

**MODESTO CITY COUNCIL
RESOLUTION NO. 2021-074**

**RESOLUTION APPOINTING SALVATORE SALERNO AS THE POET
LAUREATE OF THE CITY OF MODESTO FOR A TWO-YEAR TERM
RETROACTIVE TO JULY 1, 2020 THROUGH JUNE 30, 2022**

WHEREAS, July 13, 1993, by Resolution 93-412, Council established a non-salaried honorary position of Poet Laureate of the City of Modesto, and

WHEREAS, the purpose of a Poet Laureate is to present original poems at various City functions and occasions, and

WHEREAS, in compliance with City Council Policy No. 6.020, the Culture Commission completed the Poet Laureate application and review process, and

WHEREAS, on January 6, 2021, the Culture Commission unanimously voted to recommend Salvatore Salerno for consideration as the next Poet Laureate of the City of Modesto, and

WHEREAS, the Culture Commission recommends the appointment of Salvatore Salerno as the next Poet Laureate of the City of Modesto for the 2020-2022 term.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the appointment of Salvatore Salerno as the Poet Laureate of the City of Modesto for the 2020-2022 term (retroactive to July 1, 2020 – June 30, 2022).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of March, 2021, by Councilmember Zoslocki, who moved its adoption, which motion being duly seconded by Councilmember Kenoyer, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Escutia-Braaton, Kenoyer, Madrigal, Ricci, Wright, Zoslocki, Mayor Zwahlen

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

BY: 
JOSE M. SANCHEZ, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2021-075**

RESOLUTION APPROVING A MEMORANDUM OF UNDERSTANDING (MOU) WITH THE STANISLAUS COUNTY FIRE WARDEN'S OFFICE (SCFW) FOR HAZARDOUS MATERIALS EMERGENCY RESPONSE FOR NO ANNUAL COST, OVER A THREE-YEAR TERM, AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO EXECUTE THE AGREEMENT

WHEREAS, the City of Modesto, along with other cities in Stanislaus County and Stanislaus County itself, entered into a Hazardous Materials Response agreement in 1995, which expired in 2005; and

WHEREAS, the other cities in Stanislaus County and Stanislaus County (County) have not been able to enter into another agreement, but the Modesto Fire Department (MFD) has still provided hazmat response throughout County, through local mutual aid, without a formal agreement; and

WHEREAS, the new Memorandum of Understanding reestablishes the operational agreement expired since 2005; and

WHEREAS, MFD will upgrade to State Certified Hazmat Type I Team in order to meet Hazmat level requirements, and provide an Administrative Battalion Chief to provide administrative oversight and support the Hazmat Team; and

WHEREAS, the term of this MOU is for three (3) years, beginning February 1, 2021 through January 31, 2024; and

WHEREAS, there is no estimated cost for City under this MOU, and SCFW shall provide \$250,000 from Less Than County-Wide (LTCW) tax dollars annually to City, to cover personnel costs, salary reimbursement for one Administrative Battalion Chief, and cost recovery for incentive pay and additional Hazmat team members.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves a Memorandum of Understanding (MOU) with the Stanislaus County Fire Warden's Office (SCFW) for hazardous materials emergency response for no annual cost, over a three-year term.

BE IT FURTHER RESOLVED that the City Manager or designee is hereby authorized to execute the agreement, in a form approved by the City Attorney.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of March, 2021, by Councilmember Kenoyer, who moved its adoption, which motion being duly seconded by Councilmember Wright, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Escutia-Braaton, Kenoyer, Madrigal, Ricci, Wright, Zoslocki, Mayor Zwahlen

NOES: Councilmembers: None

ABSENT: Councilmembers: None


ATTEST:


STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

BY:


JOSE M. SANCHEZ, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2021-076**

**RESOLUTION AMENDING THE POSITION ALLOCATION FOR FISCAL
YEAR 2020-21 AS ADOPTED IN THE OPERATING BUDGET**

WHEREAS, a Position Allocation for the City of Modesto was adopted by Modesto City Council on June 30, 2020, as part of the Annual Budget of the City of Modesto for Fiscal Year 2020-2021, and

WHEREAS, classification studies are conducted to ensure that a classification system is equitable and consistent within an organization and that positions are correctly classified, and

WHEREAS, per Personnel Administrative Order 2.2-87-12, a classification study may be conducted in response to a reclassification request, to develop/revise a classification specification, or to assist in a reorganization, and

WHEREAS, a study was conducted by Human Resources to determine an appropriate classification, and

WHEREAS, position changes will be effective upon adoption.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves amending the Position Allocation and the Fiscal Year 2020-21 Operating Budget for various departments as follows:

1. Add one (1) Fire Battalion Chief in the Special Operations Division (18240) of the Fire Department.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of March, 2021, by Councilmember Kenoyer, who moved its adoption, which motion being duly seconded by Councilmember Wright, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Escutia-Braaton, Kenoyer, Madrigal, Ricci, Wright, Zoslocki, Mayor Zwahlen

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

BY: 
JOSE M. SANCHEZ, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2021-077**

RESOLUTION APPROVING AN ON-CALL AGREEMENT FOR ELECTRICAL ENGINEERING DESIGN SERVICES, WITH PEZZONI ENGINEERING, INC., MODESTO, CA, FOR A ONE-YEAR AGREEMENT, WITH TWO ONE-YEAR EXTENSION OPTIONS, FOR AN ANNUAL COST NOT TO EXCEED \$100,000, AND A TOTAL COST NOT TO EXCEED \$300,000 OVER THREE YEARS, AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO EXECUTE THE AGREEMENT

WHEREAS, there are a number of Capital Improvement Program (CIP) projects that may require outside consultant services for efficient project delivery, and

WHEREAS, retaining on-call professional services consultants allows the department to have quick access to specific engineering design services, when needed, and

WHEREAS, on-call professional services consultants can provide designs for small projects using experienced staff and offer a quick turnaround, which is essential to efficient implementation of the City's CIP projects, and

WHEREAS, this will eliminate the need to send out repetitive Requests for Qualifications (RFQ) for projects of similar scope and/or type, saving staff time and project costs, and

WHEREAS, in accordance with Administrative Directive 3.1, Selection Procedures for Professional Consultants Who Provide Architectural & Engineering Services for Capital Projects, a Request for Qualification and Proposals (RFQ/RFP) was formally advertised through Planet Bids for On-Call Electrical and Mechanical Engineering Design Services, and

WHEREAS, on August 28, 2020, staff received six (6) Statements of Qualifications (SOQ) for electrical engineering design services, and seven for mechanical engineering design services, and

WHEREAS, after careful review of the SOQ/Proposals by Utilities Department Staff, Pezzoni Engineering, Inc., Modesto, CA, was selected as the most qualified firm to provide On-Call Electrical Engineering Design Services, and

WHEREAS, when On-Call Electrical Engineering Design Services are required on an “as needed” basis, written task orders will be issued to the consultant identifying the scope, cost, and schedule to complete specific task, and

WHEREAS, the consultant will not perform any services until a written Notice to Proceed is received, and

WHEREAS, no new budget allocations are required at this time as task orders associated with these agreements will be project specific and encumbered against existing approved CIP project budgets, and

WHEREAS, costs for On-Call Electrical Engineering Design Services are not expected to exceed \$100,000 per year and the total cost for the proposed three-year contract term (initial one-year term, with two one-year extensions) is not to exceed \$300,000.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves an On-Call Agreement for Electrical Engineering Design Services with Pezzoni Engineering, Inc., Modesto, CA, for a one-year agreement, with two one-year extension options, for an annual cost not to exceed \$100,000, and a total cost not to exceed \$300,000 over three years.

BE IT FURTHER RESOLVED that the City Manager, or his designee, is hereby authorized to execute the Agreement, in a form approved by the City Attorney.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of March, 2021, by Councilmember Kenoyer, who moved its adoption, which motion being duly seconded by Councilmember Wright, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Escutia-Braaton, Kenoyer, Madrigal, Ricci, Wright, Zoslocki, Mayor Zwahlen

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

BY:


JOSE M. SANCHEZ, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2021-078**

RESOLUTION APPROVING AN ON-CALL AGREEMENT FOR MECHANICAL ENGINEERING DESIGN SERVICES, WITH LEE AND RO, INC., WALNUT CREEK, CA, FOR A ONE-YEAR AGREEMENT, WITH TWO ONE-YEAR EXTENSION OPTIONS, FOR AN ANNUAL COST NOT TO EXCEED \$100,000, AND A TOTAL COST NOT TO EXCEED \$300,000 OVER THREE YEARS, AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO EXECUTE THE AGREEMENT

WHEREAS, there are a number of Capital Improvement Program (CIP) projects that may require outside consultant services for efficient project delivery, and

WHEREAS, retaining on-call professional services consultants allows the department to have quick access to specific engineering design services, when needed, and

WHEREAS, on-call professional services consultants can provide designs for small projects using experienced staff and offer a quick turnaround, which is essential to efficient implementation of the City's CIP projects, and

WHEREAS, this will eliminate the need to send out repetitive Requests for Qualifications (RFQ) for projects of similar scope and/or type, saving staff time and project costs, and

WHEREAS, in accordance with Administrative Directive 3.1, Selection Procedures for Professional Consultants Who Provide Architectural & Engineering Services for Capital Projects, a Request for Qualification and Proposals (RFQ/RFP) was formally advertised through Planet Bids for On-Call Electrical and Mechanical Engineering Design Services, and

WHEREAS, on August 28, 2020, staff received six (6) Statements of Qualifications (SOQ) for electrical engineering design services, and seven for mechanical engineering design services, and

WHEREAS, after careful review of the SOQ/Proposals by Utilities Department Staff, Lee and Ro, Inc., Walnut Creek, CA, was selected as the most qualified firm to provide on-call Mechanical Engineering Design Services, and

WHEREAS, when On-Call Mechanical Engineering Design Services are required on an “as needed” basis, written task orders will be issued to the consultant identifying the scope, cost, and schedule to complete specific task, and

WHEREAS, the consultant will not perform any services until a written Notice to Proceed is received, and

WHEREAS, no new budget allocations are required at this time as task orders associated with these agreements will be project specific and encumbered against existing approved CIP project budgets, and

WHEREAS, costs for On-Call Mechanical Engineering Design Services are not expected to exceed \$100,000 per year and the total cost for the proposed three-year contract term (initial one-year term, with two one-year extensions) is not to exceed \$300,000.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves an On-Call Agreement for Mechanical Engineering Design Services with Lee and Ro, Inc., Walnut Creek, CA, for a one-year agreement, with two one-year extension options, for an annual cost not to exceed \$100,000, and a total cost not to exceed \$300,000 over three years.

BE IT FURTHER RESOLVED that the City Manager, or his designee, is hereby authorized to execute the Agreement, in a form approved by the City Attorney.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of March, 2021, by Councilmember Kenoyer, who moved its adoption, which motion being duly seconded by Councilmember Wright, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Escutia-Braaton, Kenoyer, Madrigal, Ricci, Wright, Zoslocki, Mayor Zwahlen

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

BY:


JOSE M. SANCHEZ, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2021-079**

RESOLUTION APPROVING THE CONSOLIDATION AND WATER SERVICE AGREEMENT BETWEEN THE CITY OF MODESTO AND RIVERDALE PARK TRACT COMMUNITY SERVICES DISTRICT, AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO EXECUTE THE AGREEMENT

WHEREAS, the Riverdale Park Tract (Riverdale) Community is located in an unincorporated County area west of Carpenter Rd, north of W. Hatch Rd and south of the Tuolumne River, and

WHEREAS, the Riverdale Community consists of an estimated 500 residents and is served potable water through approximately 175 connections by the Riverdale Park Tract Community Services District (District), which owns and operates the water system, and

WHEREAS, in March 1992, the City and the District entered into an agreement to provide metered water to the District at an industrial water rate charge for periods when the District may need a supplemental or emergency water supply, and

WHEREAS, in 2015, the Stanislaus County Department of Environmental Resources (DER) identified the District's water system as being in violation of the Maximum Contaminant Level (MCL) for Uranium under Title 22 regulations, and

WHEREAS, in 2016, the DER issued a Compliance Order requiring the District to complete a Corrective Action Plan to bring the water system into compliance, and

WHEREAS, a Feasibility Study was completed in 2018 which looked at four alternatives to mitigate the water quality problem; a new well, a treatment system,

blending with a new water source, and a new water source from The City of Modesto through consolidation, and

WHEREAS, in 2018, staff was approached with the solution to consolidate the District water system and become the sole water provider for the Riverdale Community, and

WHEREAS, the City's current General Plan boundary includes the Riverdale Community in its future growth potential, and the City's current Water System Master Plan includes the Riverdale Community in the future water service area, and

WHEREAS, the City has adequate water supply to serve the Riverdale Community, and

WHEREAS, on December 3, 2020 the District approved the Consolidation and Water Service Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves a Consolidation and Water Service Agreement Between the City of Modesto and Riverdale Park Tract Community Services District.

BE IT FURTHER RESOLVED that the City Manager, or his designee, is hereby authorized to execute the Agreement, in a form approved by the City Attorney.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of March, 2021, by Councilmember Kenoyer, who moved its adoption, which motion being duly seconded by Councilmember Wright, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Escutia-Braaton, Kenoyer, Madrigal, Ricci, Wright, Zoslocki, Mayor Zwahlen

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

BY:


JOSE M. SANCHEZ, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2021-080**

RESOLUTION APPROVING PLANS AND SPECIFICATIONS FOR THE BANGS AVENUE - TULLY ROAD SEWER & WATER MAIN IMPROVEMENTS PROJECT, ACCEPTING THE BID, AND APPROVING A CONSTRUCTION CONTRACT TO PRESTON PIPELINES INFRASTRUCTURE, INC., MILPITAS, CA, IN THE AMOUNT OF \$1,284,896 PLUS \$321,224 IN CONTINGENCY (IF NEEDED), FOR A TOTAL AMOUNT NOT TO EXCEED \$1,606,120 AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO EXECUTE THE AGREEMENT

WHEREAS, the Wastewater Collection System Master Plan identified the North Trunk as a priority project necessary to facilitate new development in the Bangs/Tully/Carver area of Modesto, and

WHEREAS, the North Trunk section extended approximately 2,900 linear feet of 27-inch diameter sewer trunk along Bangs Avenue between Carver Road and Tully Road. Additionally, the project was also to provide approximately 775 linear feet of 12-inch diameter sewer main along Tully Road, between Bangs Avenue and Pelandale Avenue, and

WHEREAS, during construction of the North Trunk project, approximately 1,425 lineal feet of 24-inch water transmission main was removed to accommodate the installation of the 27-inch sewer trunk along Bangs Avenue. Instead of re-installing the 24-inch main as a part of the North Trunk project, staff determined it was in the best interest of the City to create a new project that would install the 24-inch water main, and

WHEREAS, the Bangs Avenue – Tully Road Sewer & Water Main Improvement project will re-install the approximately 1,425 lineal feet of 24-inch Water Transmission Main that was removed as a part of the North Trunk Project on Bangs Avenue, from mid-block between Carver Road and Tully Road, to the Bangs Avenue/Tully Road

intersection. Additionally, the project will install a 12-inch sewer main and a 12-inch water main along Tully Road from Pelandale Avenue to Bangs Avenue. These utility improvements will be necessary for the upcoming Woodglen Development, and

WHEREAS, specifications have been prepared for the Bangs Avenue - Tully Road Sewer & Water Main Improvements project, and

WHEREAS, the Project was advertised for bids on December 22, 2020, and

WHEREAS, on January 26, 2021, bids were publicly opened, pursuant to City Charter Section 1307, five bids were received and Preston Pipelines Infrastructure, Inc., Milpitas, CA, was the responsible bidder with the lowest responsive bid, and

WHEREAS, Modesto Municipal Code 8-3.203 states that all purchases, in excess of fifty thousand dollars (\$50,000), or when directed by the City Manager for any purchase of fifty thousand dollars (\$50,000) or less, shall follow formal bid procedures, and

WHEREAS, the award of bid for the Bangs Avenue - Tully Road Sewer & Water Main Improvements project conforms to the Modesto Municipal code based on providing the overall lowest cost, while providing improved service, and

WHEREAS, the Director of Utilities has recommended that the bid of \$2,376,000 received from Preston Pipelines Infrastructure, Inc., be accepted as the lowest responsive and responsive bid and the contract be awarded Preston Pipelines Infrastructure, Inc.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the plans and specifications for the Bangs Avenue - Tully Road Sewer & Water Main Improvements project and accepts the bid of \$2,376,000 plus

\$285,120 for contingency (if needed) for a total amount not to exceed of \$2,661,120 and Awards Preston Pipelines Infrastructure, Inc., Milpitas, CA, the contract for the Bangs Avenue - Tully Road Sewer & Water Main Improvements project.

BE IT FURTHER RESOLVED that the City Manager, or his designee, is hereby authorized to execute the contract, in a form approved by the City Attorney.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of March, 2021, by Councilmember Kenoyer, who moved its adoption, which motion being duly seconded by Councilmember Wright, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Escutia-Braaton, Kenoyer, Madrigal, Ricci, Wright, Zoslocki, Mayor Zwahlen

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

BY:


JOSE M. SANCHEZ, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2021-081**

RESOLUTION AUTHORIZING AN INCREASE IN THE DIRECTOR'S AUTHORITY TO ISSUE CHANGE ORDERS FOR THE BANGS AVENUE - TULLY ROAD SEWER & WATER MAIN IMPROVEMENTS PROJECT FROM 8% (\$102,792) TO 25% (\$321,224) OF THE CONSTRUCTION CONTRACT AMOUNT OF \$1,284,896 WITH PRESTON PIPELINES INFRASTRUCTURE, INC., MILPITAS, CA AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO IMPLEMENT THE PROVISIONS OF THIS RESOLUTION

WHEREAS, the City's "Change Order Approval Policy", enacted by Council Resolution No. 94-443 on July 19, 1994, and updated by Resolution No. 2019-326 on July 9, 2019, established a contract change order budget of 8% for projects over \$1 Million, and

WHEREAS, given the nature of the project, the significant depth of the sewer main installation and potential grading, drainage and pavement impacts, additional work may be needed to address unexpected conditions that require changes in project scope that may exceed the Director's Authority of 8%. The project design was expedited to return the water transmission main back into service. While staff provided design of the pavement restoration, the existing soil conditions may affect the proposed design and result in additional costs, and

WHEREAS, staff is requesting an increase in the Director's Authority to 25% (\$321,224) of the contract amount of \$1,284,896.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that it hereby authorizes the Director of Utilities to issue change orders for the Bangs Avenue - Tully Road Sewer & Water Main Improvements Project from 8% (\$102,792) to 25% (\$321,224) of the construction contract amount of \$1,284,896 with Preston Pipelines Infrastructure, Inc., Milpitas, CA.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of March, 2021, by Councilmember Kenoyer, who moved its adoption, which motion being duly seconded by Councilmember Wright, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Escutia-Braaton, Kenoyer, Madrigal, Ricci, Wright, Zoslocki, Mayor Zwahlen

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

BY: 
JOSE M. SANCHEZ, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2021-082**

RESOLUTION AMENDING THE FISCAL YEAR 2020-21 CAPITAL IMPROVEMENT PROGRAM BUDGET IN THE AMOUNT OF \$1,811,704 TO BE BUDGETED INTO THE PROJECT FROM WASTEWATER FUND RESERVES AND ESTABLISHING TRANSFER FROM THE WATER FUND TO THIS PROJECT IN THE AMOUNT OF \$342,491 TO FUND THE CONSTRUCTION PHASE OF THE BANGS AVENUE - TULLY ROAD SEWER & WATER MAIN IMPROVEMENTS PROJECT AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO IMPLEMENT THE PROVISIONS OF THIS RESOLUTION

WHEREAS, certain budgetary transactions are necessary in the amount of \$1,811,704, in order to fully fund the construction phase of the Bangs Avenue - Tully Road Sewer & Water Main Improvements Project, and

WHEREAS, the Fiscal Year 2020-21 Capital Improvement Program Budget must be amended as shown in **Exhibit A**, which is incorporated by reference herein.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the amendment of the Fiscal Year 2020-21 Capital Improvement Program Budget as shown in **Exhibit A**, **attached** hereto.

BE IT FURTHER RESOLVED that the City Manager, or his designee, is hereby authorized to implement the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of March, 2021, by Councilmember Kenoyer, who moved its adoption, which motion being duly seconded by Councilmember Wright, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Escutia-Braaton, Kenoyer, Madrigal, Ricci, Wright, Zoslocki, Mayor Zwahlen

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

BY: 
JOSE M. SANCHEZ, City Attorney

EXHIBIT A

The purpose of this action is to amend the budget of Capital Improvement Program Project 101302 – Bangs/Tully Sewer Water Main in the amount of \$1,811,704 to cover expenses associated with the construction phase of the project:

101302 - Bangs/Tully Sewer Water Main

Revenue

| | PJTD Budget | | Budget Adjustment | | Revised Budget | |
|-------|-------------|--|-------------------|--|----------------|--------------------------|
| 64100 | \$ - | | \$ 342,491.00 | | \$ 342,491.00 | Transfer In - Water Fund |

Expenses

| | PJTD Budget | | Budget Adjustment | | Revised Budget |
|------|--------------|--|-------------------|--|-----------------|
| CON | \$ - | | \$ 1,284,896.00 | | \$ 1,284,896.00 |
| CTGY | \$ - | | \$ 321,225.00 | | \$ 321,225.00 |
| CA | \$ - | | \$ 128,489.00 | | \$ 128,489.00 |
| CCF | \$ - | | \$ 25,698.00 | | \$ 25,698.00 |
| EDA | \$ 25,000.00 | | \$ 51,396.00 | | \$ 76,396.00 |
| | \$ 25,000.00 | | \$ 1,811,704.00 | | \$ 1,836,704.00 |