District may be delayed due to loss of revenue, causing financial loss to property owners of the City of Modesto.

BE IT FURTHER RESOLVED that the City Clerk be directed to send copies of this resolution to State of California, Department of Public Works, Division of Water Resources, State Engineer A.D. Edmonston; Modesto Irrigation District, Turlock Irrigation District; City of San Francisco; and Tuolumne County Water District No. 2.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of October, 1955, 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: Anderson, Arata, Hammond, Merrill and Mayor Pro Tempore Adams

NOES: Councilmen: None

ABSENT: Councilmen: Robinson and Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-458

A RESOLUTION REQUESTING THAT THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA GIVE PROMPT CONSIDERATION TO THE FIRST SUPPLEMENTAL APPLICATION TO APPLICATION NO. 37217 OF WILLIS M. KLEINENBROICH, D.B.A. MODESTO MOTOR BUS SERVICE, TO INCREASE RATES AND FARES BETWEEN POINTS IN THE VICINITY OF THE CITY OF MODESTO, STANISLAUS COUNTY, CALIFORNIA.

WHEREAS, Willis M. Kleinenbroich, an individual doing business under the name of Modesto Motor Bus Service, has filed a First Supplemental Application to Application No. 37217, 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:

Adult Cash Fare-----	\$.20
Adult Reduced Ticket Fare -- 10 rides for-----	\$1.50
Student Reduced Ticket Fare- 10 rides for-----	.75

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 Council of the City of Modesto does hereby request that the Commission conduct a service study of the operation of the Modesto Motor Bus Service, not only as to rates, but a complete analysis of its operations and service and suggest methods whereby this bus system can be kept in operation.

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 to Willis M. Kleinenbroich.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of October, 1955 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: Anderson, Arata, Hammond, Merrill, Mayor Pro Tempore Adams

Noes: Councilmen: None

Absent: Councilmen: Robinson and Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-459

A RESOLUTION ESTABLISHING STOP SIGNS ON LAS PALMAS AT ITS INTERSECTION WITH LA LOMA AVENUE IN THE CITY OF MODESTO.

WHEREAS, under and by virtue of the provisions of Ordinance No. 558-N.S. of the City of Modesto; the City Council of said City has the power when and if the general welfare and safety of the citizens of the City of Modesto so require it, to erect boulevard stop signs at or adjacent to any intersection within the City of Modesto, and

WHEREAS, it appears to said City Council that the general welfare of the citizens of Modesto require that boulevard stop signs be erected and maintained at the intersection herein designated and that at said intersection all of the provisions of Ordinance No. 558-N.S. of the City of Modesto entitled "An Ordinance Amending Section 23 of Ordinance No. 345-N.S. of the City of Modesto as Hereafter Amended," shall be enforced and said stop signs shall be erected prohibiting drivers of vehicles from passing/said boulevard stop signs without first stopping vehicles so operated by said operator.

NOW, THEREFORE, BE IT RESOLVED and ordered by said City Council that the Traffic engineer shall erect or cause to be erected and maintained, boulevard stop signs on LAS PALMAS at its intersection with La Loma Avenue, and that said Ordinance No. 558-N.S. heretofore referred to shall be enforced at said intersection.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of October, 1955, 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: Anderson, Arata, Hammond, and Mayor Pro Tempore Adams

NOES: Councilmen: None

ABSENT: Councilmen: Merrill, Robinson and Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-460

A RESOLUTION ESTABLISHING PARALLEL PARKING ON BOTH SIDES OF K STREET BETWEEN TWELFTH AND FOURTEENTH STREETS IN THE CITY OF MODESTO.

BE IT RESOLVED by the Council of the City of Modesto that parallel parking be, and it is hereby established on both sides of K STREET between Twelfth and Fourteenth Streets in the City of Modesto.

BE IT FURTHER RESOLVED that 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.

BE IT FURTHER RESOLVED that Resolution No. 5200-N.S. adopted by the Council of the City of Modesto on March 12, 1941 and Resolution No. 8646-N.S. adopted by the Council of the City of Modesto on November 9, 1949 are hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of October, 1955, 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 and Mayor Pro Tempore Adams
NOES: Councilmen: None
ABSENT: Councilmen: Merrill, Robinson and Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-461

A RESOLUTION ESTABLISHING A PARKING METER ZONE ON BOTH SIDES OF K STREET BETWEEN TWELFTH AND FOURTEENTH STREETS IN THE CITY OF MODESTO.

WHEREAS, Ordinance No. 778-N.S., as amended by Ordinance No. 1021-N.S. of the City of Modesto authorizes the Council by resolution to establish and designate streets and avenues in the City as parking meter zones as traffic conditions require, and

WHEREAS, a traffic study indicates that traffic conditions require the installation of parking meters on both sides of K STREET between Twelfth and Fourteenth Streets in the City of Modesto,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the following portions of streets within the City be, and they are hereby established as parking meter zones:

On both sides of K STREET between Twelfth and Fourteenth Streets in the City of Modesto.

BE IT FURTHER RESOLVED that the Traffic Engineer 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 19th day of October, 1955, 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: Anderson, Arata, Hammond and Mayor Pro Tempore Adams
NOES: Councilmen: None
ABSENT: Councilmen: Merrill, Robinson and Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-462

A RESOLUTION ESTABLISHING A TWO HOUR PARKING ZONE ON BOTH SIDES OF K STREET BETWEEN FOURTEENTH AND SIXTEENTH STREETS IN THE CITY OF MODESTO.

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, and

WHEREAS, the best interests of the citizens of said City require that parking

on both sides of K STREET between Fourteenth and Sixteenth Streets in the City of Modesto 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 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:

On both sides of K STREET between Fourteenth and Sixteenth Streets in the City of Modesto.

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 19th day of October, 1955, 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: Anderson, Arata, Hammond and Mayor Pro Tempore Adams

NOES: Councilmen: None

ABSENT: Councilmen: Merrill, Robinson and Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-463

A RESOLUTION ESTABLISHING A TWO HOUR PARKING ZONE ON BOTH SIDES OF FIFTEENTH STREET BETWEEN J AND NEEDHAM STREETS IN THE CITY OF MODESTO.

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, and

WHEREAS, the best interests of the citizens of said City require that parking on both sides of FIFTEENTH STREET between J and Needham Streets in the City of Modesto 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 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:

On both sides of FIFTEENTH STREET between J and Needham Streets in the City of Modesto.

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 19th day of October, 1955, 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: Anderson, Arata, Hammond, and Mayor Pro Tempore Adams

NOES: Councilmen: None

ABSENT: Councilmen: Merrill, Robinson and Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-464

A RESOLUTION ACCEPTING A DRINKING FOUNTAIN AND PHONO-
GRAPH FROM THE WOMEN'S PROGRESSIVE CLUB

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the donation of a drinking fountain and phonograph to the Department of Parks and Recreation of the City of Modesto by the Women's Progressive Club be, and it is hereby accepted, and

BE IT FURTHER RESOLVED that the City Clerk be authorized to send a letter expressing appreciation of the Council of the City of Modesto for the donation.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of October, 1955, 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 Pro Tempore Adams

Noes: Councilmen: None

Absent: Councilmen: Merrill, Robinson and Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-465

A RESOLUTION ACCEPTING A POOL TABLE FOR THE MADDUX YOUTH CENTER
FROM THE MODESTO P.T.A. COUNCIL

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the donation of a pool table for the Maddux Youth Center by the Modesto P.T.A. Council be, and it is hereby accepted, and

BE IT FURTHER RESOLVED that the City Clerk be authorized to send a letter expressing the appreciation of the Council of the City of Modesto for the donation.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of October, 1955, 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 Pro Tempore Adams

Noes: Councilmen: None

Absent: Councilmen: Merrill, Robinson and Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-466

A RESOLUTION ACCEPTING THE 4-SWING SET FROM THE LIONS' 500 CLUB

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the donation of a 4-swing set to the Department of Parks and Recreation of the City of Modesto by the Lions' 500 Club be, and it is hereby accepted, and

BE IT FURTHER RESOLVED that the City Clerk be authorized to send a letter expressing the appreciation of the Council of the City of Modesto for the donation.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of October, 1955, 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 Pro Tempore Adams

Noes: Councilmen: None

Absent: Councilmen: Merrill, Robinson and Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-467

A RESOLUTION APPOINTING EUGENE K. STURGIS TO PREPARE SPECIAL IMPROVEMENT DISTRICT PROCEEDINGS FOR THE CITY OF MODESTO AND AUTHORIZING THE EXECUTION OF AN AGREEMENT THEREFOR.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Eugene K. Sturgis be, and he is hereby appointed as special counsel to supervise all proceedings and to prepare all resolutions, notices and other papers and proceedings for any work and improvements that may be hereinafter authorized by the City Council of the City of Modesto for construction of improvements by special improvement proceedings in "Improvement District No. 5, City of Modesto, County of Stanislaus, State of California" and

BE IT FURTHER RESOLVED that the improvement district for the construction of said improvements, if finally authorized by the Council of the City of Modesto, be known as "Improvement District No. 5, City of Modesto, County of Stanislaus, State of California", and

BE IT FURTHER RESOLVED that the employment of the said Eugene K. Sturgis be made as provided in the attached agreement, and

BE IT FURTHER RESOLVED that the City Manager of the City of Modesto and the City Clerk of the City of Modesto be, and they are hereby authorized to sign and attest the attached agreement employing the said Eugene K. Sturgis as special attorney for and on behalf of the said City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of October, 1955, 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: Anderson, Arata, Hammond, Merrill and Mayor Pro Tempore Adams

NOES: Councilmen: None

ABSENT: Councilmen: Robinson and Mayor Marks

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-468

A RESOLUTION SETTING THE DATE FOR A PUBLIC HEARING ON APPLICATION OF LOIS LANE DOING BUSINESS AS RED TOP TAXI COMPANY FOR ONE ADDITIONAL PERMIT TO OPERATE A TAXICAB.

WHEREAS Lois Lane, doing business as Red Top Taxi Company has applied for permit to operate one additional taxicab, and

WHEREAS Section 4-6.215 of the Modesto Municipal Code provides that a public hearing be held to determine if the public convenience and necessity require the proposed increase in taxicab service in the City of Modesto.

NOW THEREFORE BE IT HEREBY RESOLVED by the Council of the City of Modesto that Wednesday, Nov. 2, at 5:00 P.M. in the Council Chamber be set as the time and place for the public hearing on the application of Lois Lane for permit to operate one additional taxicab.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of October, 1955 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, Anderson, Hammond, Merrill, Robinson and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Arata

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-469

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO
AND JOHN QUARESMA FOR PERIMETER SEWER - GLENWOOD PARK

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and JOHN QUARESMA for perimeter sewer along easterly side of Glenwood Park 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 26 day of October, 1955, 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, Anderson, Hammond, Merrill, Robinson and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Arata

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-470

A RESOLUTION APPROVING THE FILING OF APPLICATION WITH THE STATE OF CALIFORNIA PUBLIC UTILITIES COMMISSION FOR EXTENSION OF BOWEN AVENUE ACROSS THE RAILROAD TRACKS OF THE TIDEWATER SOUTHERN RAILWAY COMPANY AND APPOINTING SIGNATORY OFFICIALS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the filing of an application with the State of California Public Utilities Commission for the extension of Bowen Avenue across the railroad tracks of the Tidewater Southern Railway Company be approved, and

BE IT FURTHER RESOLVED that the Mayor, City Attorney, and City Clerk be, and they are hereby appointed signatory officials and authorized to execute said application on behalf of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of October, 1955, 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: Anderson, Adams, Hammond, Merrill, Robinson and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Arata

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-471

A RESOLUTION ACCEPTING THE BID OF NORTH BAY CONSTRUCTION COMPANY FOR THE CONSTRUCTION OF ROOFS FOR DOMESTIC SEWAGE DIGESTERS AT THE MODESTO SEWAGE TREATMENT PLANT

WHEREAS, Resolution No. 55-449, adopted by the Council of the City of Modesto on October 11, 1955, approved the plans and specifications for the construction of roofs for domestic sewage digesters at the Modesto Sewage Treatment Plant, and authorized the calling for bids, and

WHEREAS, the bids received for the construction of roofs for domestic sewage digesters at the Modesto Sewage Treatment Plant were opened at 2:00 P.M., October 31, 1955, 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 North Bay Construction Company, in amount \$7,340.00, be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of North Bay Construction Company, in amount \$7,340.00, for the construction of roofs for domestic sewage digesters at the Modesto Sewage Treatment Plant 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 November, 1955, 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: Councilmen: Adams, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-472

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF MODESTO AND EMMETT SMITH AND ANN ENDICOTT SMITH

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Right of Way Agreement between the City of Modesto and EMMETT SMITH AND ANN ENDICOTT SMITH for utility purposes (Coffee Road sanitary trunk sewer line) and providing for payment of \$750 to grantors for consequential damages be and it is hereby approved. For further particulars, reference is made to a copy of the Agreement on file in the office of the City Clerk.

BE IT FURTHER RESOLVED that the City Manager and City Clerk of the City of Modesto be, and they are hereby authorized and directed to execute said Right of Way Agreement on behalf of the City of Modesto.

BE IT FURTHER RESOLVED that the City Clerk be authorized to record said Right of Way Agreement 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 2nd day of November, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-473

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
THE CALLING FOR BIDS FOR CONSTRUCTION OF THOUSAND OAKS-COFFEE
ROAD SANITARY TRUNK SEWER

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

Section 1. The plans and specifications for construction of Thousand Oaks - Coffee Road Sanitary Trunk Sewer, 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 construction of Thousand Oaks - Coffee Road Sanitary Trunk Sewer, to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on Monday, November 21, 1955, 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 2 day of November, 1955, 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, Anderson, Hammond, Merrill, Robinson and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-474

A RESOLUTION AUTHORIZING THE CONTINUANCE OF PUBLIC HEARING
ON THE APPLICATION OF LOIS LANE DBA RED TOP TAXI FOR ONE
ADDITIONAL TAXICAB CERTIFICATE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the public hearing on the application of Lois Lane doing business as Red Top Taxi for one additional taxicab certificate be continued until 4:30 P.M. November 16, 1955, and

BE IT FURTHER RESOLVED that the Traffic Engineer and Director of Finance of the City of Modesto be and they are hereby directed to submit a report to the Council showing whether there is a public need for the issuance of the additional certificate.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of November, 1955 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, Merrill, Robinson and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-475

A RESOLUTION APPROVING CLAIM OF STANISLAUS COUNTY 4TH OF JULY
CELEBRATION COMMITTEE AND AUTHORIZING PAYMENT OF \$750.00

BE IT HEREBY RESOLVED BY THE COUNCIL OF THE CITY OF MODESTO, that the claim of Stanislaus County 4th of July Celebration Committee for the 1955 4th of July celebration, ⁱⁿ amount \$750.00 be approved, and

BE IT FURTHER RESOLVED THAT the Director of Finance be authorized to issue a 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 2nd day of November 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-476

A RESOLUTION AUTHORIZING REFUND OF CASH BOND FILED BY C. BOYCE
ASHFORD TO GUARANTEE THE CONSTRUCTION OF IMPROVEMENTS IN
ASHFORD SUBDIVISION #1

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the refund of the cash bond of \$2200 filed May 18, 1955 by Cl Boyce Ashford to guarantee the construction of the improvements in Ashford Subdivision #1 be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of November, 1955 by Councilman Anderson, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-477

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JOE A.
ZLAB TO SHARE IN THE COST OF CONSTRUCTION OF A SANITARY SEWER LINE ALONG
THE SOUTHERLY SIDE OF THE ZLAB SUBDIVISION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and JOE A. ZLAB for sharing in one-half the cost of construction of a sanitary sewer line along the southerly side of the Zlab Subdivision, the City to pay \$709.95 and Joe A. Zlab to pay \$709.95 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 2nd day of November, 1955, 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, Anderson, Hammond, Merrill, Robinson and Mayor Marks
Noes: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-478

A RESOLUTION APPROVING APPROPRIATION TRANSFER

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

From:

General Reserve \$350

To:

Miscellaneous Administrative
Expense Account \$350

To cover cost of mailing leaflets to city taxpayers

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of November, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-479

A RESOLUTION APPROVING THE RENEWAL OF THE AGREEMENT FOR TEMPORARY TRANSFER OF VEHICULAR EQUIPMENT BETWEEN THE CITY OF MODESTO AND THE STATE OF CALIFORNIA, OFFICE OF CIVIL DEFENSE

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 six months beginning November 8, 1955.

BE IT FURTHER RESOLVED that Ross Miller, as City Manager of the City of Modesto, be and he 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 a regular meeting of the Council of the City of Modesto held on the 2nd day of November, 1955, 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: Councilmen: Adams, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-480

A RESOLUTION ACCEPTING GRANT DEED FROM ABE MORA AND PATRIA F. MORA

BE IT HEREBY RESOLVED by the Council of the City of Modesto that it does hereby accept a grant deed from ABE MORA and PATRIA F. MORA, husband and wife dated October 25, 1955 for 10 feet along Roseburg Avenue for the widening of said street.

BE IT FURTHER RESOLVED that the City Clerk of the City of Modesto is hereby authorized to record said Grant Deed with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of November, 1955, 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: Councilmen: Adams, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-481

A RESOLUTION AUTHORIZING THE PURCHASE OF AN ACCOUNTING
MACHINE FROM BURROUGHS CORPORATION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the purchase of an accounting machine from Burroughs Corporation for the sum of \$3,116.57 and the purchase of additional attachments for the sum of \$195.00 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 2nd day of November, 1955 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-482

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 ZLAB 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:

Beginning 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, said point being on the section line common to Sections 21 and 22, Township 3 South, Range 9 East, Mount Diablo Base and Meridian and the centerline of a 50.00 foot road known as Coffee Road; thence along the existing City Limits and said Section line South 0° 36' East to its intersection with the Easterly extension of the Southern line of the Zlab Subdivision as recorded in Volume 18 of Maps, Page 21, Stanislaus County Records; thence along the Easterly extension of the Southern line of said Zlab Subdivision, North 89° 42'30" West, 25.00 feet to the Southeastern corner of said Zlab Subdivision; thence along the boundary of said Zlab Subdivision, North 89° 42'30" West, 330.00 feet; thence South 0° 36' East, 66.00 feet; thence along said Zlab Subdivision Boundary and the Southern line of Lot 11, Rice Colony as recorded in Volume 1 of Maps, Page 54, Stanislaus County Records, North 89° 42'30" West, 305.88 feet to the Northeastern corner of the Loconte Subdivision as recorded in Volume 17 of Maps, Page 65, Stanislaus County Records; thence continuing along the boundary of said Zlab Subdivision North 0° 30'10" West, 340.02 feet; thence South 89° 42'30" East, 305.28 feet; thence North 70° 19' East, 125.61 feet; thence South 0°36' East, 144.05 feet; thence North 89° 19'50" East, 191.28 feet to the intersection with the Northerly extension of the Western line of Coffee Road as shown on said Zlab Subdivision; thence along said extension of Western line of Coffee Road, South 0° 36' East to its intersection with the Westerly extension of said Northern City Limits line; thence along the said extension of said City Limits line, North 89°56' East, 45.00 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 2nd day of November, 1955, by Councilman Anderson, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-483

A RESOLUTION ACCEPTING THE BID OF WELD-RITE COMPANY ON ITEM 1 OF STREET LIGHTING MATERIALS (50 STREET LIGHTING STANDARDS)

WHEREAS, Resolution No. 55-455, adopted by the Council of the City of Modesto on October 19, 1955, approved the specifications for the furnishing of street lighting materials to be used in subdivisions, and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of street lighting materials to be used in subdivisions were opened at 2:00 P.M., November 8, 1955, 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 Weld-Rite Company on Item No. 1 (50 Street Lighting Standards) in the amount of \$3550.00, be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Weld-Rite Company on Item No. 1 (50 Street Lighting Standards) in the amount of \$3550.00, 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 9th day of November, 1955, 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: Councilmen: Anderson, Arata, Hammond, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Adams and Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-484

A RESOLUTION ACCEPTING THE BID OF WESTINGHOUSE ELECTRIC SUPPLY OF ITEMS 2 AND 4 OF STREET LIGHTING MATERIALS (50 STREET LIGHTING LUMINAIRES AND 1 TRANSFORMER)

WHEREAS, Resolution No. 55-455, adopted by the Council of the City of Modesto on October 19, 1955, approved the specifications for the furnishing of street lighting materials to be used in subdivisions, and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of street lighting materials to be used in subdivisions were opened at 2:00 P.M., November 8, 1955, 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 Westinghouse Electric Supply on Items 2 and 4 (50 Street Lighting Luminaires and 1 Transformer) in the amount of \$1493.50, Item 2, and \$775.85, Item 4 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Westinghouse Electric Supply on Items 2 and 4 (50 Street Lighting Luminaires and 1 Transformer) be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of November, 1955, 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: Anderson, Arata, Hammond, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Adams and Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-485

A RESOLUTION ACCEPTING THE BID OF TAPER TUBE POLE COMPANY ON ITEM 3 OF STREET LIGHTING MATERIALS (35,000' STREET LIGHTING CABLE)

WHEREAS, Resolution No. 55-455, adopted by the Council of the City of Modesto on October 19, 1955, approved the specifications for the furnishing of street lighting materials to be used in subdivisions, and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of street lighting materials to be used in subdivisions were opened at 2:00 P.M., November 8, 1955, 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 Taper

Tube Pole Company on Item 3 (35,000' Street Lighting Cable) in the amount of \$7426.30 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Taper Tube Pole Company on Item 3 (35,000' Street Lighting Cable) in the amount of \$7426.30 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of November, 1955, 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: Anderson, Arata, Hammond, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Adams and Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-486

A RESOLUTION ACCEPTING THE CONSTRUCTION OF SANITARY SEWER LATERAL EXTENSION TO GARRISON SCHOOL FROM CONTRACTOR, CARMAN & HALBACH COMPANY

WHEREAS, a report has been filed by the Director of Public Works that the construction of Sanitary Sewer Lateral Extension to Garrison School has been completed by Contractor, Carman & Halbach Company in accordance with the contract agreement dated September 28, 1955,

NOW, THEREFORE, BE IT RESOLVED that the construction of Sanitary Sewer Lateral Extension to Garrison School be accepted from said contractor Carman & Halbach 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 9th day of November, 1955, 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: Councilmen: Anderson, Arata, Hammond, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Adams and Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-487

A RESOLUTION APPROVING APPROPRIATION TRANSFER

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

FROM: General Reserve \$431.00

TO: Finance Department \$431.00
Purchase of a Thomas
Collator for Service
Section

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of November, 1955, 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: Anderson, Arata, Hammond, Merrill, Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Adams and Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-488

A RESOLUTION ACCEPTING THE RESURFACING OF CARVER ROAD
FROM CONTRACTOR, STANDARD MATERIALS, INC.

WHEREAS, a report has been filed by the Director of Public Works that the resurfacing of Carver Road between Orangeburg Avenue and U. S. Highway 99 has been completed by contractor, Standard Materials, Inc., in accordance with the contract agreement dated September 28, 1955.

NOW, THEREFORE, BE IT RESOLVED that the resurfacing Carver Road between Orangeburg Avenue and U. S. Highway 99, 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.

BE IT FURTHER RESOLVED that the payment of \$9,055.71 be paid from the following funds:

Sewer Bond Fund	\$7,055.71
Public Works-Streets Capital Outlay "Oil New Streets and Alleys"	\$2,000.00

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of November, 1955, 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, Merril, and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Adams and Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-489

A RESOLUTION AUTHORIZING THE ERECTION OF YIELD RIGHT OF WAY
SIGNS ON CERTAIN STREETS 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 OXFORD WAY and on FAIRMONT AVENUE at their intersection with Sunrise Avenue.

On KEARNEY AVENUE at its intersection with Roseburg Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of November, 1955, 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, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Adams and Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-490

A RESOLUTION ESTABLISHING PARALLEL PARKING ON BOTH SIDES OF
TWELFTH STREET BETWEEN K AND L STREETS IN THE CITY OF MODESTO

BE IT RESOLVED by the Council of the City of Modesto that parallel parking be, and it is hereby established on both sides of TWELFTH STREET between K and L Streets in the City of Modesto.

BE IT FURTHER RESOLVED that 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.

BE IT FURTHER RESOLVED that that portion of Resolution No. 7178-N.S. adopted by the Council of the City of Modesto on December 11, 1946, in conflict herewith, 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 November, 1955, 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: Councilman: Anderson, Arata, Hammond, Merrill, Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Adams and Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-491

A RESOLUTION ESTABLISHING A PARKING METER ZONE ON BOTH SIDES
OF TWELFTH STREET BETWEEN K AND L STREETS IN THE CITY OF MODESTO

WHEREAS, Ordinance No. 778-N.S. as amended by Ordinance No. 1021-N.S. of the City of Modesto authorizes the Council by resolution to establish and designate streets and avenues in the City as parking meter zones as traffic conditions require, and

WHEREAS, a traffic study indicates that traffic conditions require the installation of parking meters on both sides of TWELFTH STREET between K and L Streets in the City of Modesto,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that both sides of TWELFTH STREET between K and L Streets be, and they are hereby established as parking meter zones.

BE IT FURTHER RESOLVED that the Traffic Engineer is hereby directed to install parking meters in the above described location and to cause said above described locations 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 9th day of November, 1955, 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, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Adams and Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-492

A RESOLUTION ACCEPTING GRANT DEEDS FROM VARIOUS PROPERTY
OWNERS FOR ALLEY IN BLOCK 2020, IMPROVEMENT DISTRICT NO. 5

BE IT HEREBY RESOLVED by the Council of the City of Modesto that it does hereby accept & grant deeds from Arthur Garcia and Angie Garcia, husband and wife; Virginia Williams, a widow; Vernon E. Brown and Eva Souza Brown, husband and wife; Henry Abernathy and Valborg K. M. Abernathy, husband and wife; and Edward Olander and Mary W. Olander, husband and wife, dated November 2, 1955, for alley in Block 2020, Improvement District No. 5, sanitary sewer in La Loma District,

BE IT FURTHER RESOLVED that the City Clerk of the City of Modesto is hereby authorized to record said Grant Deed with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of November, 1955, 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: Anderson, Arata, Hammond, Merrill, and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Adams and Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-493

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 October 24, 1955, 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 4-61215 of the Modesto Municipal Code, and

WHEREAS, the Council of the City of Modesto, at a regular meeting held on the 26th day of October, 1955, adopted Resolution No. 55-468 fixing 5:00 P.M., November 2, 1955, 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 Chief of Police who has reported his findings in connection therewith, and

WHEREAS, the Council of the City of Modesto, at a regular meeting held on the 2nd day of November, 1955, 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 16 day of November, 1955, 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, Arata, Hammond, Merrill, Robinson and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-494

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION OF THE ZLAB 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 November 1, 1955, 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 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:

Beginning 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, said point being on the section line common to Sections 21 and 22, Township 3 South, Range 9 East, Mount Diablo Base and Meridian and the center line of a 50.00 foot road known as Coffee Road; thence along the existing City Limits and said Section line South 0° 36' East to its intersection with the Easterly extension of the Southern line of the Zlab Subdivision as recorded in Volume 18 of Maps, Page 21, Stanislaus County Records; thence along the Easterly extension of the Southern line of said Zlab Subdivision, North 89° 42' 30" West, 25.00 feet to the Southeastern corner of said Zlab Subdivision; thence along the boundary of said Zlab Subdivision, North 89° 42' 30" West, 330.00 feet; thence South 0° 36' East, 66.00 feet; thence along said Zlab Subdivision boundary and the Southern line of Lot 11, Rice Colony as recorded in Volume 1 of Maps, Page 54, Stanislaus County Records, North 89° 42' 30" West, 305.88 feet to the Northeastern corner of the Loconte Subdivision as recorded in Volume 17 of Maps, Page 65, Stanislaus County Records; thence continuing along the boundary of said Zlab Subdivision North 0° 30' 10" West, 340.02 feet; thence South 89° 42' 30" East, 305.28 feet; thence North 70° 19' East, 125.61 feet; thence South 0° 36' East, 144.05 feet; thence North 89° 19' 50" East, 191.28 feet to the intersection with the Northerly extension of the Western line of Coffee Road as shown on said Zlab Subdivision; thence along said extension of Western line of Coffee Road, South 0° 36' East to its intersection with the Westerly extension of said Northern City Limits line; thence along the said extension of said City Limits line, North 89° 56' East, 45.00 feet to the point of beginning.

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 28th day of December, 1955, 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 publication 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 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 16th day of November, 1955, 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 and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-495

A RESOLUTION ESTABLISHING A NO PARKING ZONE ON NEEDHAM AVENUE
AT ITS INTERSECTION WITH COLLEGE AVENUE IN THE CITY OF MODESTO

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 on NEEDHAM AVENUE at its intersection with College Avenue 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. It shall be unlawful for the operator of a vehicle to park or stop such vehicle in the following place in the City of Modesto:

Beginning at a point in the northerly curb line of NEEDHAM AVENUE at its intersection with the easterly right of way line of College Avenue and continuing easterly along said curb line a distance of forty (40') 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.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16 day of November, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-496

A RESOLUTION EXTENDING THE TIME LIMIT FOR THE FILING OF
THE FINAL MAP OF ASHFORD SUBDIVISION NO. 2

WHEREAS, Resolution No. 55-356, adopted by the Council on August 17, 1955, approved the extension of the time for the filing of the final map of Ashford Subdivision No. 2 by C. Boyce Ashford for a 90 day period, and

WHEREAS, a further extension of two months has been requested by Mr. Ashford, NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that C. Boyce Ashford be granted an extension of time to January 17, 1956, to file a final map on Ashford Tract No. 2.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of November, 1955, 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 and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-497

A RESOLUTION ACCEPTING GRANT DEEDS FROM THEOBOLD DUNCAN AND
LOVELLE E. DUNCAN, AND W. HAROLD COVERLEY AND ALICE COVERLEY
FOR ALLEY RIGHT OF WAY IN BLOCK 2020

BE IT HEREBY RESOLVED by the Council of the City of Modesto that it does hereby accept grant deeds from Theobold Duncan and Loville E. Duncan, husband and wife, and W. Harold Coverley and Alice Coverley, husband and wife, for alley right of way in Block 2020, (Improvement District No. 5).

BE IT FURTHER RESOLVED that the City Clerk of the City of Modesto is hereby authorized to record said Grant Deed with the Recorder of Stanislaus County,

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of November, 1955, 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: Councilmen: Adams, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-498

A RESOLUTION APPROVING ADDITIONAL PARTIAL RELEASE OF CASH BOND
FILED BY PHIL HUMPHREYS TO GUARANTEE IMPROVEMENTS ON PORTION OF
LOT 2 OF THE FRESNO TRACT

WHEREAS, Phil Humphreys filed a cash bond of \$2,800.00 with the City of Modesto to guarantee the improvements on a portion of Lot 2 of the Fresno Tract, and

WHEREAS, Resolution No. 55-273, adopted by the Council on the 22nd day of June, 1955, reduced this cash bond in the amount of \$1,200.00, leaving a remaining cash bond on file of \$1,600.00, and

WHEREAS, the Department of Public Works has recommended that the remaining cash bond of \$1,600.00 be further reduced by \$1,300.00, leaving a total of \$300.00 cash bond on file.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the return of \$1,300.00 of the \$1,600.00 cash bond on file to Phil Humphreys be, and it is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of November, 1955, 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 and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-499

A RESOLUTION APPROVING APPROPRIATION TRANSFER

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

FROM:

General Reserve \$4500

TO:

Service Division, General,
(Capital) 4500

For purchase of Sewer rodding machine

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23 day of November, 1955, 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: Councilmen: Adams, Arata, Anderson, Hammond, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-500

A RESOLUTION DENYING THE APPLICATION OF DR. B. S. TAYLOR
FOR THE REZONING OF LOT 13 IN BLOCK 549

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the application of Dr. B. S. Taylor, dated September 24, 1955, for the rezoning of Lot 13 of Block 549 from R-1, One Family Zoning, to R-3, Multiple Family Zoning, 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 23rd day of November, 1955, 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, Anderson, Arata, Hammond, Merrill, and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-501

A RESOLUTION OF THE MODESTO CITY COUNCIL SETTING DATE FOR A
PUBLIC HEARING ON AMENDMENT TO THE ZONING ORDINANCE NO. 29-C.S.

WHEREAS, the Modesto City Planning Commission held a public hearing in the Council Chamber located in the McHenry Public Library, 14th and I Streets, in the City of Modesto, at 2:00 P.M. on November 15, 1955, for the purpose of considering an amendment to the Zoning Ordinance, and

WHEREAS, the said commission, after hearing evidence, both oral and documentary, on the proposed amendment, adopted Resolution No. 254, recommending to the Council of the City of Modesto that the map of the Zoning Ordinance be amended as follows:

The following described property, which has been annexed to the City subsequent to the adoption of the Zoning Ordinance (No. 29-C.S.) to be reclassified from One Family Residential zone, in which it was automatically placed by such annexation to the City, to the Multiple Family Residential zone:

Lot 6, Block 6075

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment be set for 8:15 P.M. on December 14, 1955, in the Council Chamber of the City of Modesto, in the McHenry Public Library, 14th and I Streets, as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of November, 1955, 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, Anderson, Arata, Hammond, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-502

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

BE IT HEREBY RESOLVED by the Council of the City of Modesto that it does hereby request the Board of Supervisors of Stanislaus County to cancel the 1955-56 county and city taxes on the following city-owned property which was recently annexed to the City of Modesto:

<u>Tax Bill No.</u>	<u>Description of Property</u>	<u>Amount</u>
36936	One-fourth interest in the following described property: Sec. 5/4/9 Beg. 1020.3' S. of SL Rouse Ave. with CL Sunset; Th S. 2201.34' SWLY 2140.08' N. 1398.28'; E 658.69'; NELY 2512.48'; E to Beg.	\$162.72

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of November, 1955 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: Councilmen: Adams, Anderson, Arata, Hammond, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-503

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO, A MUNICIPAL CORPORATION, AND THE STATE OF CALIFORNIA, DEPARTMENT OF PUBLIC HEALTH, FOR THE ADMINISTRATION OF A LOCAL POLIOMYELITIS VACCINE PROGRAM IN THE CITY OF MODESTO

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement dated November 23, 1955, between the State of California, Department of Public Health, and the City of Modesto, a municipal corporation, providing for the administration of a local Poliomyelitis Vaccine Program in the City of Modesto, be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by Ross Miller, City Manager, for, and on behalf of the City of Modesto, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23d day of November, 1955, by Councilman Anderson, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Anderson, Arata, Hammond, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-504

A RESOLUTION APPROVING APPROPRIATION TRANSFER

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

FROM: Special Capital Outlay Reserve \$35,000

TO: Capital Improvements
Program 18 hole Golf Course \$35,000

Additional to exercise option to purchase additional land
for golf course site,
For balance of Architect's contract, and
Miscellaneous expenses of taxes, title fees and surveys, etc.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of November, 1955, 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, Anderson, Arata, Hammond, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-305

A RESOLUTION ACCEPTING THE DEEP WELL PUMP FURNISHED AND
INSTALLED BY BORG-WARNER CORPORATION

WHEREAS, a report has been filed by the Director of Public Works that the Deep Well Pump furnished and installed by Borg-Warner Corporation has been completed in accordance with the terms of the Contract Agreement dated July 6, 1955, between the City of Modesto and Byron Jackson Company, which was transferred to Borg-Warner Corporation on October 5, 1955.

NOW, THEREFORE, BE IT RESOLVED that the Deep Well Pump furnished and installed by Borg-Warner Corporation be accepted from said contractor and, that Notice of Completion be filed with the Recorder of Stanislaus and 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 23rd day of November, 1955, 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: COUNCILMEN: None

Absent: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-506

A RESOLUTION APPROVING THE SPECIFICATIONS, AS AMENDED, AND FRANCHISE
DOCUMENTS, AND AUTHORIZING THE CALLING FOR BIDS FOR THE PLACING OF BUS
BENCHES, WITH ADVERTISING, THROUGHOUT THE CITY OF MODESTO

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

Section 1. The specifications, as amended, and franchise documents for the placing of bus benches, with advertising, throughout the City of Modesto, copies of which are on file in the Office of the City Clerk, are hereby accepted and approved.

Section 2. The City Clerk is hereby authorized to call for public competitive bids for the placing of bus benches, with advertising, throughout the City of Modesto, to be opened in the office of the City Clerk, 717 10th Street, in the City of

Modesto, on December 5, 1955, 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 23d day of November, 1955, 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: Councilmen: Adams, Anderson, Arata, Hammond, Merrill and Mayor Marks
Noes; Councilmen: None
Absent: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-507

A RESOLUTION GRANTING A VARIANCE TO DAN MELLIS TO INSTALL A CURB CUT AT 730 McHENRY AVENUE (HELEN AND McHENRY AVENUES).

WHEREAS, Dan Mellis has requested a variance from the requirements of the Modesto Municipal Code, regulating curb cuts in the City of Modesto for his building located at 730 McHenry Avenue (corner of Helen and McHenry Avenues), and

WHEREAS, Section 7-1.106 of the Code provides that in instances where practical difficulties are apparent and unnecessary hardship will result from carrying out the strict letter of the Code relating to curb cuts, that the Council has the power to vary by resolution the mandatory provisions of the code.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that the variance as requested by Dan Mellis be granted, and permit to install a curb cut of 36 feet in length on Helen Avenue, is hereby approved under the condition that fees for the curb cut replacement be paid.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of November, 1955, by Councilman Merrill, who moved its adoption, which motion being seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Anderson, Arata, Hammond, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-508

A RESOLUTION APPROVING THE AGREEMENT BETWEEN THE CITY OF MODESTO AND THE MODESTO CITY SCHOOL DISTRICT, THE MODESTO HIGH SCHOOL DISTRICT, AND THE MODESTO JUNIOR COLLEGE DISTRICT FOR NURSING SERVICES TO THE SCHOOLS

BE IT HEREBY RESOLVED by the City Council of the City of Modesto that Ross Miller, as City Manager of the City of Modesto, and Rex E. Gailfus, as City Clerk of the City of Modesto, be and they are hereby authorized and directed to execute in the name of and for and on behalf of the City of Modesto that certain agreement dated November 23, 1955, by and between the City of Modesto, a municipal corporation of the State of California, and the Modesto City School District, the Modesto High School District, and the Modesto Junior College District, referred to as "DISTRICTS", relating to nursing

services to the schools situated in said/^{school}districts, and 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 23rd day of November, 1955, 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: Councilmen: Adams, Anderson, Arata, Hammond, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-509

A RESOLUTION APPROVING THE PURCHASE OF A BEAN #100 ROTO-MIST
SPRAYER FROM THE HOWK WELL & EQUIPMENT COMPANY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the purchase of a Bean #100 Roto-Mist Sprayer from the Howk Well & Equipment Company for \$2,985.50 (this includes trade-in allowance of \$1500 for the city's 1949 spray unit), 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 23rd day of November, 1955, 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, Anderson, Arata, Hammond, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-510

A RESOLUTION APPROVING APPROPRIATION TRANSFER

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

FROM: General Reserve		\$410.00
TO: Airport Division,		
Public Works Department	Taxes	\$327.00
Parks Division,		
Parks & Recreation Department	Taxes	\$ 83.00

Additional amount needed to cover increased taxes per tax bills from Modesto Irrigation District and Stanislaus County

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of November, 1955, 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: Councilmen: Adams, Anderson, Arata, Hammond, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-511

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF
MODESTO AND COUNTY OF STANISLAUS

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 allocation by the County to the City the sum of \$14,595.47 for expenditure by the City of Modesto for community recreation for the fiscal year 1955-~~1956~~ 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 23rd day of November, 1955, 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, Anderson, Arata, Hammond, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-512

A RESOLUTION CHANGING THE OFFICIAL NAME OF THE MODESTO
MUNICIPAL AIRPORT TO MODESTO CITY-COUNTY AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the official name of the Modesto Municipal Airport be changed to Modesto City-County Airport, and

BE IT FURTHER RESOLVED that the City Clerk be directed to send a copy of this resolution to 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 23rd day of November, 1955, 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 and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Robinson

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-513

A RESOLUTION AUTHORIZING SUBMITTING OF AN AMENDED APPLICATION TO THE CIVIL AERONAUTICS
COMMISSION FOR FEDERAL FUNDS TO ASSIST IN THE PURCHASE OF LAND AT THE MODESTO CITY-
COUNTY AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the submission of an amended application to the Civil Aeronautics Commission for federal funds to assist in the purchase of parcels #4, #11, #12, #13, #14, and #15, as shown on the map of the Modesto City-County Airport Land Acquisition, dated November 29, 1955, be and it is hereby authorized, and

BE IT FURTHER RESOLVED that the execution of the application by the City's designated officials, Ross Miller, City Manager and Rex E. Gailfus, City Clerk, 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 November, 1955 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 and Mayor Marks
Noes: None Absent: Robinson

ATTEST: REX GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-514

A RESOLUTION ACCEPTING THE BID OF STOCKTON CONSTRUCTION COMPANY FOR CONSTRUCTION OF THOUSAND OAKS - COFFEE ROAD TRUNK SEWER

WHEREAS, Resolution No. 55-473, adopted by the Council of the City of Modesto on November 2, 1955, approved the plans and specifications for the construction of Thousand Oaks - Coffee Road Trunk Sewer and authorized the calling for bids, and

WHEREAS, the bids received for the construction of Thousand Oaks - Coffee Road Trunk Sewer were opened at 2:00 P.M., November 29, 1955, 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 Stockton Construction Company, in amount of \$31,364.05 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Stockton Construction Company, in amount of \$31,364.05 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of December, 1955, 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 and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Anderson and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-515

A RESOLUTION REJECTING THE BIDS RECEIVED FOR THE GRANTING OF AN EXCLUSIVE FRANCHISE FOR THE RIGHT TO PLACE AND MAINTAIN BENCHES WITH ADVERTISING ON THE PUBLIC STREETS AND SIDEWALKS OF THE CITY OF MODESTO

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the bids received for the granting of an exclusive franchise for the right to place and maintain benches with advertising on the public streets and sidewalks of the City of Modesto, which had been opened in the office of the City Clerk December 5, 1955 at 2:00 P. M., be and they are hereby rejected.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of December, 1955, 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, Robinson and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Anderson and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-516

A RESOLUTION REGULATING PARKING ON "G" STREET BETWEEN TENTH STREET AND THE PUBLIC ALLEY IMMEDIATELY WEST THEREOF IN THE CITY OF MODESTO

WHEREAS, the Greyhound Bus Depot located in the vicinity of the intersection of Tenth Street and "G" Street in the City of Modesto is being remodeled and the vehicular driveways thereto are being redesigned and reconstructed, and

WHEREAS, it will not be possible for these driveways to be used for the loading and unloading of passengers during the period of reconstruction, and

WHEREAS, the public convenience and necessity requires that facilities be provided for the loading and unloading of bus passengers, and

WHEREAS, Section 34.1 of Ordinance No. 345-N.S. of the City of Modesto, as amended, authorizes the City Council, by resolution, to regulate the parking, loading and unloading of motor vehicles upon the streets of the City,

NOW, THEREFORE, BE IT RESOLVED that effective December 8, 1955, and continuing for a period of twenty-one (21) calendar days thereafter, it shall be unlawful for the operator of any motor vehicle, other than those operated by a public carrier of passengers for hire, certificated by the California Public Utilities Commission, to stop or park such vehicle in the following place in the City of Modesto:

Beginning at the property line on the West side of Tenth Street and continuing West on the North side of "G" Street for a distance of one hundred fifty (150') feet.

BE IT FURTHER RESOLVED that the Traffic Engineer be, and he is hereby directed to cause the above location to be marked and posted in accordance with the provisions of this resolution.

BE IT FURTHER RESOLVED that all resolutions or parts of resolutions in conflict herewith are hereby suspended during the time this resolution is effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of December, 1955, 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, Robinson and Mayor Marks

Noes: None Absent: Anderson and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-517

A RESOLUTION ACCEPTING GRANT DEED FROM ETTA HEMMINGER, GEORGE W. AND NORMA HEMMINGER, AND ROGER S. AND FORREST M. HEMMINGER FOR THE WIDENING OF TULLY AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that it does hereby accept a grant deed from Etta Hemminger, a widow; George W. Hemminger and Norma Hemminger, his wife; and Roger S. Hemminger and Forrest M. Hemminger, his wife; dated October 18, 1955 for the widening of Tully Avenue.

BE IT FURTHER RESOLVED that the City Clerk of the City of Modesto is hereby authorized to record said Grant Deed with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of December, 1955, 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, Robinson and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Anderson and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-518

A RESOLUTION ACCEPTING GRANT DEED FROM JOE NUNES, JR. AND KATHRYN NUNES, AND ARTHUR J. WYLIE AND FLORENCE E. WYLIE FOR ALLEY PURPOSES IN BLOCK 925 OF CAMPUS HEIGHTS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that it does hereby accept a grant deed from Joe Nunes, Jr. and Kathryn Nunes, husband and wife; and Arthur J. Wylie and Florence E. Wylie, husband&wife; dated November 16, 1955, for the widening of an alley in Campus Heights Subdivision (Block 925).

BE IT FURTHER RESOLVED that the City Clerk of the City of Modesto is hereby authorized to record said Grant Deed with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of December, 1955, 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, Robinson and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Anderson and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-519

A RESOLUTION APPROVING APPROPRIATION TRANSFER

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

FROM: Special Capital Outlay Reserve \$40,000

TO: Capital Improvement Program \$40,000

For the acquisition of land for the airport improvements (Agreed federal share of city participation in purchase price of Bowen-Hagedorn and George Olsen properties for expansion of the Modesto City-County Municipal Airport"

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of December, 1955, 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, Robinson and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Anderson and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-520

A RESOLUTION ESTABLISHING A PARKING METER ZONE ON THE EAST SIDE OF NINTH STREET BETWEEN I AND J STREETS IN THE CITY OF MODESTO

WHEREAS, Ordinance No. 778-N.S., as amended by Ordinance No. 1021-N.S. of the City of Modesto authorizes the Council by resolution to establish and designate streets and avenues in the City as parking meter zones as traffic conditions require, and

WHEREAS, a traffic study indicates that traffic conditions require the installation of parking meters on the east side of NINTH STREET between I and J Streets in the City of Modesto,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the following portion of street within the City be, and it is hereby established as a parking meter zone:

On the east side of NINTH STREET between I and J Streets in the City of Modesto.

BE IT FURTHER RESOLVED that the Traffic Engineer 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.

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 the 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 7th day of December, 1955, 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, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Anderson and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-521

A RESOLUTION ESTABLISHING A BUS LOADING ZONE ON THE WEST SIDE OF ROSEDALE AVENUE NEAR ITS INTERSECTION WITH FIRST STREET IN THE CITY OF MODESTO AND RESCINDING RESOLUTION NO. 9653-N.S.

WHEREAS, Section 31 (b) of Ordinance No. 345-N.S., 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. A bus loading zone is hereby established between the hours of 7 o'clock a.m. and 5 o'clock p.m. on school days at the following location:

Beginning at a point on the westerly curb line of ROSEDALE AVENUE Three Hundred Fifty-six (356') feet south of the intersection of said curb line with the southwesterly curb line of First Street and continuing southerly along the Rosedale Avenue curb line a distance of Three Hundred Ten (310') 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.

SECTION 3. Resolution No. 9653-N.S. adopted by the Council of the City of Modesto on November 28, 1951, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council

of the City of Modesto held on the 7th day of December, 1955, 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, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Anderson and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-522

A RESOLUTION ESTABLISHING A NO PARKING ZONE ON THE NORTH SIDE OF GRANGER AVENUE BETWEEN SHERWOOD AND ENSLEN AVENUES.

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 a specified place on the North side of GRANGER AVENUE between Sherwood and Enslen Avenues 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. It shall be unlawful for the operator of a vehicle to park or stop such vehicle in the following place in the City of Modesto:

Beginning at a point on the northerly curb line of GRANGER AVENUE Two Hundred Ten (210') feet West from the intersection of said Granger Avenue curb line with the Westerly curb line of Sherwood Avenue and continuing westerly along the said Granger Avenue curb line a distance of One Hundred Thirty (130') feet.

SECTION 2. The Traffic Enginner 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.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of December, 1955, by Councilman Hammond, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon motion roll call carried and the resolution adopted by the following vote:

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

NOES: Councilmen: None

ABSENT: COUNCILMEN: Anderson and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-523

A RESOLUTION AUTHORIZING THE INSTITUTION OF CONDEMNATION PROCEEDINGS TO ACQUIRE A CERTAIN PARCEL OF REAL PROPERTY IN THE COUNTY OF STANISLAUS TO BE USED FOR THE DEVELOPMENT OF THE MODESTO CITY-COUNTY AIRPORT.

BE IT RESOLVED by the Council of the City of Modesto that it finds and determines and hereby declares that:

The public interest, convenience and necessity require the acquisition of a certain parcel of real property to be used for the purpose of providing a portion of an airport for the landing and taking off of aircraft, known as the Modesto City-County Airport.

The use of all of said parcel of property for the provision of a portion of the Modesto City-County Airport to be used for the landing and taking off of aircraft is a public use authorized by law.

The proposed development of the Modesto City*County Airport is planned and located in a manner which will be most compatible with the greatest public good and the least private injury; and

BE IT FURTHER RESOLVED that the City Attorney of the City of Modesto be authorized and directed to commence and maintain in the name of the City of Modesto such actions and proceedings of eminent domain in the Superior Court of the State of California, in and for the County of Stanislaus, as are necessary for the purpose of condemning and acquiring the hereinafter described parcel of real property for the purposes and uses aforesaid.

BE IT FURTHER RESOLVED that the City Attorney be authorized to make application to said Court for an order fixing the amount of such security in the way of money deposit as such Court may direct, for an order permitting the City of Modesto to take immediate possession and use of said real property for the purposes and use aforesaid.

BE IT FURTHER RESOLVED that the City Manager and City Auditor be authorized to make such deposits of such security out of proper funds under the control of the City in such amounts as so fixed and determined and in such manner as said Court in which said condemnation proceedings are pending may direct.

The parcel of real property hereinabove referred to, the condemnation of which is hereby authorized for the purpose aforesaid, is situated in the County of Stanislaus, State of California, and is more particularly described as follows:

All that portion of the Southwest quarter of Section 35, Township 3 South, Range 9 East, M.D.B.&M., described as follows:

The West one-half of the following:

Beginning at the quarter corner between said Section 35 and Section 2, Township 4 South, Range 9 East, running thence North 89° 07' West 22.31 chains; thence North 2° 04' East 21.25 chains; thence South 87° 10' East 21.63 chains; thence South 0° 11' West 20.50 chains to the point of beginning.

Excepting therefrom that portion thereof described as follows:

Beginning at the quarter corner between said Section 35 and Section 2, Township 4 South, Range 9 East, running thence North 89° 07' West 22.31 chains along the Township line between said Sections 2 and 35; thence North 2° 04' East 2.50 chains; thence South 89° 07' East 22.24 chains to the East line of the Southwest quarter of said Section 35; thence South 0° 11' West 2.50 chains to the point of beginning.

Also excepting therefrom that portion thereof described as follows:

Commencing at the quarter section corner common to Sections 34 and 35, Township 3 South, Range 9 East, M.D.B.&M., thence South 0° 15' East along the section line, a distance of 204.07 feet to a point; thence South 55° 59' East along the Southwesterly line of Snowden Avenue extension, a distance of 1864.46 feet to a point, which point is also the point of beginning of this description; thence continuing South 55° 59' East a distance of 468.19 feet to a point; thence North 0° 41' East a distance of 244.70 feet; thence North 87° 28-1/4' West a distance of 391.37 feet to the point of beginning, containing 1.10 acres more or less.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of December, 1955, 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, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Anderson and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-524

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED TERRITORY FROM THE McHENRY-DRY CREEK FIRE PROTECTION DISTRICT BY REASON OF ITS ANNEXATION TO THE CITY OF MODESTO. (NORTHGATE ADDITION)

WHEREAS, a portion of the McHenry-Dry Creek Fire Protection District was annexed to the City of Modesto by Ordinance No. 48-C.S., dated November 16, 1955, and

WHEREAS, said territory officially became a part of the City on November 21, 1955, and

WHEREAS, the state law provides that whenever any portion of 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 that the following described territory be, and it is hereby declared 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 17, Township 3 South, Range 9 East, Mount Diablo Base and Meridian and more particularly described as follows:

Beginning at the Northeastern corner of the existing City Limits as described in the boundary description of the La Villa Rose Addition as filed in Volume 1202, at Page 454, Stanislaus County Records, said point being on the East-West quarter section line of said Section 17; thence along the existing City Limits and said quarter section line and the Northern line of said La Villa Rose Addition, North 88° 53' West, 425.00 feet to the Northeastern corner of the Briggs-Whitmore Addition as filed in Volume 1175, at Page 200, Stanislaus County Records; thence along said City Limits and said quarter section line and the Northern line of said Briggs-Whitmore Addition, North 88° 53' West 864.00 feet to the interior quarter section corner, Section 17; thence along the existing City Limits and the Eastern Line of the Ashford Addition as filed in Volume 1197, at Page 112, Stanislaus County Records, said line being the quarter section line and the Eastern line of the Tidewater Southern Right of Way, Northerly 1318.39 feet; thence continuing along said Eastern line of the Tidewater Southern Right of Way, Northerly to its intersection with the Westerly extension of the Southern line of Leveland Lane as located in Stanislaus County Record Survey #986, July 5, 1932; thence along the Southern line of said Leveland Lane, Easterly, 2110.83 feet to the Northwestern corner of land conveyed to Amedeo Loretelli, et ux as Parcel #1 by Deed #19381, recorded July 6, 1955, Stanislaus County Records, thence along the Western line of said Parcel #1, Southerly 393.05 feet to the Southwestern corner of land conveyed to Amedeo Loretelli as Parcel #2 by deed above referred to; thence along the Southern line of said Parcel #2, Easterly, 502.00 feet to a point on the western line of the 50.00 foot wide road known as McHenry Avenue; thence Southerly along the Western line of said McHenry Avenue to the Northeastern corner of Lot 4, Leveland Tract as filed in Volume 9 of Maps, at Page 71, Stanislaus County Records, thence along the Northern line of said Lot 4, Westerly, 390.00

feet to the Northwestern corner of said Lot 4; thence along the Western line of said Lot 4, Southerly, 111.70 feet to the Northern line of Bowen Avenue as shown on said Leveland Tract; thence Westerly along the Northern line of said Bowen Avenue to its intersection with the Northerly extension of the Eastern line of said La Villa Rose Addition; thence along the said Northerly extension of the Eastern line of said La Villa Rose Addition, Southerly, 25.00 feet to the point of beginning.

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 the 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 7th day of December, 1955, 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 and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Anderson and Merrill

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-525

A RESOLUTION REGULATING PARKING ON I STREET BETWEEN THIRD STREET AND FOURTH STREET IN THE CITY OF MODESTO.

WHEREAS, Section 34.1 of Ordinance No. 345-N.S. of the City of Modesto, as amended, authorizes the City Council, by resolution, to regulate the parking, loading and unloading of motor vehicles upon the streets of the City, and

WHEREAS, the Postmaster of the City of Modesto has requested the establishment of a temporary no parking zone, except for mail trucks, on I Street between Third and Fourth Streets for the West Side Post Office to accommodate mail vehicles transporting mail during the Christmas rush,

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

SECTION 1. Effective upon the adoption of this resolution and continuing until December 28, 1955, it shall be unlawful for the operator of any motor vehicle other than those operated by United States postal employees to stop or park such vehicle in the following place in the City:

Beginning at a point on the northwesterly curb line of I STREET at its intersection with the northeasterly property line of Third Street and continuing northeasterly along said curb line a distance of one hundred forty (140') feet.

SECTION 2. The Traffic Engineer is authorized to cause the above location to be marked and posted in accordance with the provisions of this resolution.

SECTION 3. On and after December 28, 1955 parking regulations for the above described location shall be as the same exist at the time of the adoption of this resolution.

SECTION 4. All resolutions or parts of resolutions in conflict herewith shall be suspended during the time the temporary no parking zone established by this resolution is effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of December, 1955, 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: Councilmen: Adams, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-526

A RESOLUTION APPROVING SPECIFICATIONS AND AUTHORIZING THE
CALLING FOR BIDS FOR GASOLINE FOR YEAR ENDING JANUARY 15, 1957

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

Section 1. The specifications for Gasoline for the period from January 16, 1956, through January 15, 1957, 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 Gasoline for the period from January 16, 1956, through January 15, 1957, to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on January 3, 1956, 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 prescribed 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 14th day of December, 1955, 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: Adams, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-527

A RESOLUTION APPROVING APPROPRIATION TRANSFER

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

FROM: Special Capital Outlay Reserve of the
Special Capital Outlay Fund \$90,000

TO: Capital Improvement Program:
Airport Construction \$90,000

Allocation from Capital Outlay Reserve for Airport Construction

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of December, 1955, 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, Robinson and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-528

A RESOLUTION OF THE MODESTO CITY COUNCIL SETTING DATE FOR
A PUBLIC HEARING ON AMENDMENTS TO THE ZONING ORDINANCE NO.
29-C.S.

WHEREAS, the Modesto City Planning Commission held a public hearing in the Council Chamber located in the McHenry Public Library, 14th and I Streets, in the City of Modesto, at 2:00 P.M. on December 6, 1955, for the purpose of considering amendments to the Zoning Map, and

WHEREAS, the said commission, after hearing evidence, both oral and ^{do} documentary, on the proposed amendments, adopted Resolution No. 260, recommending to the Council of the City of Modesto that Section Map No. 19 of the zoning map of the City of Modesto be amended as follows:

The following described property be reclassified from One-Family Residential (R-1) zone to Neighborhood Commercial (C-1) zone:

Beginning at a point on the center line of Tully Road 138.10 feet north of the intersection of the center line of Glenwood Drive and the center line of Tully Road, thence north 89 degrees 12' west 400.15 feet, thence north 0 degrees 30' west 75 feet, thence north 89 degrees 12' west 11.00 feet, thence north 0 degrees 30' west 283.35 feet, thence south 89 degrees 17' 30" east 411.15 feet more or less, to the center line of Tully Road, thence southerly along the center line of Tully Road to a point of beginning, (Charles T. Chadwick property)

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendments be set for 8:00 P. M. on January 11, 1956, in the Council Chamber of the City of Modesto, in the McHenry Public Library, 14th and I Street, as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of December, 1955, 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: Councilmen: Adams, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
Noes: None Absent: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-529

A RESOLUTION OF THE MODESTO CITY COUNCIL SETTING DATE FOR A
PUBLIC HEARING ON AMENDMENTS TO THE ZONING ORDINANCE NO. 29-C.S.

WHEREAS, the Modesto City Planning Commission held a public hearing in the Council Chamber located in the McHenry Public Library, 14th and I Streets, in the City of Modesto, at 2:00 P.M. on December 6, 1955, for the purpose of considering amendments to the Zoning Map, and

WHEREAS, the said commission, after hearing evidence, both oral and documentary, on the proposed amendments, adopted Resolution No. 261, recommending to the Council of the City of Modesto that Section Map 32 of the zoning map of the City of Modesto be amended as follows: (Rose Mehegan property)

Lots 29, 30, 31, and 32 in Block 71 be
reclassified from General Commercial
(C-2) to Commercial-Industrial (C-M).

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendments be set for 4:15 P.M. on January 4, 1956, in the Council Chamber of the City of Modesto, in the McHenry Public Library, 14th and I Streets, as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of December, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
Noes: None Absent: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-530

A RESOLUTION FIXING THE TIME AND PLACE FOR A PUBLIC HEARING ON AN UNCLASSIFIED USE PERMIT FOR MODESTO CITY SCHOOLS, GRACE AYER AND GROVER C. MONTGOMERY

WHEREAS, the Modesto City Planning Commission has, by resolution filed with the Council, recommended the approval of the following applications for an unclassified use permit,

- (a) Modesto City Schools - construction of a science building, music building, classroom building, auditorium and related facilities, central heating plant and electrical distribution plant to be located on the Modesto Junior College
- (b) Grace Ayer, 205 Buena Vista - day care of eight children, and
- (c) Grover C. Montgomery, 403 Rowland - day care of 5 to 6 children, and

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

NOW, THEREFORE, BE IT HEREBY RESOLVED that a public hearing be held on said application for an unclassified use permit in the McHenry Public Library at Fourteenth and I Streets in the City of Modesto at (a) 4:30 P.M., (b) 4:35 P.M., (c) 4:40 P.M. o'clock p.m. on January 4, 1956.

BE IT FURTHER RESOLVED that the City Clerk give notice of the time and place of said hearing as provided in Section 10-2206 (b) of the Modesto Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of December, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-531

A RESOLUTION AMENDING SECTION 13.4 OF THE PERSONNEL RULES AND REGULATIONS RELATING TO VACATIONS.

WHEREAS, Section 1202 of Article XII of the Charter of the City of Modesto provides that the Personnel System provided by said Article shall be implemented by such rules and regulations governing the administration thereof as are adopted by the City Council upon the recommendation of the City Manger, and

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

WHEREAS, the Personnel Commission, after a public hearing thereon, has recommended that Section 13.4 of the Personnel Rules and Regulations, relating to vacations of City employees, be amended as hereinafter set forth, and

WHEREAS, the City Manager has reviewed the proposed amendment to the Personnel Rules and Regulations as recommended by the Personnel Commission, and

WHEREAS, the Council has reviewed said amendment to the Personnel Rules and Regulations as recommended by the Personnel Commission and the City Manager and finds that said amendment promotes the purposes and objectives of the personnel system,

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

SECTION 1. That Section 13.4 of the Personnel Rules and Regulations be amended to read as follows:

13.4 Vacations

- (a) While the following vacation credit allowance will be recorded for each City employee from the date of his employment, no vacation credit will be considered earned until after one year of continuous service. Employees who terminate with less than one year of service will not be eligible for regular vacation benefit.
- (b) During the remainder of the calendar year in which he is originally appointed, and during the next succeeding calendar year:
 - (1) Each full-time member of the Fire Department working in a class for which safety membership in the State Employees' Retirement System is required shall receive vacation leave credit at the rate of 1-1/6 calendar days for each calendar month of service;
 - (2) All other full-time City employees shall receive vacation leave credit at the rate of 5/6 work days for each calendar month of service.
 - (3) Each employee shall be entitled to take only the amount of leave earned at the time vacation begins.
- (c) During the third and subsequent calendar years of service, up to and including the tenth, each full-time member of the designated Fire Department personnel shall receive vacation leave credit at the rate of 1-1/6 calendar days for each calendar month of service, and each full-time employee, other than designated Fire Department personnel, shall receive 5/6 work days for each calendar month of service. For scheduling purposes, each employee may be granted two calendar weeks vacation during the third and subsequent calendar years of service, although all of said vacation leave is not earned at the time of commencing said vacation.
- (d) During the eleventh and subsequent calendar years of service, up to and including the twenty-fifth, each full-time member of the designated Fire Department personnel shall receive vacation leave credit at the rate of 1-3/4 calendar days for each calendar month of service, and each full-time employee other than Fire Department personnel shall receive vacation leave credit at the rate of 1-1/4 work days for each calendar month of service. For scheduling purposes, each employee may be granted three calendar weeks vacation during the eleventh and subsequent calendar years of service, although all of said vacation leave is not earned at the time of commencing the said vacation.

- (e) During the twenty-sixth and subsequent calendar years of service, each full-time member of the designated Fire Department personnel shall receive vacation leave credit at the rate of 2-1/3 calendar days for each calendar month of service, and each full-time employee other than designated Fire Department personnel, shall receive vacation leave credit at the rate of 1-2/3 work days for each calendar month of service. For scheduling purposes, each employee may be granted four calendar weeks vacation during the twenty-sixth and subsequent calendar years of service, although all of said vacation leave may not be earned at the time of commencing the said vacation.
- (f) Part-time employees working half-time or more shall be eligible for proportional vacation leave benefits.
- (g) If a paid holiday falls during an employee's vacation, it shall be treated as a day worked and not charged against vacation leave.
- (h) Vacations shall be scheduled by the department head, with due regard for the wishes of the employee, and with particular regard for the needs of the City.
- (i) After one year of service, each employee will be expected to take during each year the vacation to which he is entitled. Accumulation of unused vacation leave, not to exceed twice the employee's annual allowance, may be permitted on approval of the department head.
- (j) In the event of termination of City employment of any person who has taken vacation leave prior to the time all of said vacation leave is earned, said employee shall be required to make restitution to the City for that portion of said vacation leave taken, but remaining unearned on the date of termination of his employment. Employees who terminate with less than one year's service shall not be eligible for regular vacation benefits. Employees separating from the City service after one year of continuous service shall be paid for unused vacation leave credit.

SECTION 2. This resolution shall be effective on and after January 1, 1956.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of December, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
 NOES: Councilmen: None
 ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

 MODESTO CITY COUNCIL
 RESOLUTION NO. 55-532

A RESOLUTION RESCINDING RESOLUTION NO. 55-520 ENTITLED "A RESOLUTION ESTABLISHING A PARKING METER ZONE ON THE EAST SIDE OF NINTH STREET BETWEEN I AND J STREETS IN THE CITY OF MODESTO".

BE IT RESOLVED by the Council of the City of Modesto that Resolution No. 55-520, entitled "A Resolution Establishing a Parking Meter Zone on the East Side of Ninth Street between I and J Streets in the City of Modesto", adopted by the Council of the City of Modesto on the 7th day of December, 1955, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of December, 1955, 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: Councilmen: Adams, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
 NOES: Councilmen: None
 ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-533

A RESOLUTION AUTHORIZING THE CITY MANAGER OF THE CITY OF MODESTO TO SIGN AND SUBMIT PROJECT APPLICATION TO THE CIVIL AERONAUTICS ADMINISTRATION.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the City Manager be authorized, on behalf of the City of Modesto, to sign and submit a project application to the Civil Aeronautics Administration for federal aid in the construction and lighting of new primary runway with parallel taxiway at the Modesto City-County Airport.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of December, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

Noes: Councilmen: None Absent: None

ATTEST: REX E. GAILFUS, CityClerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-534

A RESOLUTION AUTHORIZING THE TEMPORARY CLOSING OF CALIFORNIA AVENUE BETWEEN JEFFERSON STREET AND PARADISE ROAD IN THE CITY OF MODESTO

WHEREAS, the Harris Construction Company has been awarded a contract by the Modesto City Schools to construct an addition to the agricultural building of the Modesto High School to be located on a triangular block bounded by Paradise Road, California Avenue and Jefferson Street, and

WHEREAS, the Harris Construction Company has requested the temporary closing of California Avenue between Jefferson Street and Paradise Road for use as an area to store lumber, steel beams and other materials which will be used in constructing the building, and

WHEREAS, there will be insufficient room to store the above materials on the building site,

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

SECTION 1. The Harris Construction Company is hereby authorized to temporarily close California Avenue between Jefferson Street and Paradise Road for vehicular traffic use and use said area for the storage of construction materials required for the construction of an agricultural building to be erected on the triangular block bounded by Paradise Road, California Avenue, and Jefferson Street.

SECTION 2. The temporary street closing authorized by Section 1 of this resolution shall be accomplished pursuant to the following restrictions and conditions:

(a) The street shall be closed only to traffic not having an origin or destination within the blockclosed.

(b) Adequate provision shall be made to permit emergency and service vehicles to use the street and alley.

(c) Adequate protective devices, such as barricades, flares, flagmen, et cetera, shall be maintained by the contractor where necessary to the satisfaction of the Traffic Engineer.

(d) The street closure shall be permitted from December 14, 1955

through March 14, 1956 if the closing during that period is deemed necessary in the opinion of the Traffic Engineer.

(d) Should the work of constructing the building progress faster than anticipated, the Traffic Engineer shall have the right to request the contractor to immediately remove any materials from the street area and proceed to open the street when, in his opinion, the closing of the street is no longer necessary or in the public interest.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of December, 1955, 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, Merrill, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-535

A RESOLUTION ACCEPTING GRANT DEED FROM ROBERT P. BOMBERGER AND MURIEL F. BOMBERGER, MAURICE ZELDA AND DANIEL ZELDA, AND TRAVIS P. TOWNSEND AND MARGUERITE F. TOWNSEND, FOR THE WIDENING OF TULLY AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that it does hereby accept grant deeds from Robert P. Bomberger and Muriel F. Bomberger, Maurice Zelda and Daniel Zelda, and Travis P. Townsend and Marguerite F. Townsend, dated November 18 and December 7, 1955, for the widening of Tully Avenue,

BE IT FURTHER RESOLVED that the City Clerk of the City of Modesto is hereby authorized to record said Grant Deeds with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of December, 1955, 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: Councilmen: Adams, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-536

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR THE FURNISHING OF AUTOMOTIVE EQUIPMENT FOR THE CITY OF MODESTO

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

Section 1. The specifications for the furnishing of automotive equipment for the City of Modesto, 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 automotive equipment for the City of Modesto, to be opened in the office of the City Clerk, 717 10th Street, in the City of Modesto, on January 23, 1956, 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 21 day of December, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 55-537

A RESOLUTION AUTHORIZING THE USE OF AUTHORIZATIONS FROM OFFICERS AND EMPLOYEES OF THE CITY TO MAKE DEDUCTIONS FROM THEIR SALARIES OR WAGES TO COVER THE PAYMENT OF DUES FROM MEMBERSHIP IN THE MODESTO CITY EMPLOYEES' ASSOCIATION.

WHEREAS, the Modesto City Employees' Association has requested the Council to authorize payroll deductions for dues for membership in the Association, and

WHEREAS, Section 1157.1 of the Government Code of the State of California authorizes employees of a public agency, on approval of, and in accordance with, the provisions made by the governing body of the public agency, to authorize deductions to be made from their salaries or wages for the payment of dues in a bona fide association whose members are comprised exclusively of the employees of such public agency,

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

SECTION 1. USE OF PAYROLL DEDUCTIONS AUTHORIZED. The use of authorizations from City officers and employees to the City to make deductions from their salaries or wages for the payment of dues for membership in the Modesto City Employees' Association is hereby approved, and such authorization shall be processed accordingly.

SECTION 2. EFFECTIVE DATE. This resolution shall be effective on and after January 1, 1956.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21 day of December, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-538

A RESOLUTION AUTHORIZING THE TRANSFER OF \$15,000 FROM THE GENERAL FUND OF THE CITY OF MODESTO TO THE BOND REDEMPTION AND INTEREST FUND AND PROVIDING FOR REPAYMENT THEREOF.

WHEREAS, the Bond Redemption and Interest Fund is without sufficient funds to be used for the redemption of maturing bonds and coupons,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the sum of \$15,000 be and it is hereby transferred on a loan basis from the General Fund of the City of Modesto to the Bond Redemption and Interest Fund to be used for the redemption of maturing bonds and coupons.

BE IT FURTHER RESOLVED that said sum of \$15,000 shall be repaid from the Bond Redemption and Interest Fund to the General Fund out of Bond Redemption and Interest Fund property tax revenues for the 1955-56 fiscal year as they accrue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of December, 1955, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Robinson, it was upon roll call carried and the resolution adopted by the following vote:

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

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-539

A RESOLUTION APPROVING APPROPRIATION TRANSFER

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

FROM:	General Reserve	\$2,000	
TO:	Traffic Engineer	Traffic Signs	\$2,000
	Speed Limit Signs	\$500	
	Parking Limit Signs	\$300	
	Miscellaneous-No- Parking, Stop, Yield, etc.	\$700	
	Various signs recom- mended by CSAA	<u>\$500</u>	
		\$2000	

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of December, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson, and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-540

A RESOLUTION ACCEPTING THE CONSTRUCTION OF IMPROVEMENTS ON THE OFF-STREET VEHICULAR PARKING LOT ON LOTS 21 THROUGH 32, BLOCK 56, CITY OF MODESTO

WHEREAS, a report has been filed by the Traffic Engineer that the construction of the improvements on the Off-Street Vehicular Parking Lot on Lots 21 through 32, Block 56, City of Modesto, has been completed by M. J. Ruddy & Son in accordance with the contract agreements dated August 10, 1955 and August 24, 1955,

NOW, THEREFORE, BE IT RESOLVED that the construction of the improvements on the Off-Street Vehicular Parking Lot on Lots 21 through 32, Block 56, City of Modesto 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 21 day of December, 1955, 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, Robinson and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-541

A RESOLUTION APPROVING APPROPRIATION TRANSFER

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

FROM:

Parking Fund Reserve		\$790.00
Balance required on improvements	\$665.00	
Provide mirror in alley for 9th Street Parking Lot	\$125.00	

TO:

Traffic Engineering (Parking Fund)	Capital Outlay-Improvements 9th Street Lot	\$790.00
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The foregoing resolution was introduced at a regular meeting of the Council held on the 21st day of December, 1955, 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, Anderson, Hammond, Merrill, Robinson and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-542

A RESOLUTION ESTABLISHING PARALLEL PARKING ON CERTAIN DESIGNATED STREETS IN THE CITY OF MODESTO

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

SECTION 1. Resolution Nos. 7311-N.S., 8755-N.S., 9878-N.S., and that portion of Resolution No. 7178-N.S. which established diagonal parking at the following locations, are hereby rescinded:

SIXTH STREET between H and I Streets;

THIRTEENTH STREET between G and H Streets;

FIFTEENTH STREET, East side, between Burney and E Streets;
E STREET, South side, between Fifteenth and Burney Streets;
EIGHTEENTH STREET, West side, between G and H Streets.

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 21st day of December, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-543

A RESOLUTION AUTHORIZING THE ERECTION OF YIELD RIGHT OF WAY SIGNS ON MAYNELL AVENUE AT ITS INTERSECTION WITH JOHNSON STREET 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, on MAYNELL AVENUE at its intersection with Johnson Street in the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of December, 1955, 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, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-544

A RESOLUTION ESTABLISHING STOP SIGNS ON CERTAIN STREETS 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 exclusive 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 at said intersections as follows:

On F STREET at its intersection with Tenth Street;
On TWELFTH STREET at its intersection with I Street;
On THIRTEENTH STREET at its intersection with I Street;
On E STREET at its intersection with Tenth Street;

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of December, 1955, 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, Arata, Hammond, Merrill, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-545

A RESOLUTION RESCINDING PARAGRAPH 1 OF RESOLUTION No. 10,087-N.S. ENTITLED "A RESOLUTION REGULATING PARKING ON H STREET BETWEEN ITS INTERSECTION WITH ELEVENTH STREET AND TWELFTH STREET IN THE CITY OF MODESTO".

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

SECTION 1. Paragraph 1 of Resolution No. 10,087-N.S. entitled "A Resolution Regulating Parking on H Street Between its Intersection With Eleventh Street and Twelfth Street in the City of Modesto" is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of December, 1955, 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, Robinson and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, CityClerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-546

A RESOLUTION ESTABLISHING FEES TO BE PAID FOR OBTAINING COPIES OF OFFICIAL POLICE DEPARTMENT ACCIDENT REPORTS.

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

SECTION 1. A fee of One and 50/100ths (\$.50) Dollars shall be collected for preparing a copy of any official police department accident report on file in the office of the police department. If additional copies are requested at the same time such an order is placed a fee of Twenty-Five (\$.25) cents shall be collected for preparing each additional copy. These fees shall not apply to any governmental agency.

SECTION 2. The Chief of Police shall cause a fee book to be kept by his department. All fees collected by his department for copies of these reports shall be entered in the book with the date, name of payer and the nature of the service in each case. At least weekly, these fees shall be paid into the City Treasury.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21 day of December, 1955, 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: Councilmen: Adams, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-547

A RESOLUTION EXTENDING THE PROVISIONAL APPOINTMENTS OF ELLIS HOLDEN, BUILDING INSPECTOR, AND ALBERT DITMAN, SEWAGE TREATMENT PLANT LABORATORY TECHNICIAN.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the City Manager be, and he is hereby authorized to extend the provisional appointment of Ellis Holden, Building Inspector, in accordance with Section 2-5.07, Chapter 5 of the Modesto Municipal Code and Personnel Rule 7.5 (c), from December 7, 1955, to February 7, 1956, and

BE IT FURTHER RESOLVED that the City Manager be, and he is hereby authorized to extend the provisional appointment of Albert Ditman, Sewage Plant Laboratory Technician, from January 18, 1956, through March 18, 1956.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of December, 1955, 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: Councilmen: Adams, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

Noes: None Absent: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-548

A RESOLUTION CONFIRMING THE REJECTION OF THE CLAIMS OF CERTAIN PERSONS FOR HOLIDAY PAY

WHEREAS, certain persons, comprising present employees and former employees of the Police Department of the City of Modesto have heretofore filed certain claims with the City for holiday pay, and

WHEREAS, these claims are based on a resolution adopted by the City Council in office in 1944, when members of this Council were not then members of the City Council, and

WHEREAS, the Council doubts the legality of said claims and the amount of the City's obligation, if any, therefor, and

WHEREAS, the Council has an obligation to protect the funds of the taxpayers, and

WHEREAS, it is the Council's desire that claimants receive that to which they are justly and fairly entitled under the law, and

WHEREAS, it is the function and duty of the courts of law to decide matters of this kind when they are in controversy, and

WHEREAS, if, in fact, no legal liability exists for the payment of these claims, the members of the City Council might be held personally liable for making any payments to such claimants in a taxpayer's suit, and

WHEREAS, each of said claims has been filed more than sixty (60) days, and

WHEREAS, Section 1312 of the Charter of the City of Modesto provides that

failure to complete action approving or rejecting any claim or demand made against the city within sixty (60) days from the day the same is filed with the City Manager, shall deem rejection thereof, and

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

SECTION 1. The rejection of the claims for accrued holiday pay which have been filed with the City by the following employees and former employees of the Police Department of the City of Modesto is hereby confirmed and made of record

<u>NAME</u>	<u>DATE CLAIM FILED</u>	<u>AMOUNT CLAIMED</u>
<u>Former members of the Police Department</u>		
Edgar H. Maybee	Feb. 23, 1955	\$2984.00
Ralph Maybee	April 1, 1955	1878.66
U. H. Pickering	Nov. 22, 1954	1570.14*
Allen H. Simms	June 22, 1955	2176.86
Pete De Mott	Dec. 12, 1953	758.64
T. H. McCumber	Dec. 2, 1953	<u>1318.24</u>
		\$10686.54
<u>Present Members of the Police Department</u>		
A. M. Adams	September 23, 1955	\$6832.12
William J. Coulson	"	4755.04
Vern L. Finch	"	3198.65
Ernest P. Gansel	"	2522.87
Harry Gorman	"	4616.43
Elmer Horan	"	3396.24
Eric E. Larson	"	3964.51
Robert Mathiason	"	1347.62
John P. Meier	"	7078.68
William J. Morris	"	1452.36
Robert H. Morton	"	7642.18
Leland Murphy	"	5359.90
W. Faye Pittman	"	7815.08
John W. Smith	"	5947.76
Norman Sturm	"	4063.15 **
Don H. Watson	"	2034.71
Joe Woods	"	<u>4481.62</u>
	Total	\$ 74677.92

* Additional claim for \$1122.33 for accrued vacation

** Additional claim for \$415.00 for accrued vacation

SECTION 2. The City Attorney is hereby authorized to employ outside counsel experienced in the field of municipal law to assist him in defending any and all legal actions to obtain compensation or other benefits under the provisions of Resolution No. 6133-N.S., adopted March 1, 1944, which may be instituted against the City or any of its officers.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of December, 1955, 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: Council men: Adams, Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

Noes: None, Absent: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 55-549

A RESOLUTION APPROVING APPROPRIATION TRANSFER

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

FROM: Special Capital Outlay Reserve \$260,550
of the Special Fund for Capital Outlay

TO: Capital Improvements Program:

Dennett Damm	\$ 45,000
Civic Center, City Hall & Police Bldg	120,000
Park Site Acquisition	35,000
Traffic Signals	25,000
Park Development	6,550
Street Paving Program	15,000
Water Companies Survey	10,000
Old John Muir School Bldg. Renovation (1st phase)	<u>4,000</u>

TOTAL \$260,550

City Council's allocation of Special Fund for
Capital Outlay for Capital Improvement Program
for 1955-56.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto, held on the 28th day of December, 1955, 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: Anderson, Arata, Hammond, Merrill, Robinson and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Adams

ATTEST: REX E. GAILFUS, City Clerk